

**ORDINANCE NO. 05-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON AMENDING THOSE PORTIONS OF THE COVINGTON MUNICIPAL CODE (CMC) CHAPTERS 8.10, 8.20, 8.30, AND CHAPTERS 18.50 AND 18.85, ALL RELATING TO THE USE, STORAGE, SETBACK, SCREENING, AND PERMITTING REQUIREMENTS FOR RECREATIONAL VEHICLES (RVs); PROVIDING FOR CORRECTIONS AND SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, Chapter 35A.63 of the Revised Code of Washington (RCW) empowers the City of Covington to enact land use and zoning regulations, including use, storage, setback, screening, and permitting of recreational vehicles in residential zones; and

WHEREAS, city staff transmitted the proposed amendments to the Covington zoning regulations governing the use, storage, setback, screening, and permitting requirements for recreational vehicles (RVs) to the Washington State Department of Commerce on August 13, 2015, as required under RCW 36.70A.106, and has received no comments from state agencies; and

WHEREAS, the city's SEPA Official conducted a SEPA review and issued a Determination of Non-Significance on September 11, 2015; and

WHEREAS, amendments to Covington's zoning regulations for use, storage, setback, screening, and permitting of recreational vehicles were discussed by the planning commission at their September 17, 2015 and November 5, 2015 meetings; and

WHEREAS, on November 5, 2015, the planning commission held a duly noticed public hearing and considered the amendments to the zoning regulations for recreational vehicles and forwarded a recommendation to approve to the city council on November 19, 2015; and

WHEREAS, the proposed amendments are consistent with the goals, objectives, and policies of the comprehensive plan; and

WHEREAS, the proposed amendments make Covington's regulations of recreational vehicles more consistent with surrounding jurisdictions; and

WHEREAS, the proposed amendments serve to clean up inconsistencies and outdated provisions from the originally adopted King County zoning code adopted upon incorporation of the city; and

WHEREAS, the proposed amendments provide a somewhat more restrictive approach to use and storage of recreational vehicles to protect the public health, safety, and general welfare on residential lots; and

WHEREAS, the city council, upon review of the facts, findings and recommendations of the planning commission and after reviewing information provided by city staff, find that all applicable and substantive requirements of the law have been met, that the adoption of this ordinance promotes the public health, safety and general welfare of the community, and that the adoption of this ordinance serves the public interest.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, DOES ORDAIN AS FOLLOWS:

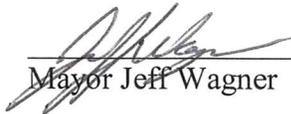
Section 1. CMC Chapters 8.10, 8.20, 8.30, 18.50, and 18.85 are hereby amended as set forth in the attached Exhibit A, incorporated fully herein by this reference.

Section 2. This ordinance shall be in full force and effect five days after publication in the city's newspaper of record. A summary of this ordinance may be published in lieu of publishing the ordinance in its entirety.

Section 3. If any provision of this ordinance, or ordinance modified by it, is determined to be invalid or unenforceable for any reason, the remaining provisions of this ordinance and ordinances and/or resolutions modified by it shall remain in full force and effect.

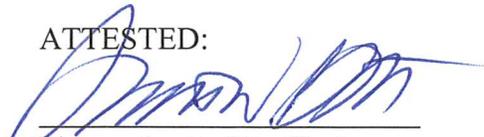
Section 4. Upon approval of the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or section/subsection numbering.

Passed by the City Council on the 26<sup>th</sup> day of January, 2016, and signed in authentication thereof.

  
\_\_\_\_\_  
Mayor Jeff Wagner

PUBLISHED: January 29, 2016  
EFFECTIVE: February 3, 2016

ATTESTED:

  
\_\_\_\_\_  
Sharon Scott, City Clerk

APPROVED AS TO FORM ONLY:

  
\_\_\_\_\_  
Sara Springer, City Attorney

ORDINANCE NO. 05-2016  
EXHIBIT A

CMC Chapter 8.10  
ABATEMENT OF ~~JUNK~~ NUISANCE VEHICLES AND ~~VEHICLE STORAGE~~

Sections:

Article I. ~~Junk Vehicles~~

- 8.10.010 Purpose.
- 8.10.020 Definitions.
- 8.10.030 Certification.
- 8.10.040 Exemptions.
- 8.10.050 Abatement of Nuisance Vehicles. ~~Junk vehicle violation – Remedy.~~

Article II. ~~Vehicle Storage~~

- ~~8.10.060 – Storage of certain vehicles and components prohibited.~~
- ~~8.10.070 – Exceptions.~~
- ~~8.10.080 – Vehicle storage violation – Penalty.~~
- 8.10.0960 Third party liability.

