

ORDINANCE NO. 3437

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 10 OF THE CODE OF THE CITY OF MESQUITE BY DELETING THE CURRENT SECTION 10-13 IN ITS ENTIRETY AND ADDING A NEW SECTION 10-13 THEREBY REVISING DEFINITIONS AND PARKING REGULATIONS AS THEY PERTAIN TO MOBILE HOMES AND RECREATIONAL VEHICLES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE AND DECLARING AN EMERGENCY.

WHEREAS, it has been demonstrated that the current parking regulations relating to recreational vehicles no longer serve the best interest of the City; and

WHEREAS, the City Council finds that it is in the interest of the citizens of the City to revise the current parking regulations for recreational vehicles by prohibiting parking in a public street.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 10 of the Code of the City of Mesquite, Texas, is hereby amended by deleting Section 10-13 in its entirety and adding a new Section 10-13 to read as follows, in all other respects said Code, Chapter and Article to remain in full force and effect:

Sec. 10-13 Mobile homes and recreational vehicles.

- (a) *Definitions.* For the purposes of this section the following definitions are adopted:
 - (1) *Mobile home* means a vehicular, portable structure capable of being transported over the highways, containing sleeping accommodations and exceeding thirty-five (35) feet in length. The term "mobile home" may include the terms "travel trailer," "camper," "motor home" or campers designed for transportation on a pickup truck.
 - (2) *Recreational vehicle* means a vehicular, portable structure designed to be transported over the highways and containing living or sleeping accommodations, such structure being designed and actually used as a temporary dwelling during travel for recreation and pleasure purposes, and not exceeding thirty-five (35) feet in length. Any portable vehicular structure with living or sleeping accommodations in excess of the length herein, regardless of the

design and the use thereof, for the purpose of this section shall be classed as a mobile home. The term "recreational vehicle" may include the terms "travel trailer," "camper," "motor home" or campers designed for transportation on a pickup truck.

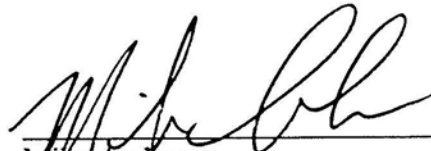
- (3) *Length* means that distance from end to end of the vehicle, not including the tow bar for connection to another vehicle.
- (b) *Mobile homes prohibited.* It shall be unlawful to place, park or maintain any mobile home, as defined herein, on any street, alley, lot, tract or parcel of land in the city for a period in excess of twenty-four (24) hours except as authorized and permitted under the provisions of the comprehensive zoning ordinance.
- (c) *When recreational vehicles allowed.* It shall be unlawful to place, park or maintain any recreational vehicle, as defined herein, on any public street in the city for a period in excess of twenty-four (24) hours. Recreational vehicles shall be allowed on a lot, tract or parcel of land in the city under the following conditions:
 - (1) *Front and exterior side yards.* A recreational vehicle may be parked in the driveway in front of the front or exterior side yard building line provided that the vehicle must be parked on the property; i.e., it may not overhang the property line or the sidewalk.
 - (2) *Behind the front or exterior side yard building line.* A recreational vehicle may be parked behind the front or exterior side yard building line provided, however, that it may not be parked in an interior side yard within five (5) feet of any main building.
- (d) *Occupancy prohibited.* Recreational vehicles and mobile homes shall not be occupied while in the city and shall not be connected to public or private utilities except when located in an approved mobile home park.
- (e) *Construction.* This section and the section regulating the parking of vehicles in the front yard generally shall be read and construed together in para materia and the provisions relating to paved and improved surfaces for the parking of vehicles generally shall likewise apply to the parking of recreational vehicles.

SECTION 2. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

SECTION 3. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed five hundred dollars (\$500.00) for each offense.

SECTION 4. That the present ordinances of the City of Mesquite are inadequate to provide for the proper regulation of parking of recreational vehicles creates an urgency and an emergency for the preservation of the public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.


DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 6th day of August, 2001.



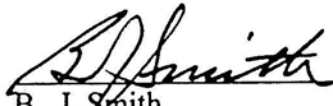
Mike Anderson
Mayor

ATTEST:

APPROVED:



Ellen Williams
City Secretary



B. J. Smith
City Attorney