

Draft Order

Of the Bar Harbor Town Council
For the June 8, 2021 Town Meeting

It is hereby ordered that the following article be placed on the annual town meeting warrant with voting thereon to be held by Australian ballot.

Warrant Article

Article XX LAND USE ORDINANCE AMENDMENT — Prohibition of Transferability of Short-Term Rental Registrations — Shall an ordinance, dated December 16, 2020, and entitled “An amendment to prohibit the transfer of short-term rental registrations, and add related definitions,” be enacted?

Prohibition of Transferability of Short-Term Rental Registrations

An amendment to prohibit the transfer of short-term rental registrations, and add related definitions

EXPLANATION: This amendment would prohibit the transfer of any and all short-term rental registrations. This would include transfers to a new owner or a new location. This amendment would allow all currently registered vacation rentals to continue operating.

This amendment would add and create definitions for both “registration” and “short-term rental,” the latter being an umbrella term encompassing vacation rentals, vacation rental-1s and vacation rental-2s. This amendment is designed to work in complement with a draft order titled “Regulation of Short-Term Rentals,” which as proposed would create and define two new uses (vacation rental-1 and vacation rental-2) and place a cap on the maximum number of vacation rental-2 registrations that could be issued.

The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:

Please note: Old language is ~~stricken~~. New language is underlined.
All changes are highlighted for ease of reference.

Chapter 125 , LAND USE ORDINANCE

Article V. Site Plan Review

125-69 Standards for particular uses, structures or activities.

Y. Short-Term Rental

(1) Reserved

(2) Transferability. A short-term rental registration is not transferable including the transfer of ownership, unit, or location. Changes in ownership include members, managers and/or officers or any registered corporation, trust and/or entity.

Article XII. Construction and Definition

§ 125-109 Definitions.

The following terms shall have the following meanings:

REGISTRATION

A written permission issued to a property owner to operate a short-term rental in compliance with Chapter 190. Vacation Rental.

SHORT-TERM RENTAL

Includes vacation rental, vacation rental-1 (VR-1) and vacation rental-2 (VR-2)

Given under our hands and seal at Bar Harbor this XXXX day of XXXX, 2021:

Municipal Officers of the Town of Bar Harbor

Jefferson Dobbs, Chair

Matthew A. Hochman, Vice Chair

Gary Friedmann

Joseph Minutolo

Valerie Peacock

Erin E. Cough

Jill Goldthwait

