

Advance Packet

Dated: August 3, 2009

Monday, August 10, 2009, Council Meeting

Included in this packet is documentation to support the following Agenda items:

ORDINANCES

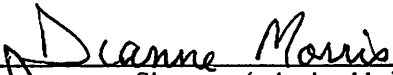

Ordinance O9-O-642, an ordinance amending Section 8.15.087, Temporary Use of a Recreational Vehicle or Travel Trailer, of Chapter 8.15, Nuisances, Title 8, Health and Safety, of the Brookings Municipal Code, in its entirety.

CITY OF BROOKINGS

COUNCIL AGENDA REPORT

Meeting Date: Aug. 10, 2009

Originating Dept: Planning


Signature (submitted by)

City Manager Approval

Subject: Revision to Brookings Municipal Code (BMC) 8.15.087, Temporary use of recreational vehicle (RV) or travel trailer.

Recommended Motion: Motion to approve adopting Ordinance 09-O087.

Financial Impact: None

Background/Discussion: At the June 22nd and July 27, 2009 City Council meetings, an appeal of Staff's interpretation of BMC 8.15.087 was heard. The City Council voted to uphold Staff's interpretation. Draft revisions to this section have been prepared to avoid any possible misunderstanding in the future.

The Land Development Code Committee discussed the provisions of BMC 8.15.087 and felt some revision to the language to clarify that temporary RV use would require the RV to be located entirely on private property that is residentially zoned and developed **with a dwelling unit** would be appropriate.

Policy considerations: N/A

Attachments: Draft version of 8.15.087 BMC.
Adopting Ordinance 09-O-642.

Chapter 8.15 NUISANCES

8.15.087 Temporary use of a recreational vehicle or travel trailer.

A. All recreational vehicle parks within the city of Brookings shall conform to the electrical, fire, health, building, and plumbing ordinances of the city of Brookings, as amended, except as hereinafter specified.

B. It is a violation to use a recreational vehicle or travel trailer for living purposes within the city of Brookings except when parked within a licensed recreational vehicle park. A recreational vehicle or travel trailer may be used for temporary sleeping purposes within the city of Brookings provided as follows:

1. That the recreational vehicle or travel trailer is located entirely on **private property that is** residentially zoned and developed **with a dwelling unit private property;**

2. That no connection of any kind may be made to the city's water or sewer system; and

3. That the period of use for the property shall not exceed 14 days out of any calendar year.

C. It shall be a violation for any person, firm, or corporation owning or operating a recreational vehicle park in the city of Brookings to violate any of the provisions of this chapter. It shall be a violation for any person, firm, or corporation owning, maintaining, or in control of any recreational vehicle or travel trailer, or the occupant or tenant of any recreational vehicle or travel trailer in whatever capacity, to violate any provisions of this chapter. [Ord. 07-O-591 § 2.]

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

ORDINANCE NO. 09-O-642

IN THE MATTER OF ORDINANCE 09-O-642, AN ORDINANCE AMENDING SECTION 8.15.087, TEMPORARY USE OF A RECREATIONAL VEHICLE OR TRAVEL TRAILER, OF CHAPTER 8.15, NUISANCES, TITLE 8, HEALTH AND SAFETY, OF THE BROOKINGS MUNICIPAL CODE, IN ITS ENTIRETY.

Sections:

- Section 1. Ordinance Identified.
- Section 2. Amends Section 8.15.087, in its entirety.

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance revises Section 8.15.087, Temporary Use of a Recreational Vehicle or Travel Trailer, of the Brookings Municipal Code, in its entirety.

Section 2. Amend Section 8.15.087. Section 8.15.087, Temporary Use of a Recreational Vehicle or Travel Trailer, is amended to read as follows:

**Chapter 8.15
NUISANCES**

8.15.087 Temporary use of a recreational vehicle or travel trailer.

A. All recreational vehicle parks within the city of Brookings shall conform to the electrical, fire, health, building, and plumbing ordinances of the city of Brookings, as amended, except as hereinafter specified.

B. It is a violation to use a recreational vehicle or travel trailer for living purposes within the city of Brookings except when parked within a licensed recreational vehicle park. A recreational vehicle or travel trailer may be used for temporary sleeping purposes within the city of Brookings provided as follows:

1. That the recreational vehicle or travel trailer is located entirely on private property that is residentially zoned and developed with a dwelling unit;
2. That no connection of any kind may be made to the city's water or sewer system; and
3. That the period of use for the property shall not exceed 14 days out of any calendar year.

C. It shall be a violation for any person, firm, or corporation owning or operating a recreational vehicle park in the city of Brookings to violate any of the provisions of this chapter. It shall be a violation for any person, firm, or corporation owning, maintaining, or in control of any recreational vehicle or travel trailer, or the occupant or tenant of any recreational vehicle or travel trailer in whatever capacity, to violate any provisions of this chapter. [Ord. 07-O-591 § 2.]

First Reading: _____
Second Reading: _____
Passage: _____
Effective Date: _____

Signed by me in authentication of its passage this _____, day of _____, 2009

ATTEST:

Mayor Larry Anderson

City Recorder Joyce Heffington