

ORDINANCE No. 14-011

AN ORDINANCE OF THE CITY OF MARLIN, TEXAS, AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES; PROVIDING FOR DEFINITIONS; PROVIDING RULES AND REGULATIONS FOR THE CONSTRUCTION AND OPERATION OF A RECREATIONAL VEHICLE CAMP; PROVIDING PENALTIES; REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH, AMENDING THE TITLE AND PROVIDING FOR PUBLICATION.

WHEREAS, the codes and ordinances of the City of Marlin have not kept pace with changes in the public's leisure travel habits, and

WHEREAS, the current regulations governing accommodations for recreational vehicles are over fifty years old,

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

1. Chapter 17 of the Code of Ordinances be renamed RECREATIONAL VEHICLES AND MANUFACTURED HOMES.
2. Chapter 17 Articles I, II and III, 17-1 through 17-80 shall be and are hereby repealed.
3. Chapter 17 Article I is hereby replaced with the following Article I, Secs. 17-1 through 17-65.
4. Article II and Article III are reserved.

Article I. RECREATIONAL VEHICLE CAMPS

Sec. 17-1. Definitions

For the purposes of this chapter, the following words and phrases shall have the meanings respectively assigned to them:

Camp: Recreational Vehicle (RV) Camp

Dependent Recreational Vehicle: A recreational vehicle which does not have a flush toilet and bath or shower.

Independent Recreational Vehicle: A recreational vehicle which has a flush toilet and a bath or shower.

Recreational Vehicle (RV) shall include any of the following:

- (1) *Travel trailer* shall mean a vehicular structure built on a chassis with body width less than eight feet and body length less than 32 feet, such structure designed to be transported and intended for human occupancy as a dwelling for short periods of time and containing limited or no kitchen or bathroom facilities.

- (2) *Pickup coach* shall mean a structure designed to be mounted on a truck chassis for use as a temporary dwelling for travel, recreation and vacation.
- (3) *Motor home* shall mean a portable, temporary dwelling to be used for travel, recreation and vacation, constructed as an integral part of a self-propelled vehicle.
- (4) *Camping trailer* shall mean a canvas, folding structure mounted on wheels and designed for travel, recreation and vacation use.

Recreational Vehicle (RV) Camp shall mean any lot or tract of land designed to accommodate two or more recreational vehicles, as defined, and which exists as a privately owned/operated enterprise for the purpose of realizing a monetary profit. Such park shall consist of a minimum of two and one-half (2.5) acres of land.

Recreational Vehicle (RV) Space shall mean a plot of land within a recreational vehicle camp designed for the accommodation of one recreational vehicle in accordance with the requirements of this chapter.

Natural or artificial barrier: Any river, pond, canal, railroad, levee, embankment, fence or hedge.

Sec. 17-2. Management generally.

Each Recreational Vehicle (RV) Camp operated under the provisions of this article shall be under the direct management, supervision and control of the owner thereof, or of his agent or employee, for whose acts such owner shall be fully liable and responsible. The name of the owner and of the person directly entrusted with the management of each camp shall be filed with the City Secretary. Such person or persons shall satisfy the City of his or their good moral character and reputation and as to his or their ability, experience and capacity to supervise, regulate, control, manage and maintain good order in such RV Camp.

Sec. 17-3. Office

Each Recreational Vehicle (RV) Camp shall be provided with an office in which shall be kept copies of all records pertaining to the management and supervision of the camp, as well as all rules and regulations of the camp; and such records, rules and regulations shall be available for inspection by law enforcement officers, public health officials and other officials whose duties necessitate acquisition of the information contained therein. The home of the owner or operator of the camp may be used as the office building, provided that it is easily accessible to the occupants of the camp.

Sec. 17-4. General duties of owner

In addition to the other provisions of this article, it shall be the duty of the owner, his agent, representative or manager to:

- (1) Provide for regular inspection of the water and sanitary conveniences.
- (2) Provide for the collection and removal of garbage and other waste material.
- (3) Prohibit the placing or storage of unsightly material or vehicles of any kind.

Sec. 17-5. Rules and Regulations for camp

It shall be the duty of the owner, his agent, representative or manager to prescribe rules and regulations for the management of the park; to make adequate provisions for the enforcement of such rules; and to subscribe to any and all subsequent rules and regulations which may be adopted for the management of the park. Copies of all rules and regulations shall be furnished to the City Secretary.

Sec. 17-6. Register of occupants

It shall be the duty of the owner, his agent, representative or manager to keep a register of all recreational vehicles located within the park. The register shall contain the following information:

- (a) Name and address of each occupant;
- (b) The make, model and year of all automobiles and recreational vehicles
- (c) License number and owner of each recreational vehicle and vehicle by which it is towed, if applicable;
- (d) The state issuing such license;
- (e) The date of arrival and departure of each recreational vehicle;
- (f) Whether or not each recreational vehicle is an independent or dependent recreational vehicle.

The park shall keep the register available for inspection at all times, by law enforcement officers, public health officials and other officials whose duties necessitate acquisition of the information contained in the register. The register records shall not be destroyed for a period of three (3) years following the date of registration.

