

ORDINANCE # 30

**Parking and Locating of Trailers, Motor Vehicles, and Other
Moveable Materials**

AN ORDINANCE REGULATING THE PARKING & LOCATING OF TRAILERS, MOTOR VEHICLES, AND OTHER MOVEABLE MATERIALS WITHIN THE CITY OF POWERS LAKE, NORTH DAKOTA.

SECTION 1. DEFINITIONS:

Whenever used in this article unless a different meaning appears from the context:

(A) An "Automobile Trailer", "Trailer Coach" or Trailer" means any vehicle or structure so designed and constructed in such manner as will permit occupancy thereof as sleeping quarters for one or more persons, or the conduct of any business or profession, occupation or trade (or use as a selling or advertising device), and so designed that it is or may be mounted on wheels and used as a conveyance on highways or city streets, propelled or drawn by its own or other motive power, excepting a device used exclusively upon stationary rails or tracks.

(B) A "Trailer Camp" means any park, trailer park, trailer court, camp site, lot, parcel, or tract of land designed, maintained or intended for the purpose of supplying a location or accommodations for any trailer coach or trailer coaches and upon which any trailer coach or trailer coaches are parked and shall include all buildings used or intended for use as part of the equipment thereof whether a charge is made for the use of the trailer camp and its facilities or not. "Trailer Camp" shall not include automobile or trailer sales lots on which unoccupied trailers are parked for purposes of inspection and sale.

(C) a "Tourist Camp" means any park, tourist park, tourist court, camp, court, site, parcel, or tract of land upon which one or more camp cottages or cabins are located and maintained for the accommodation of transients by the day, week, or month whether a charge is made or not.

(D) A "Unit" means a section of ground in a trailer camp of not less than 800 square feet of unoccupied space in an area designated as the location for only one automobile and one trailer.

(E) A "Motor Vehicle" includes every vehicle that is self-propelled and has a motor vehicle registration, title registration, and operator's licenses; motorized bicycles.

(F) "Other Moveable Materials" means any object or item that is able to be moved. (examples - wood, metal, basketball hoops, Dirt, Rock)

SECTION 2. PARKING OF TRAILERS:

When and Where Permitted:

(A) It shall be unlawful, within the limits of the City of Powers Lake, for any person to park any trailer longer than 72 hours between April 2 and October 31 on any residential street or highway, or other public place, or on any tract of land owned by

any other person without permission, provided in this article. It shall be unlawful to park any trailer on any residential street or highway between November 1 and April 1. (See seasonal parking - Section 6). This section does not include city owned trailers.

(B) Emergency or temporary stopping or parking is permitted on any street or highway for not longer than one hour subject to any other and further prohibitions, regulations, or limitations imposed by the traffic and parking regulations or ordinances for that street or highway.

(C) No person shall park or occupy any trailer on the premises of any occupied dwelling or on any lot which is not a part of the premises of any occupied dwelling either of which is situated outside an approved trailer camp; except, the parking of only one unoccupied trailer in any accessory private garage building, or in a rear yard in any district is permitted providing no living quarters shall be maintained or any business practiced in said trailer while such trailer is so parked or stored.

(D) Trailers may be permanently parked on individual lots provided they are connected to the city water and sewer according to state and city plumbing code, and also must comply to city building code or ordinance.

SECTION 3. PARKING OF MOTOR VEHICLES:

(A) It shall be unlawful, within the limits of the City of Powers Lake, for any person to park any motor vehicle longer than 72 hours on any street or highway, or other public place, or on any tract of land owned by any other person without permission, excluding city business district provided in this article. This section does not include city owned motor vehicles.

(B) Emergency or temporary stopping or parking is permitted on any street or highway for not longer than 1 hour subject to any other and further prohibitions, regulations, or limitations imposed by the traffic and parking regulations or ordinances for that street or highway.

(C) Semi tractor trailers are limited to parking in commercial and designated areas.

SECTION 4. PLACING OF OTHER MOVEABLE MATERIALS:

(A) It shall be unlawful, within the limits of the City of Powers Lake, for any person to place any "other moveable materials" longer than 48 hours on any street or highway, or other public place, or on any tract of land owned by any other person without permission, provided in this article. This section does not include city owned or maintained materials.

