

§ 70.50 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COMMERCIAL, UTILITY, AND RECREATIONAL VEHICLE (CURV). Any trailer, boat, travel trailer, motor home, camper, farm tractor, lawn tractor, bulldozer, semi-trailer, earth carrier, crane, jet ski, commercial vehicle, snowmobile, or other vehicle of similar size, regardless of its intended purpose and use.

FRONT YARD. The open and unoccupied space between the front line of the building, excluding the steps and unenclosed porches, and the street line, and extending for the full width of a lot. **FRONT YARD** shall be measured to the front property line less any area taken for public right-of-way purposes. On a corner lot, the lot shall have two front yards along any public or private street or right-of-way.

IMPOUNDMENT. Removal of a vehicle to a storage facility by an officer or other person authorized by the City of the Village of Douglas.

INOPERABLE CURV. Any CURV vehicle which by reason of dismantling, disrepair, or other causes whatsoever is incapable of being propelled or moved under its own power, or which does not display or have affixed thereto current license plates or tabs as required by the state for the purpose of operating the vehicle upon public roads or streets.

LOT. Has the same meaning as lot in § 2.12 of the City of the Village of Douglas Zoning Ordinance.

PARK or PARKING. Halting an occupied or unoccupied vehicle, other than temporarily, for the purpose of, and while engaging in, loading or unloading of contents, merchandise, or passengers.

REAR YARD. A space unoccupied, except by an accessory building or use as permitted by this subchapter, extending for the full width of the lot between any building other than a building of accessory use and the rear lot line.

RECREATIONAL VEHICLE. Any vehicle used, or so constructed as to permit its being used, as a dwelling or sleeping place, which is or may be mounted on wheels, and is or may be propelled either by its own power or by another vehicle to which it may be attached.

SNOWMOBILE. Any motorized vehicle designed for travel primarily on snow or ice, whether steered by wheels, skis, or runners, including motorized vehicles known as all-terrain vehicles.

STORAGE. Parking a vehicle continuously upon any lot in the same or an approximately similar location for more than ten days.

(Ord. 169, passed 7-7-2003)

§ 70.51 GENERAL REQUIREMENTS.

(A) CURVs may be parked in the R-1 Residential District, R-2 Residential District, R-3 Neighborhood Conservation District, R-4 Harbor Residential District, R-5 Multiple Family District, and R-6 Mobile Home Park District, subject to the requirements of division (B) below.

(B) The parking, storage, loading, and unloading of a CURV shall comply with all of the following requirements of this division (B).

(1) CURVs shall be parked or stored within the rear yard of a lot.

(2) CURVs shall be parked at least three feet from the closest lot line.

(3) Notwithstanding divisions (B)(1) and (B)(2) above, CURVs may be parked anywhere on a lot solely for the purpose of loading and unloading up to a period of 48 consecutive hours.

(4) CURVs shall not be parked closer than 20 feet to the shoreline. Notwithstanding, a jet ski and boat may be parked adjacent to a dock or within 20 feet of the shoreline.

- (5) All vehicles which are CURVs shall carry a current license plate and/or registration.
- (6) Notwithstanding divisions (B)(1) and (B)(2) above, all inoperable CURVs shall be parked inside a fully enclosed structure.
- (7) Any repairs, maintenance, or improvements performed on a CURV that exceeds a period of 48 consecutive hours or requires a CURV to be inoperable in excess of that time shall be performed within a fully enclosed structure.
- (8) No CURV shall be used for living or housekeeping purposes on a lot, nor be connected to water or sanitary facilities.
- (9) Only the owner of record or an occupant of a lot who has registered or licensed a CURV may park the CURV on that lot.
- (10) Except as otherwise provided in this division (B), vehicles intended and/or used for a commercial purpose and weighing in excess of 2,000 pounds shall not be parked on any residentially zoned lot, except for the purpose of loading, delivering, or unloading of materials, goods, or merchandise. This shall not prohibit the driving of the vehicle to and from a residence.

