



**CITY OF WESTLAKE, OHIO
ORDINANCE NO. 2015-77:**

**AN ORDINANCE ENACTING NEW CHAPTER
757 "HOTEL REGULATIONS" OF PART
SEVEN OF THE CODIFIED ORDINANCES OF
THE CITY OF WESTLAKE, AND DECLARING
AN EMERGENCY.**

WHEREAS, the Mayor and Chief of Police have recommended that the City expand the current regulations on hotels and motels to include registration, residency and retention requirements; and

WHEREAS, Council desires to enact new Chapter 757 to expand the regulations governing hotels and motels within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1: That new Chapter 757 "HOTEL REGULATIONS" is hereby enacted and as enacted shall read as set forth in the attached Exhibit "A".

Section 2: That any ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to this legislation 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 action were in meetings open to the public in compliance with all legal requirements including Section 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

Section 4: That this legislation is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason that it is immediately necessary to implement additional hotel regulations to address hotel residency and provide for readily available registries which will assist with responding to emergencies and other compliance and enforcement duties of various City departments, and further provided it receives the affirmative vote of two-thirds of all members

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elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

Passed: 6/4/15



Michael F. Killeen
President of Council

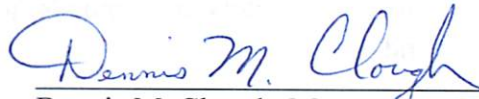
Presented to Mayor: 6/5/15

Approved: 6/5/15

ATTEST:



Denise L. Rosenbaum, Clerk of Council



Dennis M. Clough, Mayor

I, Denise L. Rosenbaum, Clerk of Council of the City of Westlake do hereby certify that Ordinance/Resolution no. 2015-77 adopted 6/4/15 was duly posted on 6/5/15 and remained posted for a period of 15 days thereafter in not less than 2 of the most public places in the City as determined by the Charter of said City.

EXHIBIT "A"

CHAPTER 757 Hotel Regulations

757.01	Definitions.	757.04	Permanent residency.
757.02	Hotel registration and retention.	757.99	Penalty.
757.03	Register to be open for inspection.		

757.01 DEFINITIONS.

For purposes of this chapter:

- (a) "Hotel or motel" means every properly licensed establishment under the Ohio Revised Code, including but not limited to, any hotel, motel, inn, lodging house, apartment house, boarding house, rooming house, or extended stay hotel that is kept, used, maintained, advertised or held out to the public to be a place where living and sleeping accommodations are offered for consideration to guests, in which five or more rooms are used for the accommodation of such guests, whether such rooms are in one or several structures.
- (b) "Operator" means the person at the time of guest registration who is responsible for the day-to-day operations of the hotel or motel.

757.02 HOTEL REGISTRATION AND RETENTION

(a) A guest register shall be maintained at all times and the hotel or motel operator shall require each person to whom a room is let for occupancy to provide the true name and address of each guest in the register prior to renting or occupying the same. In the case of husband and wife, one person may sign for both. A parent or guardian may sign for children in their care. The operator shall verify the name and address of each person renting a room by a picture identification issued by a governmental entity. No person shall be permitted to rent a room without presenting a valid identification.

(b) The operator at the time of signing shall note opposite the name of each guest the room number or numbers of the room or rooms assigned for occupancy and the time and date of beginning such occupancy. The registration shall include the make, model and auto license plate number, if any, of any motor vehicle operated by such persons while lodging or occupying quarters at such hotel or motel. When a guest relinquishes occupancy, the operator shall note in the register the time and date of leaving. All registration requirements shall be made electronically and printable or recorded manually using ink and shall not be in any manner erased, obliterated or defaced.

(c) The guest register shall be retained on site for a period of not less than one year following the date of entry in the register and shall be available for inspection by law enforcement personnel at any time the hotel or motel is open for business.

757.03 REGISTER TO BE OPEN FOR INSPECTION.

Guest registers shall be open for inspection and review by members of the Police and Fire Departments for the purposes of conducting investigations pursuant to the Codified Ordinances of the City or the Ohio Revised Code.

757.04 PERMANENT RESIDENCY.

Hotel or motel rooms or accommodations shall not be used as a permanent or voting residence by any person. Any person occupying a room in excess of thirty consecutive days at a hotel or motel shall be presumed to be a permanent resident in violation hereof.

757.99 PENALTY.

Whoever violates this chapter is guilty of a misdemeanor of the first degree. A separate offense shall be deemed to be committed each day a violation occurs.