

ORDINANCE NO. 250

AN ORDINANCE REGULATING THE LOCATION OF MOBILE HOMES IN THE TOWN OF ALEXANDRIA, SOUTH DAKOTA, AND PROVIDING FOR THE USE THEREOF

WHEREAS, it is in the best interest of the health, safety, and general welfare of the residents of Alexandria, South Dakota, to have adequate and safe housing; and

WHEREAS, there are existing or established areas of town developed or designated to facilitate the use of mobile homes;

THEREFORE, it was move by Knudson and seconded by Hill that Ordinance No. 250 be adopted, as follows:

BE IT ORDAINED by the Town of Alexandria, that:

Sec. 1. Definitions. Terms used in this Ordinance, unless the context otherwise required, mean:

(A) "Mobile Home"- a movable or portable unit, designed and constructed to be towed on its own chassis (comprised of frame and wheels), and designated to be connected to utilities for year-round occupancy. The term shall include:

1/ units containing parts that may be folded, collapsed, or telescoped when being towed and that may be expanded to provide additional cubic capacity; and

2/ units composed of two or more separately towable components designed to be joined into one integral unit capable of being separated again into the components for repeated towing.

(B) "Recreational vehicle"- a vehicular portable structure built on a chassis designed to be used as a temporary dwelling for travel, recreational and vacation uses, permanently identified "travel trailer" be the manufacturer of the trailer.

(C) "Trailer Park"- any area within the Alexandria corporate limits which has been approved for use in parking one or more mobile homes by the Town Board.

Sec. 2. Mobile Homes Not To Be Brought Into Town Corporate Limits Except As Authorized. It shall be unlawful for any person, persons, or organization to bring a mobile home into the corporate limits of the Town of Alexandria and to place the same on any public or private property therein for any business or residential purpose, except as provided in this Ordinance.

Sec. 3. Mobile Homes Allowed in Approved Trailer Parks. Mobile homes may be located and kept within the corporate limits only in approved trailer parks.

Sec. 4. Procedure For Establishing Approved Trailer Parks. Any person or organization desiring a trailer park within the town of Alexandria shall:

(A) Make a application to the City Council for approval of said trailer park.

1/ The application shall be filed with the City Finance Officer at least five (5) days prior to any City Council meeting where any action is undertaken concerning the trailer park.

2/ The application shall be written and contain at least the following information: the description of the proposed location, the maximum number of trailers to be allowed there, a plan for sewage disposal or treatment, a plan for any private roadways to be constructed in the park, a plan for providing water supplies, and a plan for providing motor vehicles parking spaces within the trailer park.

(B) Upon receipt of the Application to establish a trailer park, the City Council, at its first meeting dealing with the Application, may request additional information from the Applicant if desired or necessary and shall cause a Public Notice of the Application to be published twice in the legal newspaper for the City.

(C) The Application to establish a Trailer park shall then be either approved or disapproved at the first regular meeting following the second publication of the "Notice of Application".

- Sec. 5. Conditional Approval. Approval of any trailer park by the City Council may be made conditional upon such requirements, terms and conditions as the City Council may determine to be in the public interest.
- Sec. 6. Determination of Public Nuisance. Any trailer park not meeting the requirements of this Ordinance, or not meeting such requirements as may be set up at the time of granting approval to establish a trailer is hereby declared to be a public nuisance.
- Sec. 7. Existing Mobile Homes Not Effected. No provisions in this Ordinance shall be construed as in any way effecting or limiting those mobile homes located within the City of Alexandria at the time of adoption of this Ordinance.
- Sec. 8. Each day a Separate Violation. Each day that a person or organization is in violation of any of the provisions of this Ordinance shall be considered a separate violation thereof.
- Sec. 9. Penalty for Violation. Any person guilty of violating this Ordinance may be punished by a fine not exceeding \$100.00, or by a jail sentence not to exceed 30 days, or by both such fine and imprisonment.
- Sec. 10. Severability Clause. If any provision of this Ordinance or the Application thereof to any person or circumstance is held invalid such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

First Reading: 4-2-79

Votes For: 5

Votes Against: 0

Published:
Ordinance Effective:

/S/ _____
Mayor

Attest: _____
Finance Officer

(CORPORATE SEAL)