(Ord. 169, passed 7-7-2003) Penalty, see § [10.99](#)

§ 70.52 REQUIREMENTS FOR RECREATIONAL VEHICLES.

- (A) No person shall park, or cause to be parked, any recreational vehicle overnight on any street, highway, or alley.
- (B) No recreational vehicle shall be parked at any time in the front yard of a lot.
- (C) No recreational vehicle shall be used or occupied unless there is a clear, unoccupied space of at least ten feet on all sides of the recreational vehicle.
- (D) No person shall use or occupy a recreational vehicle, or permit the use and occupancy of a recreational vehicle on any lot for a period in excess of two weeks in any one year, and then only if the recreational vehicle is either connected to the public water system or connected to a private water system, and then only if the recreational vehicle is also connected to a functioning septic tank or comparable sewage disposal system.
- (E) No recreational vehicle shall at any time be parked on any lot with the wheels removed and supported by blocks or other supports, except for the purpose of repair, nor shall any person elevate, block, or stabilize any recreational vehicle other than with jacks designed, provided, and intended for that purpose.
- (F) Only one recreational vehicle may be parked on any one lot, whether the recreational vehicle is occupied or merely parked for storage.

(Ord. 169, passed 7-7-2003) Penalty, see § [10.99](#)

§ 70.53 VIOLATIONS.

(A) *Civil infraction.* A person who violates or fails to comply with the requirements of this subchapter is responsible for a class three municipal civil infraction and subject to the civil fines set forth in the schedule of civil fines of the City of the Village of Douglas ordinance code and any other relief that may be imposed by the court.

(B) *Grounds for impounding; removal and conveyance of CURVs; redemption of impounded CURVs; payment of fees under protest.*

(1) In the event a CURV or the owner or operator of a CURV has been issued two or more civil infractions in two consecutive years, a CURV violating the requirements of this section may be removed and impounded by or under the direction of a person authorized by the City of the Village of Douglas by means of towing the same or otherwise. Before any owner or person in charge of any CURV towed by the City of the Village of Douglas is permitted to remove the same from the custody of the duly authorized department of the City of the Village of Douglas enforcing this subchapter, he or she shall furnish evidence of his or her identity and ownership, sign a receipt, and pay the cost of removal plus the cost of storage for the time the CURV is stored.

(2) It shall be the duty of the duly authorized officer or person of the City of the Village of Douglas in charge of any impounded CURV to inform, in writing, the owner, or person claiming an impounded CURV, of the nature and circumstances of the

violation on account of which the CURV has been impounded. In case protest is made against the payment of any impounding or storage fee, the officer or person in charge shall note upon the receipt evidencing payment of the impounding and storage fees the words "paid under protest." In that case, it shall thereupon be the duty of the duly authorized officer of the City of the Village of Douglas having knowledge of the facts forthwith to inform the City Manager, who shall institute proceedings in the court having jurisdiction for the City of the Village of Douglas, by charging the owner or driver of the CURV with that violation of this section of which the CURV was impounded. On the disposition of the cause in the court having jurisdiction for the City of the Village of Douglas, if the defendant is found not guilty, it shall be the duty of the City Treasurer to refund to the person the fees paid under protest.

(Ord. 169, passed 7-7-2003)

§ 70.54 RIGHT OF ENTRY AND INSPECTION.

Any member of the City Police Department shall have the authority to enter upon and inspect at any reasonable time any premises upon which a recreational vehicle or CURV is parked, used, or occupied, for the purpose of ascertaining that the owner or occupant thereof is complying with all statutes, ordinances, rules, and regulations governing the same.

(Ord. 169, passed 7-7-2003)

§ 70.55 EXEMPTION.

The provisions of this subchapter shall not apply to any licensed mobile home park.

(Ord. 169, passed 7-7-2003)