



ADMINISTRATIVE APPEALS BOARD STAFF REPORT

DATE: October 27, 2017

SUBJECT: UPDATE RELATING TO PREVIOUS APPEAL HEARINGS: JONATHAN C. BENDER (PROPERTY 1020 CHRISTINA WAY); AND ANTHONY SANCHEZ AND STEVEN EDWARDS (PROPERTY 504 N. FARRELL DRIVE), PALM SPRINGS, CALIFORNIA

BY: Vacation Rental Compliance Department

SUMMARY

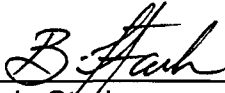
Following appeals previously heard by the Administrative Appeals Board, in coordination with the Palm Springs City Prosecutor, the cases below were administratively changed based on the specific circumstances stated herein.

STAFF UPDATE:

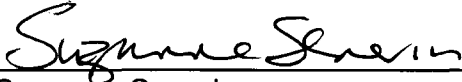
- 1) Jonathan Clark Bender - On July 17, 2017, Mr. Bender appeared in front of Administrative Appeals Board for an appeal hearing. His case was continued and re-scheduled to August 28, 2017. Thereafter, Mr. Bender's Administrative Citation P0003 for Operating a Vacation Rental Without a Vacation Rental Registration Certificate was rescinded along with the permanent ineligibility to operate a Vacation Rental. The decision to rescind Mr. Bender's Administrative Citation was based on insufficient proof of receipt by Mr. Jonathan Clark Bender of the prior Administrative Citation A1678 issued on 12/27/2016 and Administrative Citation A1704 issued on 1/25/2017. Mr. Jonathan Clark Bender was provided a Corrective Action Plan consistent with the existing practice at that time relating to unregistered vacation rentals. Mr. Jonathan Clark Bender has paid the Administrative Fine of \$5,000 and in addition has paid back registration fees, penalties and Transient Occupancy Taxes owed, and is permitted to register as a Vacation Rental.
- 2) Anthony Sanchez and Steven Edwards – On July 17, 2017, Mr. Edwards appeared in front of the Administrative Appeals Board to appeal the Administrative Citation B0003 for Operating a Vacation Rental Without a Vacation Rental Registration Certificate. Administrative Appeals Board upheld the \$5,000 fine and they were permitted to register under the Corrective Action Plan consistent with the existing practice at the time. During the application

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process it was subsequently determined that Mr. Sanchez and Mr. Edwards were not operating a Vacation Rental but a Homeshare property instead. Accordingly, the Administrative Citation B0003 was rescinded and Administrative Fine refunded. Accordingly, Mr. Anthony Sanchez and Mr. Steven Edwards were issued Administrative Citation A7355 for Operating a Homeshare without a Registration Certificate and an Administrative Fine of \$500. Mr. Anthony Sanchez and Mr. Steven Edwards paid the Administrative Fine of \$500, back registration fees, penalties and Transient Occupancy Taxes owed, and were permitted to register as a Homeshare.



Boris Stark
Vacation Rental Compliance Official



Suzanne Severin
Vacation Rental Compliance Official