AN ORDINANCE OF THE CITY OF LANGLEY, WASHINGTON, adding a new Chapter 10.13 to the Langley Municipal Code regarding Parking and Overnight Camping; providing for severability and establishing an effective date.

WHEREAS, the unregulated allowance of overnight parking of recreational vehicles on streets, vacant lots, open areas and private property in the city has the potential to create substantial health, safety, economic and quality of life problems;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF LANGLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. The Langley Municipal Code is hereby amended to add a new Chapter 10.16 to read as follows:

Chapter 10.13

Overnight Parking of RV’s and Camping

Sections:

10.13.010 Purpose of provisions – Definitions
10.13.020 Overnight parking of RV’s prohibited
10.13.030 No outdoor or overnight camping permitted; exceptions
10.13.040 Violation – Penalties

10.13.010 Purpose of provisions – Definitions.
The unregulated allowance of overnight parking of recreational vehicles on streets, vacant lots, open areas and private property in the city has the potential to create substantial health, safety, economic and quality of life problems. This chapter establishes standards, procedures and restrictions intended to control overnight parking of RVs and camping during tourist periods, special events and throughout the year.
A. “Recreational vehicle (RV),” for the purpose of this chapter, is any motor home, vacation trailer, camping trailer, camper, conversion or van, makeshift vehicle, capable of movement on a roadway, which will afford a degree of shelter for humans.
B. “Camping” for the purpose of this chapter is sleeping outdoors in the open, in a tent, in a motor vehicle or other similar temporary shelter.

10.13.020 Overnight parking of RVs prohibited.
The parking of recreational vehicles on public property, or street, including any portion of a dedicated right-of-way within the city limits of Langley, for the purpose of occupancy, camping or sleeping between the hours of 10:00 p.m. and 6:00 a.m. is prohibited.
10.13.030 No outdoor camping permitted.  
Outdoor camping within Langley’s public parks, rights-of-way, and other city-owned public property is not permitted except by special approval of the city council provided sanitary and garbage facilities must be available for groups of outdoor campers.

Exceptions.  
A. The occupants of each single-family residence in the city or their guests, regardless of zoning district, may camp in no more than one recreational vehicle on private property for up to seven days without a permit issued by the city, and for an extended period not to exceed 30 days upon issuance of a temporary use permit by the city planning director.

1. The permit issued must be affixed to the recreational vehicle in such a manner that it is prominently displayed and visible, to the extent possible, from the public right-of-way.  
2. Recreational vehicles meeting the requirements of this subsection may be parked in a front yard, need not be sight-screened and need not comply with accessory structure setback requirements for the effective period of the permit.  
3. Each residence will be limited to one temporary use permit within any six-month period.

10.13.040 Violation – Penalties.  
Violation of this chapter shall be punishable by a fine of not greater than $100.00 per day for each day the violation occurs. The city may also exercise civil remedies to enjoin any violation of this chapter and in the event the city is a prevailing party in such action the non-prevailing party shall be required to pay the city’s costs and reasonable attorney fees.

Section 2. Severability. If any section, paragraph, subsection, clause or phrase of this ordinance is held invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. Effective Date. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED BY THE CITY COUNCIL OF THE CITY OF LANGLEY, WASHINGTON, and approved by the Mayor at a regular meeting held this ____ day of __________________, 2012.

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LARRY KWARSICK, Mayor

ATTEST:

___________________________________________________  
DEBBIE L. MAHLER, Director of Finance/City Clerk

Ordinance No. ___ 2
APPROVED AS TO FORM:

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MICHAEL R. KENYON, City Attorney