

ORDINANCE NO. _____ N.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES
AMENDING TITLE 21, CHAPTER 21.20 GENERAL REGULATIONS AND EXCEPTIONS,
ADDING LIMITATIONS ON USE OF TRAVEL TRAILERS, RECREATIONAL VEHICLES AND
CAMPERS AS RESIDENCES AND UNLAWFUL AREAS TO SLEEP

The CITY COUNCIL of the City of El Paso de Robles, California does ordain as follows:

SECTION 1. Intent It is the intent of this ordinance to protect the public health, safety and welfare by helping to ensure that public areas in the City of El Paso de Robles are used for the purposes for which they were designed. It is also the intent of this ordinance to maintain public streets, parks and other public areas in a clean and accessible condition. The City Council hereby finds and determines that the use of these public areas for camping activities and storage of personal property interferes with the rights of other persons to use those areas for the purposes for which such areas are intended.

SECTION 2. Section 21.20.230 of the City of El Paso de Robles Municipal Code is hereby amended and Sections 21.20.231, 21.20.232, and 21.20.233 are added as follows:

Section 21.20.230 Definitions
Section 21.20.231 Recreational Vehicles - Unlawful areas to use.
Section 21.20.232 Unlawful areas to camp.
Section 21.20.233 Unlawful areas to sleep.

21.20.230 Definitions.

Boat trailer. b Vehicle used to convey a boat.

Camp. b Use of camping facilities such as tents, tarpaulins or temporary shelters, the use of cooking facilities and similar equipment, or the use of cots, beds or hammocks, sleeping bags, bed rolls or mats.

Public street. b Includes streets, roads, highways, alleys, sidewalks, parkways, bridges, culverts, drains, rights of way and all other facilities and areas necessary for the construction, improvement and maintenance of streets and roads.

Recreational vehicles. Includes travel trailers, recreational vehicles, campers and similar vehicles, which shall be regulated by Sections 21.20.230, 21.23C.040 and 21.16.200 of this code.

Temporary recreational vehicle. Any motor vehicle altered and equipped for sleeping or human habitation.

Open space. Any parcel or area of land or water that is essentially unimproved and devoted to an open space use for the purposes of (1) the preservation of natural resources, (2) the managed production of resources, (3) outdoor recreation, or (4) public health and safety.

Right-of-way. A strip of land occupied or intended to be occupied by transportation and public use facilities, such as roadways, railroads, and utility lines.

Section 21.20.231 Recreational Vehicles - Unlawful areas to use.

It shall be unlawful for any person to use any recreational vehicle or temporary recreational vehicle for sleeping, human habitation or camping purposes in any of the following areas except as otherwise provided:

1. Any public parking lot;
2. Any public street;
3. Any public parking lot or public area, improved or unimproved;
4. Any public right of way including open space areas, improved or unimproved.

Exceptions:

If a Conditional or Temporary Use Permit is issued, recreational vehicles may be used as a caretaker residence in commercial and industrial districts for temporary events such as Christmas tree sales or construction activities; Tables 21.16.200(H) and 21.16.200(M) of the Zoning Code and 21.23 (C) of the Municipal Code.

Section 21.20.232 Unlawful areas to camp.

It shall be unlawful for any person to camp in the following areas except as otherwise provided for:

1. Any public park;
2. Any public street;
3. Any public parking lot or public area, improved or unimproved;
4. Any public right of way including all open space areas, improved or unimproved.

Section 21.20.233 Unlawful areas to sleep.

It shall be unlawful for any person to sleep:

1. In or on any public park during the period of time from one-half hour after sunset to 6:00 a.m.
2. In or on any public street or sidewalk, or in or on City public ways intended for pedestrian or vehicular use, and owned or maintained by the City;
3. On the grounds of City owned or maintained buildings, facilities, rights of way open spaces or other improved or unimproved City properties.

SECTION 3.

Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper or general circulation, printed, published and circulated in the City in accordance with Section 36933 of the Government Code.

SECTION 4.

Severability. If any part of this Ordinance is held to be invalid for any reason, such decision shall not effect the validity of the remaining portion of this Ordinance, and this Council hereby declares that it would have passed the remainder of this Ordinance if such invalid portion thereof had been deleted.

SECTION 5.

Effective Date. This Ordinance shall be in full force and effect thirty (30) days after its passage.

Introduced at a regular meeting of the City Council held on February 15, 2000 and passed and adopted by the City Council of the City of El Paso de Robles on the 7th day of March 2000 by the following roll call vote:

AYES:	Baron, Macklin, Mecham, Swanson and Picanco
NOES:	None
ABSENT:	None
ABSTAIN:	None

Duane Picanco, Mayor

ATTEST

Sharilyn M. Ryan, Deputy City Clerk