

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5526

**AN ORDINANCE AMENDING SECTION 1151.06 OF THE
PLANNING AND ZONING CODE TO ADD NON-COMMERCIAL
TRAILERS, WATERCRAFTS AND EQUIPMENT AND ADDITIONAL
REGULATIONS; AND DECLARING AN EMERGENCY**

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. Section 1151.06 of the Planning and Zoning Code be amended to read as follows:

“1151.06 ACCESSORY USES.

(a) through (h) * * * * (no change)

(i) *Storage of commercial vehicles, recreation vehicles and other related equipment.* The storage of commercial vehicles and equipment, **non-commercial trailers, boats, watercrafts and equipment,** recreational vehicles and equipment on residential land shall be regulated as follows:

(1) No commercial vehicles or equipment shall be on any premises or in any garage in any residential district except that an occupant shall be permitted to park a panel or pickup truck, not exceeding 10,000 pounds gross vehicle weight rated capacity, used in connection with his or her livelihood, wholly within a garage.

(2) No person shall park or store any recreational vehicles, **boats watercrafts, boat watercraft trailers, non-commercial trailers,** pick-up truck campers, motorized homes, folding tent trailers or other camping or recreational equipment on any street or highway or public or private property within the city except as hereinafter provided. Any owner of recreational equipment, not in excess of 27 feet in overall length **or non-commercial trailers, not in excess of 14 feet in overall length,** on property owned by him or her in accordance with the following conditions:

A. Recreational equipment, **trailers** and vehicles described herein, parked or stored, shall not have fixed connections to electricity, water, gas or sanitary sewer facilities and at no time shall such equipment be used for living or housekeeping purposes.

B. All such recreational equipment, **trailers** and vehicles shall be stored wholly within a garage or, if stored in the open, such vehicles, **trailers** and equipment shall be stored in the rear yard at least ten (10) feet from any adjoining property line, ~~taking into account terrain, grade, natural or permanent obstacles, as approved by the Building Commissioner.~~ At least two-thirds of their total vertical height or five feet, whichever is greatest, shall be screened from the view of all public streets and adjoining lots by substantially solid landscaped evergreen plantings and/or other appropriate screening as approved by the Building Commissioner.

C. All recreational equipment, **trailers** and vehicles described herein shall be kept in good repair and carry a current license and/or registration.

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(3) Procedure where violation discovered. Where there is a violation of this code, a 5 day written notice to correct such violation shall be served by mail or notice may be posted on the outside front entrance of the building.

A. Violations. Whoever violates any provision of this chapter shall be guilty of a misdemeanor of the fourth degree for each violation committed.

B. Repeat violations. A maximum of 2 notices shall be served within any calendar year. Any additional occurrences shall be deemed a nuisance and reported to the Director of Law for other legal actions without further notice.

C. Continuing violations. Each violation of a section of this Code shall constitute a separate and distinct violation independent of any other section or division or any order issued pursuant to this code. Each day's failure to comply with any such section or division shall constitute a separate violation.

D. Other legal action. The imposition of any penalty shall not preclude the Director of Law from instituting an appropriate action or proceeding in a court of proper jurisdiction to require compliance with the provisions of this code or other applicable laws, ordinances, rules or regulations, or the orders or determinations of the Building Commissioner.

(j) * * * * (no change)"

SECTION 2. That Section 1151.06 as it existed prior to the effective date of this Ordinance be, and the same hereby is, repealed.

SECTION 3. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the need to add non-commercial trailers, watercrafts and equipment and additional regulations; therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: July 5, 2022

APPROVED: July 5, 2022


MAYOR


CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5526 duly passed by the Council of the City of Brecksville, Ohio, on 7-5, 20 22 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 7-8, 20 22.


CLERK OF COUNCIL