

ORDINANCE 2023-14

AN ORDINANCE AMENDING SECTION 134-624, REGARDING RECREATIONAL VEHICLES AS ACCESSORY USES; PROVIDING FOR LIMITATION ON LENGTH; PROVIDING THAT RECREATIONAL VEHICLES MUST HAVE CURRENT REGISTRATION AND LICENSE TAG; PROHIBITING CONNECTION TO WATER AND SEWER; PROVIDING FOR EXCEPTIONS; PROVIDING CONDITIONS; PROVIDING FOR A FEE; PROVIDING FOR SELF-CONTAIN OF WASTE; PROVIDING FOR APPEAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Code provides restrictions regarding the use of recreational vehicles in the City of Belleview; and

WHEREAS, the City Commission finds it is in the best interest of the public welfare to provide the rules regarding living or staying in Recreational Vehicles in the City; and

WHEREAS, the City Commission finds it in the best interest of the public welfare to amend Section 134.624 of the City codes recreational vehicles, as set forth herein-after.

Section 1. NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of Belleview, Florida that Section 134.624 is s amended and re-lettered and shall read as follows:

“Sec. 134.624. Recreational Vehicles as accessory uses.

- (a) Recreational vehicles, as used herein shall include motor homes, travel trailers, fifth wheels, and folding campers. Recreational Vehicles may from time to time be referred to as an “RV.”
- (b) Recreational Vehicles parked or operated within the City Limits of Belleview shall have a valid and current Registration and License Plate.
- (c) Recreational Vehicles greater than twenty-five (25) feet in length may not be stored or parked on property with a zoning designation of R-1, except they may temporarily park on said property for battery charging and loading or unloading as provided in Subsections (e) and (f) below.
- (d) Recreational Vehicles parked on residential property must be parked in observance with set back and side lot provisions of the City Code for the relevant parcel of land.
- (e) Recreational Vehicles may be parked in a front yard, and may be connected to electric when loading or unloading (maximum of 48 hours).

- (f) Hookups of water and sewer to recreational vehicles are expressly prohibited. Hookups of electrical service to recreational vehicles is prohibited, except as set forth below.

Exceptions regarding electrical hookup:

- (1) The temporary connection to electrical service is permitted, pursuant to a Development Services Permit for temporary occupancy of a Recreational Vehicle.
 - (2) The temporary connection to electrical service for only such time as necessary to charge batteries in a Recreational Vehicle.
- (g) Occupancy of a Recreational Vehicle may be permitted as an accessory use on residential property only upon issuance of a temporary occupancy permit (herein-after referred to as a “Development Services Permit”) by the Development Services Department or by Special Exception.
- (h) A Development Services Permit shall only be issued upon the following conditions:
- (1) The applicant consents, in writing, to City staff members or persons acting on behalf of the City to enter the property that is the site of the temporary use to inspect and verify that the use is in compliance with the provisions of the City Code, including but not limited to this Section 134.624.
 - (2) A determination of necessity by the Development Services Director for such permit.
 - a. Necessity may include but is not limited to temporary use during repairs of remodeling, illness, family hardship.
 - b. Appeals of the determination of necessity shall be made to the City Commission. All requests for review by the City Commission must be in writing and received by the City Clerk within ten (10) days of notice of denial of the Development Services Permit.
- (i) Occupancy pursuant to a Development Services Permit shall also be subject to the following conditions:
- (1) Development Services Permits granted by the Development Services Director shall only be valid for the time period requested, not to exceed ninety (90) days.
 - (2) Requests for temporary occupancy for more than ninety (90) days may only be granted by the granting of a Special Exception under Section 134-202 of the City Code and payment of the fees and costs attendant thereto.
 - (3) The expiration date of Development Services Permits shall be clearly displayed on the Permit.

- (4) Development Services Permits or Special Exceptions granted for temporary occupancy of an RV pursuant to this Section may be revoked if the use of the RV occupancy thereof is a nuisance pursuant to the provisions of Sec. 38-31, City Code of Belleview.
- (5) All waste must be self-contained during use pursuant to a Temporary Occupancy Permit.
- (6) Applicants shall pay an administrative fee of \$50.00 for processing the request for a Development Services Permit and inspection pursuant to the Development Services Permit.
- (7) Each request for extension of the term of a Development Services Permit must be accompanied by payment of an administrative fee, as provided in Subsection (6) above. Extensions, if granted shall be in ten (10) day increments. The original term and extensions may not exceed a maximum of ninety (90) calendar days total for each year, except if a Special Exception is granted.
- (8) If the period of use is ten (10) days or less there shall be no charge for the Permit

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are to the extent of such conflict repealed.

Section 4. It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the Code of Ordinances for the City of Belleview, Florida; that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation.

Section 5. This Ordinance shall become effective immediately upon adoption.

CERTIFICATE OF ADOPTION AND APPROVAL

The above and foregoing ordinance was duly read and approved upon **First Reading** by ___ to ___ vote of the City Commission of the City of Belleview, Florida, at a Regular Meeting held on _____, 2023. Said ordinance was duly read, passed, and adopted upon **Final Reading** by a ___ to ___ vote of the City Commission of the City of Belleview, Florida at a Public Hearing held on _____, 2023.

CHRISTINE DOBKOWSKI
Mayor

Attest:

MARIAH MOODY
City Clerk

Approved as to Form and Legal Sufficiency
For the use and Benefit of the City of Belleview Only:

FREDERICK E. LANDT, III
City Attorney

CERTIFICATE OF ADVERTISING

I HEREBY CERTIFY that foregoing Ordinance was advertised for a Public Hearing in the _____ of
the Voice of South Marion newspaper in accordance with Florida Statutes.

Mariah Moody
City Clerk