

**CITY OF MIDDLEBURG HEIGHTS, OHIO**

Resolution No. 2022- **62**

Introduced By: Mr. Sage, Mayor Castelli, Mr. Bortolotto

**A RESOLUTION  
OPPOSING OHIO HOUSE BILL 563  
WHICH WOULD PREEMPT LOCAL GOVERNMENTS FROM REGULATING  
SHORT-TERM RENTAL PROPERTIES**

WHEREAS, House Bill 563 legislation is a preemption of Home Rule authority and prohibits municipalities from creating necessary regulations that protect the safety and best interests of the residents in each individual community; and

WHEREAS, if a municipality enacts regulations or bans on short term rental properties, those regulations or bans reflect the desires of the residents of that city; and

WHEREAS, statewide preemptions such as HB 563 would prevent the residents of a municipality from being able to decide whether local policies regarding short-term rental properties are in the best interest of their own individual community; and

WHEREAS, no rentals should be banned outright, and local governments should provide appropriate oversight and regulation; and

WHEREAS, the transient nature of Airbnb and VRBO makes for less accountability of tenants, which is a real problem for people who live in residential neighborhoods where these types of businesses typically exist; and

WHEREAS, in some instances short-term property rentals have caused significant issues within communities and more work for police and other emergency services; and

WHEREAS, each community has unique circumstances that should be addressed at the local level, what works for large urban cities does not always work for small municipalities; and

WHEREAS, Constitutional Home Rule authority grants the residents of municipalities a voice in deciding what is best for the community they call home.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, STATE OF OHIO, AS FOLLOWS:

Section 1: That this Council opposes House Bill 563 and urges our state representatives to remember the importance of local control, allowing municipalities to decide what works for their community members; there is no one size fits all when managing the impacts of Airbnb and other forms of transient guest lodging.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Middleburg Heights Code and Section 121.22 of the Ohio Revised Code.

Passed: 6-28-22

Attest: M Meola  
Clerk of Council

Presented to Mayor: 6-29-22

	Yea	Nay
Bortolotto	<u>X</u>	<u>      </u>
Ali	<u>X</u>	<u>      </u>
Sage	<u>X</u>	<u>      </u>
Meany	<u>X</u>	<u>      </u>
McGregor	<u>X</u>	<u>      </u>
Ference	<u>X</u>	<u>      </u>
Grech	<u>ABSENT</u>	<u>      </u>

David Bortolotto  
President of Council

Approved On: 6-29-22

Matthew Casella  
Mayor

I, Mary Ann Meola Clerk of the Council of the City of Middleburg Hts., Ohio, hereby certify that Res. 2022-62 adopted by the Council of the City of Middleburg Hts., on 6/28/22 was posted for a period of fifteen days, beginning 6/30/22 and remained so posted for fifteen days at the two posting places as designated by Charter.

Mary Ann Meola  
Clerk

**CERTIFICATE**

I, Mary Ann Meola Clerk of Council of the City of Middleburg Heights, Ohio, do hereby certify that the foregoing is a true and accurate copy of Res. 2022-62 passed on the 28<sup>th</sup> day of June 2022 by said Council.

Mary Ann Meola  
Clerk of Council