SECTION 5. TRAILER CAMPS:

(A) Trailer camps as defined in the Basic Building Code of the City of Powers Lake, must be duly licensed and approved and constructed as hereinafter provided or as set forth in the Basic Code of the City of Powers Lake.

SECTION 6. SEASONAL PARKING:

(A) It shall be unlawful, within the limits of the City of Powers Lake, for any person to park any trailer, motor vehicle, or

place any "other moveable materials" upon any residential street or highway during between November 1 and April 1; from April 2 to October 31 parking is limited to two weeks except during street maintenance/cleaning. Owners of said item(s) must move said item(s) within 1 hour of verbal notice or within 4 hours upon receipt of a certified letter notifying owner to do so, or said item(s) may be forcibly removed and owner will be responsible for any fee's and fine's that may have been acquired. If owner is unknown or unable to move said item(s) then said item(s) will be declared abandoned and may be forcibly removed at owner(s) expense along with any fine(s) that may have been acquired.

SECTION 7. ENFORCEMENT:

(A) The Burke County Sheriff, Chief of Police and the Chief of the Fire Department are hereby designated as the Board to enforce all of the provisions of this article. The City Auditor of the City of Powers Lake shall be secretary for said Board.

SECTION 8. LICENSE:

(A) It shall be unlawful for any person to maintain or operate within the City of Powers Lake any trailer camp unless such person shall first obtain a license therefore. All trailer camps in existence upon the effective date of this ordinance shall, within 90 days thereafter obtain such license, and in all other respects comply fully with the requirements of this article and the Basic Building Code.

SECTION 9. REGISTER OF OCCUPANTS:

(A) It shall be the duty of the licensee to keep a register containing a record of all trailer coach owner and occupants located within a trailer camp. The register shall contain the following information:

- (1) Name and address of each occupant.
- (2) Make, model and year of all automobiles and trailer coaches.
- (3) License number and owner of each trailer coach and automobile by which it is towed.
- (4) The State issuing such license.
- (5) The dates of arrival and departure of each trailer coach.

(B) The trailer camp shall keep the register available for inspection at all times by law enforcement officials, public health officials and other officials whose duties necessitate acquisition of the information contained in the register.

SECTION 10. APPLICATION FOR LICENSE:

(A) Applications for a trailer camp license shall fee filed with City Auditor and issued by the City Council upon recommendations made by the Board. (See Enforcement). Applications shall be made in writing signed by the applicant and shall contain the following information:

- (1) Name and address of the applicant.
- (2) The location and legal description of the trailer camp.
- (3) A complete plan of the camp showing compliance with

the provisions of this chapter and the Basic Building Code.

(4) Plans and Specifications of all buildings and other improvements constructed or to be constructed within the limits of the trailer camp.

(5) Such other information as may be requested by the City Council or the Board to enable it to determine if the proposed will comply with legal requirements.

(B) The Board as hereinbefore established shall investigate the applicant and inspect the proposed plans and specifications. If the applicant is found to be of good moral character, and the proposed trailer camp will be in compliance with all provisions of this article and the Basic Building Code and all other application and upon completion of the trailer camp according to plans shall issue the license.

(C) Upon application for a transfer of the license, The Board shall issue a transfer if it is determined that the transferee is of good moral character.

SECTION 11. REVOCATION OF LICENSE:

(A) The City Council may revoke any license to maintain and operate a trailer camp when the licensee has been found guilty by a court of competent jurisdiction of violating any provision of this article. After such conviction the license may be reissued if trailer camp is being maintained and operated in full compliance with the law.

SECTION 12. POSTING OF LICENSE:

(A) The license certificate shall be conspicuously posted in the office or on the premises of the trailer camp at all times.

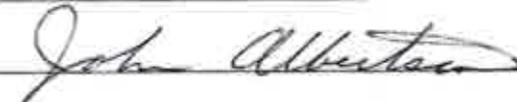
SECTION 13. PENALTY:

(A) Any person, firm, or corporation violating any of the provisions of the ordinance, upon conviction thereof, shall be punished by forced removal of said item(s) and/or a fine not to exceed \$500.00, with first offense \$50.00, second offense \$100.00, third offense \$500.00

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Mayor _____ John Albertson _____
Powers Lake North Dakota

ATTEST


City Auditor _____ Jennifer Titus _____