

(First Published in the Lincoln Sentinel-Republican, August 21, 2014)

ORDINANCE NO. 706

AN ORDINANCE REGULATING THE PARKING OF RECREATIONAL VEHICLES, TRAVEL TRAILERS, MOTOR HOMES AND CAMPERS WITHIN THE CITY OF LINCOLN CENTER, KANSAS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

The City of Lincoln Center, Kansas, has determined the need to establish a policy to regulate the parking of recreational vehicles actively used as sleeping and/or extended duration living quarters within the City of Lincoln Center.

The City of Lincoln Center, Kansas, ordains as follows:

Section 1. **PURPOSE AND POLICY.** The purpose of this ordinance is to regulate the parking of recreational vehicles actively used as extended living accommodations and/or sleeping accommodations, to discourage permanent or long-term use of recreational vehicles for living or sleeping accommodations and to encourage the overnight parking of such recreational vehicles in designated areas within the city limits.

Section 2. **DEFINITIONS.**

(a) **Person.** Person shall mean any individual, firm, partnership, association, corporation or trust.

(b) **Recreational Vehicle (RV).** Vehicles used for recreational purposes which contain sleeping facilities and are designed for short or long-term living accommodations. The term recreational vehicle shall include but shall not be limited to travel trailers, motor homes and campers. The term shall not apply to mobile homes as defined in and as regulated by Ordinance No. 661 of the City of Lincoln Center, Kansas.

(c) **Recreational Vehicle Park.** Recreational vehicle park shall mean any area owned by the city or by one or more persons in which spaces are rented for parking of recreational vehicles and which complies with state law, state and city traffic laws and ordinances and for which a recreational vehicle park permit has been granted by the city pursuant to the rules and regulations adopted by the city for such purpose by resolution. The city shall by resolution establish those locations within the city that are authorized for the parking of recreational vehicles which shall be appropriately marked for that purpose.

Section 3. RECREATIONAL VEHICLE REGULATION. Except as otherwise provided herein, it shall be unlawful to park or place any recreational vehicle which is actively in use as sleeping or living accommodations within the city unless said recreational vehicle is located in a recreational vehicle park. **This section shall not apply to the parking of recreational vehicles that are not actively in use as sleeping or living accommodations purposes.** State law and city ordinances pertaining to vehicle parking shall apply to all recreational vehicle parking the same as any other vehicle parked within the city.

Section 4. EXEMPTION. Unless otherwise prohibited, recreational vehicles used for sleeping and/or living accommodations may be parked on city streets in front of and adjacent to a permanent residence or upon such permanent resident's private property when the owner or the operator of the recreational vehicle is visiting the owner or occupant of the residence for a period not to exceed two (2) weeks. The owner or operator of the recreational vehicle so parked shall, upon the request of a law enforcement officer or other authorized city representative, provide verification that such owner or operator of the recreational vehicle is a guest of the owner or occupant of the permanent residence. Such evidence can be in the form of written or verbal authorization received directly from the owner or occupant of the permanent residence.

Section 5. UTILITIES/HOOKUPS/CONNECTIONS. No electrical or water connections shall be made by the recreational vehicle owner or operator to any outlet other than to an outlet metered for and with the consent of the owner or occupant of the permanent residence and only if there are no delinquent electrical charges associated with said permanent residence. Such electrical or water connections, if made, shall not exceed the two (2) week period as provided in preceding Section 4 of this Ordinance. Under no circumstances shall there be any sewer connections made by the owner or occupant of the recreational vehicle with any sewer access within the city except that provided within a designated and lawful recreational vehicle park. The dumping of waste from recreational vehicles on public or private land except at a designated RV dump is expressly prohibited. Notwithstanding other provisions of this ordinance, a permit may be issued to place a recreational vehicle upon private property for the temporary housing of law enforcement or security personnel for the protection of a public gathering or private business. Such permit may be issued upon application and payment of fees which may be established from time to time by the resolution by the governing body of the City of Lincoln Center. The applicant shall obtain the written approval of the Sheriff of Lincoln County, Kansas, prior to submitting the request to the governing body of the city. Said permit shall be valid for such period of time not to exceed one year as may be established by the governing body. Sewer connection for such permitted recreational vehicle shall be prohibited.

Section 6. PENALTIES. Any person, firm or corporation violating any of the provisions of this ordinance, or failing to comply therewith, shall upon conviction in municipal court, be subject to a fine not to exceed \$300, and each violation shall constitute a separate violation.

Section 4. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed and approved by the governing body of the City of Lincoln Center, Kansas, on this 11th day of August, 2014.

ATTEST:

/s/ Rose M. Gourley
Rose M. Gourley, City Clerk

/s/ Travis Schwerdtfager
Travis Schwerdtfager, Mayor