

ORDINANCE 692

AN ORDINANCE REPEALING ORDINANCE 577, CHAPTER 1.06.03 SPECIAL PERMITS OF ORDINANCE 485, AND CHAPTER 14 SECTIONS 14.24.010 THROUGH 14.24.040 OF THE ODESSA MUNICIPAL CODE; AND ADDING CHAPTER 10.34, TITLED “RECREATIONAL VEHICLE, CAMPER, MOTOR HOME, and TRAILER REGULATIONS”. TO FIX CONFLICTING SECTIONS AND CLARIFY DEFINITIONS AND LAWS.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ODESSA, LINCOLN COUNTY, WASHINGTON, AS FOLLOWS, TO WIT:

WHEREAS the Town Council desires to repeal Ordinance 577 and Chapter 1.06.03 of Ordinance 485 titled Special Permit.

WHEREAS the Town Council desires to repeal the Odessa Municipal Code Sections 14.24.010 through 14.24.040 of Chapter 14.

WHEREAS the Town Council desires to add Chapter 10.34, titled Recreational Vehicle, Camper, Motor Home, and Trailer Regulations

NOW, THEREFORE, the Town Council of the Town of Odessa does ordain as follows to be in Odessa Municipal Code Chapter 10.34:

SECTION 1: Definitions

"Motor homes" means motor vehicles originally designed, reconstructed, or permanently altered to provide facilities for human habitation, which include lodging and cooking or sewage disposal, and is enclosed within a solid body shell with the vehicle, but excludes a camper or like unit constructed separately and affixed to a motor vehicle. (RCW 46.04.305)

“Travel Trailer” means a trailer house or coach not more than eight feet in width or more than twenty-eight feet in length designed for travel and recreation uses. (OMC 17.08.200)

"Trailer" includes every vehicle without motive power designed for being drawn by or used in conjunction with a motor vehicle constructed so that no appreciable part of its weight rests upon or is carried by such motor vehicle, but does not include a municipal transit vehicle, or any portion thereof. "Trailer" does not include a cargo extension. (RCW 46.04.620)

“Recreational Vehicle” means a vehicular-type unit designed for temporary living quarters for recreational camping or travel uses, with or without motive power. This definition includes campers and motor homes. A recreational vehicle is not a manufactured home (mobile home). (OMC 17.08.180)

“Street” means the entire right-of-way width of any street, excluding the sidewalk and between the curb boundary lines and shoulder or swale of public property, when any part thereof is open to the use by the public for purposes of pedestrian, bicycle or vehicular travel including parking. (OMC 10.19.010)

“Alley” means a public highway not designated for general travel and used primarily as a means of access to the rear of the residence and business establishments. (OMC 10.19.010)

“Highway” means the entire width between the boundary lines of every roadway publicly maintained by the State Department of Transportation or any county or city with funding from the motor vehicle fund. A highway is generally capable of travel by a conventional two-wheel-drive passenger automobile during most of the year and in use by such vehicles. (OMC 10.19.010)

“Camper” means a structure designed to be mounted upon a motor vehicle which provides facilities for human habitation or for temporary outdoor or recreational lodging and which is five feet or more in overall length and five feet or more in height from its floor to its ceiling when fully extended but shall not include motor homes as defined in RCW 46.04.305.

SECTION 2: Occupying – Unlawful

It is unlawful for any person to occupy a motor home, camper, trailer, travel trailer or recreational vehicle on public or private property for more than seven (7) days in a 6-month period.

In the event of an emergency, a person may occupy a motor home, camper, trailer, travel trailer or recreational vehicle for more than seven (7) days after attending a council meeting in person and seeking permission from the Council.

SECTION 3: Parking – Unlawful

It is unlawful for any person to park any motor home, camper, trailer, travel trailer or recreational vehicle on any street, alley, or highway or other public place within the town.

SECTION 4: Business practice - Unlawful

It is unlawful for any person to maintain or conduct any business practice in a travel trailer or recreational vehicle while the same is so parked or stored in accordance with this chapter.

SECTION 5: Parking – Emergency or temporary

Emergency or temporary stopping or parking is permitted on any street, alley or highway for no longer than forty-eight (48) hours subject to any other prohibitions, regulations, or limitations imposed by the traffic and parking regulations, or ordinances for that street, alley, or highway.

SECTION 6: Parking - Special permit

A long-term street-parking special permit may be considered by the Mayor and Council after attending a council meeting in person to seek approval. No alleys will be considered. This special permit will be made on a case by case basis and the council reserves the right to deny the permit, or revoke permission for any reason. The permit will have a time limit of 6 months at which point it may be reissued after attending a council meeting in person to seek approval.

SECTION 7: Violation – Penalty

Any person or persons violating the provisions of this chapter shall be found to have committed an infraction and shall be subject to the general penalty provisions of Chapter 1.16 of this code.

SECTION 8: Severability

If any provision of the ordinance or its application to any person or circumstances is held invalid, the remainder of this ordinance, or the application of the provisions to other person or circumstances, shall not be affected.

SECTION 9: Effective Date

This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ADOPTED BY THE ODESSA TOWN COUNCIL, THIS 23rd DAY OF APRIL 2018

William F. Crossley, Mayor

ATTEST:

Denise Snead, Clerk-Treasurer

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