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COUNCIL OF THE TOWN OF RIVERDALE PARK

ORDINANCE 2019-OR-11

Introduced By: CM Aaron Faulx

Date Introduced: November 4, 2019

Date Adopted: December 2, 2019

Date Effective: December 22, 2019

AN ORDINANCE concerning

Camping

FOR the purpose of repealing existing provisions regulating certain camping in the Town and establishing new regulations and prohibitions; providing for the removal of certain personal property; providing certain penalties for violations; and generally relating to the prohibition of certain camping in the Town of Riverdale Park.

BY repealing

Chapter 17, **CAMPING**
Sections 17-1 through 17-5
Code of the Town of Riverdale Park
(January 2008 Revision as Supplemented)

BY adding

Chapter 17, **CAMPING**
Sections 17-1 through 17-4
Code of the Town of Riverdale Park
(January 2008 Revision as Supplemented)

SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF RIVERDALE PARK, that Sections 17-1 through 17-5, inclusive, of Chapter 17, **CAMPING**, of the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), are repealed, and new Sections 17-1 through 17-4, inclusive, are added to this Code and Chapter to stand in the place of the Sections repealed, and to read as follows:

Chapter 17 CAMPING**§ 17-1. DEFINITIONS.**

AS USED IN THIS CHAPTER THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED:

"*CAMP*" OR "*CAMPING*" MEANS THE USE OF PROPERTY FOR LIVING ACCOMMODATION PURPOSES INCLUDING, BUT NOT LIMITED TO, SLEEPING OR RESTING OR MAKING PREPARATIONS TO SLEEP OR REST (INCLUDING THE LAYING DOWN OF BEDDING FOR THE PURPOSE OF SLEEPING OR RESTING), STORING PERSONAL BELONGINGS, MAKING A FIRE, OR USING A TENT, SHELTER OR OTHER STRUCTURE OR VEHICLE FOR SLEEPING OR RESTING, OR DOING ANY DIGGING OR EARTH BREAKING. THESE ACTIVITIES CONSTITUTE CAMPING WHEN IT REASONABLY APPEARS, IN LIGHT OF ALL THE CIRCUMSTANCES, THAT A PARTICIPANT IN ONE OR MORE OF THESE ACTIVITIES IS USING THE AREA AS A LIVING ACCOMMODATION REGARDLESS OF THE INTENT OF THE PARTICIPANT OR THE NATURE OF ANY OTHER ACTIVITIES IN WHICH THE PARTICIPANT ALSO MAY BE ENGAGING.

§ 17-2. PROHIBITION.

A PERSON MAY NOT CAMP OR ENGAGE IN CAMPING ON ANY LAND OR OTHER PROPERTY OWNED BY, LEASED OR LICENSED TO, OR OTHERWISE UNDER THE CONTROL OF THE TOWN. A VIOLATION OF THIS SECTION IS A MUNICIPAL INFRACTION.

§ 17-3. REMOVAL OF PROPERTY.

IF, AFTER NOTICE, A PERSON DOES NOT REMOVE PROMPTLY PERSONAL PROPERTY USED TO CAMP OR ENGAGE IN CAMPING IN VIOLATION OF THIS CHAPTER, THE TOWN MAY REMOVE AND DISPOSE OF THE PERSONAL PROPERTY WITHOUT FURTHER NOTICE.

§ 17-4. PENALTIES.

A PERSON WHO CAMPS OR ENGAGES IN CAMPING IN VIOLATION OF THIS CHAPTER IS GUILTY OF A MUNICIPAL INFRACTION. EACH DAY THAT A VIOLATION OF ANY PROVISION OF THIS CHAPTER CONTINUES IS A SEPARATE OFFENSE. THE PENALTY FOR EACH VIOLATION IS ONE HUNDRED DOLLARS (\$100.00).

SECTION 2: AND BE IT FURTHER ENACTED that this Ordinance shall become effective twenty (20) calendar days after its passage by the Council.

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ATTEST:



Jessica E. Barnes, Town Clerk

COUNCIL OF THE TOWN OF
RIVERDALE PARK



Alan K. Thompson, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

Underlining indicates amendments to the Ordinance.

~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.

*** indicate omission of existing text not modified by this Ordinance.