

ORDINANCE NO. 715

AN ORDINANCE OF THE AUMSVILLE CITY COUNCIL REGULATING CAMPING ON CITY PROPERTY AND PRESCRIBING PENALTIES

The City of Aumsville ordains as follows:

Section 1. Purpose, Policy, and Scope.

- (A) Council desires to prevent harm to the health and safety of the public and to promote the public health, safety, and general welfare by making public streets and other areas readily accessible to the public and by protecting certain public property for its intended public use; and
- (B) Council desires to update the Ordinances related to camping in the City of Aumsville to allow for some constitutionally protected camping while protecting sensitive areas of the City that could be impacted by the negative effects of such activity; and
- (C) Council desires to discourage camping in areas where such activities create unsafe and unsanitary living conditions which can impact the public health, safety, and welfare of both campers and the community; and
- (D) Council encourages active participation of concerned persons, organizations, businesses and public agencies to work in partnership with the City and the homeless community to address the short and long-term impact of homelessness in and on the community.

Section 2. Definitions. The following terms shall have the following definitions for purposes of this ordinance:

- (A) "To camp" means to set up, use, maintain or remain in or at a campsite.
- (B) "Campsite" means any place where one or more persons have established temporary living accommodations by use of camp facilities and/or camp paraphernalia.
- (C) "City property" means and includes all real property owned by the city, including public rights-of-way as defined in Ordinance 440, and all property held in proprietary capacity by the city.
- (D) "Camp paraphernalia" includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, blankets, mattresses, hammocks, or non-city designated cooking facilities and similar equipment.
- (E) "Camp facilities" include, but are not limited to, tents, huts, temporary shelters, or vehicles.
- (F) "Parks" shall have the definition given in Ordinance 691.

Section 3. Prohibited Camping.

- (A) Except as expressly authorized by the Aumsville Municipal Code, it is unlawful at all times for any persons to establish or occupy a campsite on the following city property:

1. All Parks consistent with the provisions in Ordinance 691 as amended by Ordinance 714; and
 2. All city property located within an area zoned for residential use.
- (B) Except as expressly authorized by the Aumsville Municipal Code, it is unlawful for any person to camp or maintain a campsite on any city property between the hours of 7 a.m. and 9 p.m.
- (C) Notwithstanding the foregoing, the city administrator or designee may temporarily authorize camping or storage of personal property by written order specifying the period of time and location:
1. in the event of emergency circumstances;
 2. in conjunction with a special use permit; or
 3. upon finding it to be in the public interest and consistent with council goals and policies.

Section 4. Penalties.

- (A) Violation of the provisions herein may be punishable by a fine not to exceed \$50.00. Each day's violation of a provision of this ordinance constitutes a separate offense.
- (B) Abatement of a nuisance and penalties for violations of provisions not related to prohibited camping are found in Ordinance 713, Section 24.

Section 5. Effective Date. This ordinance is hereby declared an emergency and shall take effect upon adoption by Council.

ADOPTED AND PASSED by the Aumsville City Council on the 12th day of June, 2023.


Angelica Ceja, Mayor

Attest:


Ron Harding, City Administrator