

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 8 (“BUSINESS LICENSING”), ARTICLE 40 (“SHORT-TERM RENTALS”), SECTION 8-40-1 (“DEFINITIONS”)

WHEREAS, the Village of Oak Park (“Village”) as a home rule unit of local government as provided by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, as a home rule unit of government, the Village is expressly empowered to perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare; and

WHEREAS, the Village President and Board of Trustees have determined to amend Chapter 8 (“Business Licensing”), Article 40 (“Short-Term Rentals”) of the Oak Park Village Code to provide a definition for short-term rentals.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Village Code Amended. Chapter 8 (“Business Licensing”), Article 40 (“Short-Term Rentals”), Section 8-40-1 (“Definitions”) of the Oak Park Village Code is hereby amended to add the underlined and delete the overstricken language as follows:

8-40-1: DEFINITIONS:

For purposes of this article, the following words and phrases shall have the following meanings, and are hereby defined as follows:

DWELLING UNIT: One or more rooms, including individualized bathroom and kitchen facilities, which are arranged, designed, or used as living quarters for a household.

GUEST: A person who rents or occupies a short-term rental.

HOST: An owner or owners engaged in providing short term rentals.

HOSTING PLATFORM: A marketplace entity, in whatever form or format which facilitates short term rentals through advertising, matchmaking or other means, using any medium or facilitation, or from which the operator of the hosting platform derives revenue, including booking fees or advertising revenues from providing or maintaining the marketplace information.

NON-OWNER OCCUPIED SHORT-TERM RENTALS: A ~~single-family residential abode, including townhomes, condominiums and rooming house dwelling units~~ short term rental property that is not owner-occupied ~~but~~ and is rented ~~out~~ using a hosting platform for any short-term rental periods period.

OWNER: A person holding title or co-title of an abode, dwelling unit or residence that they may lease as a short-term rental but only in accordance with the terms of this ~~ordinance~~ article.

OWNER OCCUPIED SHORT-TERM RENTALS: ~~An owner-occupied single-family residential abode, including townhomes, condominiums and rooming house dwelling units~~ A short term rental property that is primarily owner-occupied, except for the duration when the property or a portion thereof as defined herein is rented ~~out~~ using a hosting platform for any short-term rental period.

SHORT-TERM RENTAL PERIOD: Any period of time 182 days or less.

SHORT TERM RENTALS: ~~An owner-occupied or non-owner-occupied single-family residential abode, including, townhomes, condominiums and rooming house dwelling units~~ A residential dwelling unit, including a single-family home in its entirety or an individual room within a single-family home or an accessory structure of a single-family home, ~~that are either primarily owner-occupied, except for the duration when the property is rented out using a hosting platform for any short term rental period, or are owned but not owner-occupied for the duration when the property is~~ or any residential dwelling unit included within a building containing two (2) or more residential units, a building containing three (3) or more residential units, or a multi-family building containing four (4) or more units that are rented ~~out~~ using a hosting platform for any short-term rental period.

Section 3. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

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ADOPTED this 7st day of November, 2022, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Scaman				
Trustee Buchanan				
Trustee Enyia				
Trustee Parakkat				
Trustee Robinson				
Trustee Taglia				
Trustee Wesley				

APPROVED this 7th day of November, 2022.

Vicki Scaman, Village President

ATTEST

Christina M. Waters, Village Clerk

Published in pamphlet form this ____ day of _____, 2022.

Christina M. Waters, Village Clerk