



City of Malibu

Short-Term Rental Application Attestation

I attest, under penalty of perjury, the following statements are true and, by initialing the items below, I acknowledge I understand, accept, and will comply with the following:

INITIAL
IN BOX

- I am the owner of the property located at _____ (hereinafter “the Property”). I have read and understand the requirements of Malibu Municipal Code (MMC) Chapter 17.55 “Short-Term Rental of Property” and will comply with its provisions.
- The short-term rental of the Property is not prohibited by Covenants, Conditions and Restrictions (CC&Rs), or rules or restrictions of a homeowners association or similar association, and I have notified such association that I am applying for a short-term rental permit. I will retain proof of notification for the duration that I maintain a short-term rental permit for the property.
- I have paid all transient occupancy tax owed to the City as of today’s date and am in compliance with MMC Chapter 3.24 “Transient Occupancy Tax,” including its recordkeeping requirements.
- The information in this application is correct, including the number of bedrooms I have listed for the dwelling unit(s) (or portion thereof) that is to be rented on a short-term basis.
- The Property is not currently subject to code enforcement action, and any such action or citation has been cured and all fines paid.
- Fire extinguishers, smoke detectors, carbon monoxide detectors, and other basic health and safety features are provided at the Property and are fully charged, operational, and easily located, and will remain so during the duration of this permit’s operation.
- I or my designated Owner’s Agent will be available twenty-four (24) hours a day, seven (7) days a week, at the phone number provided in this application and will answer any call from the City and guests staying at the Property.

- I will provide full access to the Property and documents related to compliance with this Chapter during normal City Hall business hours or at any time the dwelling unit (or portion thereof) is rented, immediately upon request by the City Manager or her/his designee for purposes of inspection or audit in compliance with federal and state law.
- If I have listed an Owner's Agent in this application, I will ensure that Owner's Agent fulfills my obligations under the Municipal Code and that I will be responsible for any actions or inaction taken by my Owner's Agent. My Owner's Agent will be available twenty-four (24) hours a day, seven (7) days a week, at the phone number provided in this application and will answer any call from the City and guests staying at the Property. My Owner's Agent is authorized to, and will, provide full access to the Property and documents related to compliance with this Chapter, during normal City Hall business hours or at any time the dwelling unit (or portion thereof) is rented, immediately upon request by the City Manager or her/his designee for purposes of inspection or audit in compliance with federal and state law.
- I will provide all guests with the Short-Term Rental Code of Conduct and post the same on the inside of the main entrance door to the dwelling unit rented, or on the wall adjacent thereto.
- I will ensure that all short-term rental activity at the Property complies with all applicable laws, including, but not limited to, the noise limitations set forth in MMC Chapter 8.24 and applicable codes regarding fire, building and safety.
- Occupancy shall not exceed the maximum number of individuals listed on the Permit, and in no case may it exceed 14 people unless a special event permit is obtained pursuant to MMC Chapter 5.34.
- I am responsible for updating any information in my application that changes during the period that the Permit is valid. Such information must be updated before any short-term rental activity occurs, and in any case within 30 days of such changes, or immediately for any change in the Owner's Agent contact information. To update information in my application, I understand I must use the City's amended short-term rental application form.
- I understand that I cannot cure a violation of this Chapter by seeking to amend my short-term rental permit after a violation occurs; short-term rental of a property may only be conducted as specifically authorized by an active short-term rental permit.
- I understand that my short-term rental permit number must be prominently posted on all advertisements for the short-term rental of the Property.

- I understand that an application to renew a short-term rental permit must be received by the City Clerk not less than thirty (30) days prior to the expiration of the short-term rental permit. Applications received after the deadline, but before expiration of the permit, may be accepted at the discretion of the City Manager or her/his designee.
- I understand and agree that I am responsible for any and all violations or illegal activity that occur on my property during a period where it is rented on a short-term basis, whether committed by myself, my Owner's Agent, a guest, or any other person. Such violations may result in substantial fines may result in substantial fines, the loss of my short-term rental permit, criminal penalties, or other significant action. I have read MMC Section 17.55 and accept the obligations imposed on me by that Section and will act so as to ensure that no violations occur on the Property.
- On November 23, 2020, the City Council adopted Ordinance No. 472, the Hosted STR Ordinance, to establish provisions to regulate short-term rental of property citywide which include, but are not limited to, requiring the presence of an onsite host during short-term rentals, primary residency requirements and multifamily restrictions. The Hosted STR Ordinance is intended to supersede the short-term rental regulations and permit program currently in place. The Hosted STR Ordinance regulations cannot go into effect until the associated amendments to the City's Local Coastal Program and Land Use Plan are certified by the California Coastal Commission (CCC). In September 2021, the CCC voted to extend the time limit to schedule the public hearing and take action on the City's proposed amendments until June 29, 2022, but may act earlier. **Current STR permits will no longer be valid once the new STR Ordinance becomes effective and a new permit will need to be obtained.**
- As of January 1, 2023, in order obtain a STR permit, property owners will need to either: (1) have obtained a valid Onsite Wastewater Treatment System (OWTS) operating permit for the property that is to be rented as a STR pursuant to Chapter 15.44; or (2) have entered a compliance agreement with the City excusing such compliance, and be in full compliance with the compliance agreement and not in default or breach. I understand that if the property is not in compliance by January 1, 2023, the STR permit will become invalid. STR permit holders are encouraged to submit documentation of a valid operating permit or compliance agreement by December 1, 2022. **Property owners who do not have an OWTS permit for the property where the STR is located are encouraged to contact City staff now so they can begin the process to obtain the required OWTS permit or compliance agreement. Obtaining either of these requirements can take six-plus months or longer.**

Name of LLC (if applicable): _____

Owner's Name: _____

Owner's Signature: _____

Date: _____

Address of the Property for which you are applying for a Short-Term Rental Permit: _____

Please mail the original signed and initialed copy of this Attestation page to:

City of Malibu
23825 Stuart Ranch Road
Malibu CA 90265