

VILLAGE OF TIMBERLAKE

ORDINANCE NO. 30-2021

AN ORDINANCE AMENDING SECTION 470.10, PARKING AND STORAGE OF RECREATIONAL VEHICLES OF THE CODIFIED ORDINANCES OF THE VILLAGE OF TIMBERLAKE AND DECLARING AN EMERGENCY

WHEREAS, the Village of Timberlake initially passed a Parking and Storage of Recreational Vehicles Ordinance on August 20, 1985 and amended the same on September 21, 2010.

WHEREAS, the Village of Timberlake Council desires to further revise the ordinance to provide proper penalties for failure to comply with said Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Timberlake, County of Lake, and State of Ohio that:

Section 1.

Section 470.10, Parking and Storage of Recreational Vehicles is hereby amended to read as

470.10 PARKING AND STORAGE OF RECREATIONAL VEHICLES.

(a) As used in this chapter:

(1) "Driveway" is defined as that area of any residential property designed for vehicular ingress to and egress from such property;

(2) "Parking" means the stationary placement of any vehicle for a continuous period of less than 24 hours;

(3) "Recreational vehicle" includes boats and means a portable structure, self-propelled or towable by another vehicle, and of such size and weight as not to require special highway movement permits. Such vehicle shall be primarily designed, constructed or modified to provide temporary living quarters or for recreational, camping or travel use, and not for commercial purposes or for profit, and shall include, but not be limited to, the following:

A. "Boat" or "boat trailer" includes boats, floats and rafts, plus the normal equipment to transport the same on the highway;

B. "Folding tent-trailer" means a canvas folding structure, mounted on wheels and designed for travel and vacation uses;

C. "Motorized home" means a portable dwelling designed and constructed as an integral part of a self-propelled vehicle;

D. "Pick-up camper" means a structure designed primarily to be mounted on a pick-up or truck chassis and with sufficient equipment to render it suitable for use as a temporary dwelling for travel, recreational and vacation uses; and

E. "Travel trailer" means a vehicular portable structure built on a chassis designed to be used as a temporary dwelling for travel, recreational and vacation uses, and permanently identified as a "travel trailer" by the manufacturer.

(4) "Storage" means the stationary placement of any vehicle for a continuous period in excess of 24 hours; and

(5) "Vehicle" has the same meaning as in Section 402.57.

(b) No person shall park or store any recreational vehicle in the Village, provided, however, that such vehicle may be parked or stored in the Village subject to the following conditions:

(1) A recreational vehicle may be parked or stored in a completely enclosed structure, or outside of a completely enclosed structure, but not in front of the front building line, three feet from the side line, or three feet from the rear property line. In the event the property is a corner lot, there shall be a minimum of three feet from the rear property line, and in no case in front of the front building line of the adjoining structure.

(2) No fixed connections to water, gas, electricity, storm or sanitary sewer facilities shall be attached to the recreational vehicle, except that a temporary electrical connection, not to exceed 24 hours, is permitted for the sole purpose of generating electrical energy to charge up a battery or generating system.

(3) A recreational vehicle shall not be used for living or housekeeping purposes while stored on such lot.

(4) All recreational vehicles must carry a current year's license and/or registration.

(5) A recreational vehicle shall be limited to 25 feet in length from end to end, but not including the size of any hitch or attachment.

(6) Not more than two recreational vehicles shall be granted a permit for parking outside a completely enclosed structure, except upon permission received from the Police Department for purposes of allowing a visiting recreational vehicle for temporary parking purposes.

(7) Except as provided in division (c) of this section, all recreational vehicles must be fully or partially owned by a resident of the Village.

(c) Recreational vehicles may be parked in the driveway of a premises for a period not to exceed 24 continuous hours in any seven-day period, as a complete exception to the terms and requirements of this section, exclusively for loading, unloading or visitation purposes, provided, however, that the Police Department, upon written notification, shall permit the parking of a recreational vehicle in the driveway of a premises for a period not to exceed 48 continuous hours within a seven-day period exclusively for loading, unloading or visitation purposes, with a maximum limit to this exception of six times per year.

(d) The Planning Commission, with the confirmation of Council, may grant a variance from the restrictions of this section to any applicant upon a showing that the restrictions of this section impose an undue hardship.

(e) Any person storing recreational vehicles within the Village at the time of the passage of this section shall comply with the terms and conditions contained herein on or before 30 days from passage.

(f) No person shall willfully park or store a Recreational Vehicle, Boat or Boat Trailer, Folding Tent Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer for more than ten days after receipt of a written notice as provide in this section. The Police Department shall issue a Written Warning Notice to the owner, person in charge of, or in possession of the property where the Recreational Vehicle, Boat, or Boat Trailer, Folding Tent-Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer is found, and a tenday period shall commence the next day following the service of written warning. The fact that the Recreational Vehicle, Boat or Boat Trailer, Folding Tent-Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer is left on the premises is prima facie evidence of the willful failure to comply with the written warning and each five days after the Recreational Vehicle, Boat or Boat Trailer, Folding Tent Trailer, Motorized Home, Pick-up Camper, or Travel Trailer continues to be left constitutes a separate offense, as outlined in division (g). For the period of one year from the issuance of the notice, in the event the Recreational Vehicle, Boat or Boat Trailer, Folding Tent-Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer is removed during the ten-day time period and at a later time such Recreational Vehicle, Boat or Boat Trailer, Folding Tent-Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer is returned to the property, violation shall be complete upon return of the Recreational Vehicle, Boat or Boat Trailer, Folding Tent-Trailer, Motorized Home, Pick-Up Camper, or Travel Trailer to the property provided ten days have elapsed since service of notice.

(g) Whoever violates this section is guilty of a minor misdemeanor on the first offense; on a second offense within one year after the first offense, the person is guilty of a misdemeanor of the fourth degree; on each subsequent offense within one year after the first offense, the person is guilty of a misdemeanor of the third degree.

Section 2.

It is found and determined that all actions of Council concerning and relating to the adoption of this Ordinance were so adopted in meetings open to the public and Council and its committees acted in full compliance with Section 121.22 of the Ohio Revised Code.

Section 3.

This Ordinance is hereby declared to be an emergency measure necessary to the immediate preservation of the public peace, property, health and safety of the citizens of the Village of Timberlake, and therefore, provided that the Ordinance receives the requisite vote, it shall take effect and be in force after its passage; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.



Mayor John Marra

Adopted: January 18, 2022

Attest: John H. Roskos
John H. Roskos, Fiscal Officer