

ORDINANCE NO. 2889

Repealed by Ord. 3314

**TITLE:** AN ORDINANCE REGULATING THE PARKING AND LOCATION OF AUTOMOBILE TRAILERS, TRAILER HOUSES, TRAILER HOMES AND STRUCTURES CONVERTED INTO TRAILERS IN THE CITY OF ALBANY; PROVIDING PENALTY FOR VIOLATION THEREOF AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

**Section 1: DEFINITIONS**

Whenever used in this Ordinance, unless a different meaning appears from the context:

- a) An AUTOMOBILE TRAILER, TRAILER COACH, or TRAILER means any vehicle or structure so designated and constructed in such manner as will permit occupancy thereof as sleeping quarters for one or more persons, or the conduct of any business or profession, occupation or trade (or use as a selling or advertising device), and so designed that it is or may be mounted on wheels and used as a conveyance on highways or city streets, propelled or drawn by its own or other motive power, excepting a device used exclusively upon stationary rails or tracks.
- b) A TRAILER CAMP means any park, trailer park, trailer court, court, camp, site, lot, parcel, or tract of land designed, maintained or intended for the purpose of supplying a location or accommodations for any trailer coach or trailer coaches and upon which any trailer coach or trailer coaches are parked and shall include all buildings used or intended for use as part of the equipment thereof whether a charge is made for the use of the trailer camp and its facilities or not. TRAILER CAMP shall not include automobile or trailer sales lots on which unoccupied trailers are parked for purposes of inspection and sale.
- c) The word PERSON shall be construed to include persons, partnership, firm, company, corporation, tenant, owner, lessee, or licensee, their agents, heirs or assigns.

**Section 2: LOCATION OF TRAILERS OUTSIDE TRAILER PARKS**

- a) It shall be unlawful, within the limits of the City of Albany, for any person to park any trailer on any street, alley, or highway, or other public place, or on any tract of land owned by any person, occupied or unoccupied, within the City of Albany, except as provided in this ordinance.
- b) Emergency or temporary stopping or parking is permitted on any street, alley, or highway for not longer than forty-eight (48) hours, subject to any other and further prohibitions, regulations, or limitations imposed by the traffic and parking regulations or Ordinances for that street, alley or highway.
- c) No person shall park or occupy any trailer on the premises of any occupied dwelling or on any lot which is a part of the premises of any occupied dwelling either of which is situated outside a trailer camp, except as hereinafter provided, and except the parking of only one unoccupied trailer in an accessory private garage building, or in a rear yard in any district, is permitted provided no living quarters shall be maintained or any business practiced in said trailer while such trailer is so parked or stored.
- d) Upon application to the City Recorder a special permit may be issued for the parking and occupancy of trailer houses upon a temporary basis within the City for a period not to exceed fourteen (14) days. The occupancy shall be limited to sleeping purposes only unless satisfactory evidence is presented to indicate that proper sanitary facilities are to be maintained on the premises.

**Section 3: PERMANENT OCCUPANCY**

Unless located in a regularly licensed trailer park as provided in 446.006 ORS, an automobile trailer shall not be used as a place of abode or as a dwelling for any period of time without first obtaining an occupancy permit from the building inspector. The building inspector shall issue permits only when he has determined that a trailer is properly connected with an adequate water supply and sanitary sewer system and is not inhabited by a greater number of occupants than that for which it was designed. Permits shall not be issued for permanent occupancy in a residential zone, unless written consent is obtained from adjoining property owners and at least two-thirds (2/3) of the property owners within one hundred (100) feet of the lot on which the trailer is to be placed. Applicant for a permit shall be required to pay the sum of \$5.00 to cover the costs of inspection of the premises by the building inspector.

Section 4: REVOCATION AND SUSPENSION OF LICENSE

The building inspector is hereby authorized to revoke any permit issued by him, pursuant to the terms of this Ordinance, if after due investigation he has determined that the holder thereof has violated any of the provisions of this Ordinance or that any trailer is being maintained in an unsanitary or unsafe manner or is a public nuisance.

Section 5: HEARING ON REVOCATION OF LICENSE OR GRANTING OF SAME

Any person aggrieved by an order of the building inspector granting, denying or revoking a license issued under this Ordinance may file a written request for a hearing before the City Council within (10) days after issuance of such order. The Mayor shall appoint a special committee to be known as the Review Board which shall consist of three (3) members. This committee shall hold a hearing within five (5) days after the written request for hearing has been made by the applicant. At such hearing, the committee shall determine whether the granting, denial, renewal, or revocation of the license was in accordance with the provisions of this Ordinance. The decision of the committee shall be final.

Section 6: PENALTIES FOR VIOLATION

Any person found guilty of violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and shall be fined not more than \$500.00 or sentenced to not more than 30 days in jail or by both fine and imprisonment.

Section 7: EMERGENCY CLAUSE

WHEREAS, the peace, health and safety of the City of Albany requires that this Ordinance shall become immediately effective, therefore, an emergency is hereby declared to exist, and this Ordinance shall become immediately effective upon the final passage by the Council and approval by the Mayor.

Passed by the Council: December 9, 1959

Approved by the Mayor: December 9, 1959

W. H. Fitzgerald

Mayor

Effective Date: December 9, 1959

ATTEST:

Ernest W. Osborn  
City Recorder