

## Exhibit A

### **..Title**

ORDINANCE AMENDING SECTION 50.37.10 (E) TO INCREASE THE NUMBER OF INTERIM USE PERMITS ISSUED FOR VACATION DWELLING UNITS AND ACCESSORY VACATION DWELLING UNITS FROM 60 TO 120.

### **..Body**

BY COUNCILOR FOSLE:

The city of Duluth does ordain:

Section 1. That Section 50-37.10 (E) of the Duluth City Code is hereby amended to read as follows:

E. Criteria for interim use permits.

In addition to the criteria in subsection C above, the council shall only approve an interim use permit, or approve it with conditions, if it determines that:

1. A time limit is needed to protect the public health, safety and welfare from potential longer term impacts of the requested use in that location or to allow the city time to develop a regulation addressing the potential longer term impacts of the requested use in that location;

2. The applicant agrees to sign a development agreement with the city confirming that (a) approval of the permit will not result in increased costs to the city if the property is later acquired by the city through eminent domain; (b) the use will be terminated at the applicant's expense on the date(s) stated in the permit, (c) the termination of the interim use as stated in the permit will create no rights to a nonconforming use and no rights to compensation for termination of the use or for the value of any structures or improvements related to the use, and (d) the applicant agrees to all conditions imposed by the city. No interim use permit shall be issued until a development agreement confirming these points is executed.

3. No more than ~~60~~120 permits may be issued for either vacation dwelling units or accessory vacation dwelling units.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

### **..Statement of Purpose**

STATEMENT OF PURPOSE: This ordinance increases the number of interim use permits issued by the city for vacation dwelling units and accessory vacation dwelling units from 60 to 120.