

1 Code of the Town of Melbourne Beach, Florida, is hereby amended
2 to read as follows:

3 **§ 7A-67. TRAILERS, BOATS AND RECREATIONAL VEHICLES.**

4 (a) General parking restrictions. Trailers, boats and
5 recreational vehicles which do not exceed 26 feet in overall
6 length may be parked, stored or stopped on any lot in the town
7 provided the following provisions are complied with:

8 (1) Such trailers, boats, and recreational
9 vehicles, or any combinations thereof, shall not be used for
10 residential, office or commercial purposes.

11 (2) Such trailers, boats and recreational
12 vehicles, or any combinations thereof, shall not be connected in
13 any manner to utilities, except for the purpose of charging
14 batteries thereon. The use of trailers and recreational vehicles
15 for sleeping, housekeeping or living quarters while so parked
16 shall not be permitted.

17 (3) Such trailers, boats and recreational vehicles
18 shall be located to the rear of the front building line and in
19 no event, less than 25 feet from the front lot line, except for
20 purposes of loading and unloading for reasonable periods of
21 time. Additionally, on any corner lot, no trailer, boat or
22 recreational vehicle shall be located in front of the building
23 line of any side of the structure which abuts a street, unless

1 the boat, trailer or recreational vehicle is sheltered from view
2 and ~~not visible from the street.~~

3 (4) Such trailers, boats, and recreational
4 vehicles shall not be parked on any part of the road right-of-
5 way.

6 (5) Such trailers, if collapsible, shall be parked
7 or stored in a collapsed condition only.

8 (6) The sites upon which such trailers, boats, and
9 recreational vehicles are parked shall be well-kept and free
10 from weeds and other growth.

11 (7) Any deviations from the provisions of this
12 sub-section (a) hereof shall be by special permit issued by the
13 Town Commission setting forth the specific use to be made and
14 the term of such use.

15 ~~(b) Self-propelled van-type campers shall be considered~~
16 ~~motor vehicles with restrictions on use while parked. Self-~~
17 ~~propelled van-type campers shall be considered as motor vehicles~~
18 ~~for the purpose of parking; however, such campers shall not be~~
19 ~~used for sleeping, housekeeping, or living quarters while parked~~
20 ~~in the town, nor for any office or commercial purpose.~~

21 (b) (e) Parking cargo trailers restricted. Cargo
22 trailers shall not be parked in the town, except for purposes of

1 loading and unloading for reasonable periods of time, unless
2 stored fully within a garage, carport or fenced yard.

3 (c) ~~(d)~~ Temporary parking; Placement, storage, or
4 parking on vacant lots.

5 (1) Parking trailers, boats, and recreational
6 vehicles on residential lots prohibited, with exceptions.

7 Trailers, boats, and recreational vehicles which exceed 26 feet
8 in overall length, whether powered or unpowered, shall not be
9 parked, stored, or placed on any residential lot located within
10 the town except for purposes of active loading and delivery, ~~or~~
11 ~~by special permit issued by the Town Commission setting forth~~
12 ~~the specific use to be made and the term of such use.~~ Said
13 period of active loading and unloading shall not exceed two (2)
14 six-hour periods in any seven (7) consecutive day period.

15 (2) No trailer, boat, recreational vehicle, or
16 camper, regardless of size, may be parked, placed, or stored on
17 any vacant lot. No trailer, boat, recreational vehicle, or
18 camper, regardless of size, may be used as a place to live,
19 temporarily or permanently, on any vacant lot. For the purposes
20 of this paragraph, a "vacant lot" is a lot without a structure
21 used as a principal permitted use or use for which a special
22 exception has been issued.

23 SECTION 2. Severability/Interpretation Clause.

1 (a) In the event that any term, provision, clause,
2 sentence or section of this Ordinance shall be held by a court
3 of competent jurisdiction to be partially or wholly
4 unenforceable or invalid for any reason whatsoever, any such
5 invalidity, illegality, or unenforceability shall not affect any
6 of the other or remaining terms, provisions, clauses, sentences,
7 or sections of this Ordinance, and this Ordinance shall be read
8 and/or applied as if the invalid, illegal, or unenforceable
9 term, provision, clause, sentence, or section did not exist.

10 (b) In interpreting the provisions of this Ordinance,
11 the following rules and symbols shall apply:

12 (1) Words underlined are additions to existing
13 text.

14 (2) Words ~~stricken through~~ are deletions from
15 existing text.

16 (3) Asterisks (* * *) indicates a deletion from
17 the Ordinance of text existing in the Code of Ordinances. It is
18 intended that the text in the Code of Ordinance denoted by the
19 asterisks and not set forth in this Ordinance shall remain
20 unchanged from the language existing prior to adoption of this
21 Ordinance.

22 SECTION 3. Ordinances and Resolutions in Conflict. All
23 ordinances or resolutions or parts thereof that may be

1 determined to be in conflict herewith, except portions of the
2 Comprehensive Plan, are hereby repealed.

3 SECTION 4. Effective Date. This Ordinance shall become
4 effective upon adoption.

5 PASSED by the Town Commission of the Town of Melbourne
6 Beach on first reading on the ___ day of _____, 2009, and
7 ADOPTED by the Town Commission of the Town of Melbourne Beach,
8 Florida, on final reading on the ___ day of _____, 2009.

9
10 TOWN OF MELBOURNE BEACH, FLORIDA

11
12
13 By: _____
14 Rita A. Karpie, Mayor

15
16 ATTEST:

17
18 (TOWN SEAL)

19 _____
20 Christina Hoffkins,
21 Town Clerk
22