Sec. 17-7 Maintenance

Every person owning or operating a recreational vehicle camp shall maintain such camp, and any facilities, fixtures and permanent equipment in connection therewith, in a clean and sanitary condition and shall maintain said equipment in a state of good repair.

Sec. 17-8 Technical codes.

All plumbing, electrical, building or other work on or at any Recreational Vehicle (RV) Camp authorized under this division shall be in accordance with all provisions of this Code and city ordinances regulating such work.

Sec. 17-9. Location

RV Camps may be located only in conformity with the comprehensive zoning ordinance of the city.

Sec. 17-10 Drainage

Every Recreation Vehicle (RV) Camp shall be located on a well-drained site and shall be in areas free from marshes, swamps or other potential breeding places for insects or rodents.

Sec. 17-11. Water Supply.

- (a) Recreational Vehicle (RV) Camps shall provide an adequate supply of pure water to all Recreational Vehicle spaces within such camps in accordance with applicable ordinances. Each individual space shall be provided with a cold water tap.
- (b) All plumbing work performed within a Recreational Vehicle (RV) Camp shall comply in all respects with the requirements of the plumbing code of the city.

Sec. 17-12. Sanitary facilities

Each Recreational Vehicle (RV) Camp that provides plots thereon for the parking of dependent recreational vehicles shall be provided with a restroom building for each sex, which buildings shall be located not more than two hundred (200) feet from any space provided for such dependent recreational vehicles. Camps not providing spaces for dependent recreational vehicles and only allowing independent recreational vehicles are not required to provide these restroom facilities. A camp not equipped with the required restroom facilities shall not provide service to dependent recreational vehicles nor permit said dependent recreational vehicles to enter or remain in the camp.

Sec. 17-13 Minimum equipment for restroom buildings – generally

Each restroom building (when required) shall have the following facilities as a minimum:

- (1) One janitor's sink;
- (2) Floor drain;
- (3) Hot and cold running water;
- (4) One automatic washing machine for each fifteen spaces.

Sec. 17-14 Minimum equipment for restroom buildings – males

In addition to the above mentioned facilities, the restroom building for males (when required) shall contain the following facilities based upon the number of recreational vehicle spaces:

- (1) One flush water closet for every fifteen (15) spaces or fraction thereof;
- (2) One urinal for every fifteen (15) spaces or fraction thereof;
- (3) One lavatory for every ten (10) spaces or fraction thereof;
- (4) One shower for every ten (10) spaces or fraction thereof.

Sec. 17-15 Minimum equipment for restroom buildings – females

Each restroom building for females (when required) shall contain the following facilities based upon the number of recreational vehicle spaces:

- (1) One flush water closet for every ten (10) spaces or fraction thereof;

- (2) One lavatory for every ten (10) spaces or fraction thereof;
- (3) One shower for every ten (10) spaces or fraction thereof.

Sec. 17-16 Sewage Disposal

- (a) Waste water from showers, bathtubs, flush toilets, lavatories and laundry facilities within the service and/or other buildings within the Recreational Vehicle (RV) Camp, in addition to dump station facilities, shall be discharged into a public sewer system in compliance with applicable ordinances.
- (b) Each Recreational Vehicle Space located within a Recreational Vehicle Camp shall be provided a trapped sewer not less than four inches in diameter. The trapped sewer in each Recreational Vehicle space shall discharge waste water into a public sewer system in compliance with applicable ordinances.
- (c) Limited exception - A Recreational Vehicle Camp electing to serve both independent and dependent Recreational Vehicles by installing the required restroom facilities may designate a portion of the available spaces for use by dependent Recreational Vehicles. Such dependent spaces are not required to have the sewer connection. Such dependent spaces without a sewer connection shall not be occupied by independent recreational vehicles at any time.

Sec. 17-17 Electrical Service.

Electrical service to individual Recreational Vehicles spaces, in addition to any service and/or office buildings, shall conform to those requirements specified in the electrical code for use by the city.

Sec. 17-18 Garbage receptacles

- (a) Within a Recreational Vehicle (RV) camp, trash dumpsters and/or garbage can possessing secure covers shall be provided in quantities adequate to permit disposal of all garbage and rubbish. Such garbage receptacles shall be located not farther than 300 feet from any Recreational Vehicle space. These receptacles shall be maintained in sanitary condition at all times. Garbage and rubbish shall be collected and disposed of as frequently as may be necessary to ensure that such receptacles shall not overflow.
- (b) Fees for collection and disposal of garbage shall be in accordance with applicable ordinance governing and regulating municipal refuse services.

Sec. 17-19. Penalty provision

Any person, firm or corporation violating this article or any portion thereof shall, upon conviction, be guilty of a misdemeanor and shall be fined no more than five hundred dollars (\$500.00) and each day that such violation continues shall be considered a separate offense punishable accordingly.

Sec. 17-20 – 17.65 Reserved

FIRST READING PASSED this 13th day of May, 2014 by a vote of 7 AYES to 0 NAYS with 0 Absentions.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary

SECOND READING PASSED this 10th day of June, 2014 by a vote of 5 AYES to 0 NAYS with 2 Absentions.



Elizabeth Nelson
Elizabeth Nelson, Mayor

Sandra Herring
Sandra Herring, City Secretary