

ORDINANCE NO. 2008-250

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALABASAS
AMENDING TITLE 10 OF THE CALABASAS MUNICIPAL CODE REGARDING
RECREATIONAL VEHICLES**

**THE CITY COUNCIL OF THE CITY OF CALABASAS DOES ORDAIN AS
FOLLOWS:**

SECTION 1. CODE AMENDMENT.

Title 10 of the Calabasas Municipal Code is hereby amended to add Chapter 10.16 to read as set forth below:

Chapter 10.16

**REGULATION OF ON-STREET PARKING OF RECREATIONAL VEHICLES,
UTILITY TRAILERS AND CAMPERS**

SECTIONS:

10.16.010	Definitions
10.16.020	On-Street Parking Prohibition
10.16.030	Parking Pass
10.16.040	Posting of Notice

10.16.010 Definitions.

The words, terms, phrases, and their derivations set forth in this chapter have the meanings set forth below.

A. "Camper" means a structure designed to be mounted upon a motor vehicle and to provide facilities for human habitation or camping purposes.

B. "Recreational Vehicle" means a vehicle or trailer which is capable of human habitation or designed or used for recreational camping or travel use, whether self-propelled or mounted on or drawn by another vehicle, or any structure inspected, approved and designated a recreational vehicle by and bearing the insignia of the state of California or any other state or federal agency having the authority to approve recreational vehicles. "Recreational Vehicle" includes, without limitation, any of the following: (i) camp trailer, as defined by California Vehicle Code section 242; (ii) fifth-wheel travel trailer, as defined by California Vehicle Code section 324; (iii) house car, as defined by California Vehicle Code section 362; (iv) trailer coach, as defined by California Vehicle Code section 635; (v) mobilehome, as defined by California Vehicle Code section 396; (vi) boat, watercraft, and/or a trailer for a boat or watercraft; (vii) trailers designed to carry persons, property or animals on its own structure and to be drawn by a

motor vehicle; and (viii) recreational vehicle, as defined by California Health and Safety Code section 18010.

C. “Utility Trailer” means a non-motorized vehicle designed to carry persons, property, animals, waste, materials, or any other items on its own structure and to be drawn by another motor vehicle which is not designed for recreational purposes.

10.16.020 On-Street Parking Prohibition.

A. No person shall park or leave standing any recreational vehicle, utility trailer, or camper upon any public street or highway at any time within city limits.

B. This section shall not apply to any person who is actually engaged in the loading or unloading of any recreational vehicle, utility trailer, or camper or is actually engaged in making emergency repairs thereto. Further, this section shall not apply to any commercial vehicle making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on a public street or highway within the city or delivering materials to be used in the actual and bona fide repair, alteration, remodeling, or construction of any building or structure within the city for which a building permit has previously been obtained.

C. Violation of this section is hereby deemed to be an infraction and is punishable pursuant to chapter 1.16 of this code. Furthermore, pursuant to section 22651 of the California Vehicle Code, any recreational vehicle, utility trailer, or camper parked or left standing on a public street or highway within the city in violation of this section may be removed from the street or highway.

10.16.030 Parking Pass.

Notwithstanding section 10.16.020 of this code, a recreational vehicle, trailer, or camper may be parked the city if a 72-hour parking pass is issued pursuant to this section. The purpose of a parking pass is to allow users of recreational vehicles, utility trailers, and campers to park adjacent to their residences or businesses to load and unload and to allow out-of-town visitors to park in front of the residence which they are visiting for a limited time period. The provisions of this section shall not supersede any covenants, conditions and restrictions or other private agreements. The terms of such parking passes shall be as follows:

A. Issuance of pass. Parking passes shall be issued by the city manager upon receipt of an application on a form the city manager shall establish for that purpose. Any resident of the city may obtain a parking pass authorizing him or her to park such a vehicle in front of his or her residence or place of business. Any out-of-town visitor of a residence may obtain a parking pass authorizing the visitor to park such vehicle in front of such residence, but may not reside in that vehicle overnight while it is so parked, or run water, waste or power lines to the vehicle over a public right of way. For purposes of this section, “out-of-town visitor” means any person who does not reside in the city.

B. Description of pass; display. The parking pass shall include the license number of the vehicle authorized to be parked, the date of issuance, and the day the parking pass is valid. Such pass shall be placed in the vehicle in such a manner as to be clearly visible to traffic enforcement officers.

C. Duration and renewal. The parking pass shall be valid for 72 hours. Upon expiration of a parking pass issued under this section, the applicant may apply for and be granted a parking pass if the applicant still qualifies under the conditions set forth herein. In no event shall more than two (2) parking passes be issued to an applicant within a thirty-day period.

10.16.040 Posting of Notice

Appropriate signs or markings giving adequate notice of the restrictions provided for in this chapter shall be placed upon the affected streets and highways. Notice of removal of vehicle for violation of this chapter shall also be provided.

SECTION 2. SEVERABILITY.

Should any provision, section, paragraph, sentence or word of this Ordinance be rendered or declared invalid by a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Ordinance shall remain in full force and effect.

SECTION 3. CONSTRUCTION.

The City Council intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent. To the extent the provisions of the Calabasas Municipal Code as amended by this Ordinance are substantially the same as the provisions of that Code as it read prior to the effectiveness of this Ordinance, then those provisions shall be construed as continuations of the earlier provisions and not as new enactments.

SECTION 4. EFFECTIVE DATE; AMORTIZATION OF LEGAL NON-CONFORMING USES.

This Ordinance shall take effect 60 days after its adoption.

SECTION 5. CERTIFICATION.

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

PASSED, APPROVED AND ADOPTED, this ____ day of _____, 2008.

Mary Sue Maurer, Mayor

ATTEST:

Gwen Peirce, CMC, City Clerk

APPROVED AS TO FORM:

Michael G. Colantuono, City Attorney

EXHIBIT “A”

Chapter 10.16

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