Article I. ~~Junk Vehicles~~

**8.10.010 Purpose.**

The purpose of this chapter is to preserve the character and safety of the city's neighborhoods by eliminating ~~junk~~ nuisance vehicles and ~~improperly stored vehicles as nuisances~~ from private property, and to provide procedures for the removal of ~~junk~~ nuisance vehicles and ~~improperly stored vehicles~~ as authorized by RCW 46.55.240.

**8.10.020 Definitions.**

For the purposes of this chapter the following words shall have the following meanings:

- (1) ~~“Code compliance enforcement officer”~~ means a code enforcement officer, the director of ~~planning and~~ community development, or the director of community development’s designee.
- (2) ~~“Junk motor vehicle”~~ means any vehicle substantially meeting three of the following requirements:
  - ~~(a) Is extensively damaged, such damage including, but not limited to, broken windshields, missing wheels, tires, motor or transmission;~~
  - ~~(b) Is apparently inoperable;~~
  - ~~(c) Is without a valid current license plate and tabs;~~
  - ~~(d) Has an approximate fair market value equivalent only to the approximate value of the scrap in it.~~

(2) "Nuisance vehicle" means and includes any car, truck, motorcycle, boat, trailer, recreational vehicle (RV), self-propelled construction equipment or heavy machinery, or any other motorized or non-motorized means of conveyance, or any part thereof, and which:

(a) Meets any one of the following criteria:

(i) Is extensively damaged, such damage including, but not limited to, any of the following: a broken window or windshield or missing wheels, tires, motor, or transmission;

(ii) Is apparently inoperable;

(iii) Has an approximate fair market value equal only to the approximate value of the scrap in it; and

(b) Is not validly licensed and/or registered under the laws of the state of Washington.

(3) "Owner" or "property owner of record" means any person owning property as shown on the real property records of King County or on the last assessment roll for taxes, and shall also mean any lessee, tenant or other person having control or possession of the property.

(4) "Property" means land and any buildings or structures located thereon.

(5) "Vehicle" has the same definition as the definition of "vehicle" in RCW 46.04.670.

~~(5) "Recreational vehicle" means a camping trailer, travel trailer, motor home, truck camper and any similar vehicular type units primarily designed as temporary living quarters for recreational, camping or travel use, with or without motor power, being of such size and weight as to be operable over highways without requirement of a special highway movement permit. (Ord. 22-01 § 1; Ord. 79-98 § 1)~~

#### **8.10.030 Certification.**

The code ~~compliance~~ enforcement officer may inspect and certify, to the best of his or her knowledge, that a vehicle meets the requirements of a ~~junk motor~~ nuisance vehicle. Such certification shall be in writing and shall record the make of the vehicle, the vehicle identification number, and the license plate number of the vehicle, if available. The code ~~compliance~~ enforcement officer shall also describe in detail at least three (3) of the following:

(1) The model year and age of the vehicle;

(2) The damaged or missing equipment or condition of the vehicle;

(3) The factors supporting a determination that the vehicle is apparently inoperable;

(4) The absence of a valid, current license plate; and

(5) The approximate fair market value of the vehicle and the value of the scrap in it. (Ord. 22-01 § 1; Ord. 79-98 § 1)

#### **8.10.040 Exemptions.**

The provisions of this chapter relating to ~~junk~~ nuisance vehicles shall not apply to the following:

- (1) A vehicle or part thereof which is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property; or
- (2) A vehicle or part thereof which is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler or licensed vehicle dealer and is fenced according to the provisions of RCW 46.80.130. (Ord. 22-01 § 1; Ord. 79-98 § 1)

#### **8.10.050 ~~Junk~~ Abatement of nuisance vehicles—Remedy.**

(1) ~~Unless exempted under CMC 8.10.040, it shall be a violation of this chapter and a public nuisance to park, store, or abandon junk nuisance vehicles on private property. all nuisance vehicles placed or situated upon private property within Covington city limits are public nuisances to be abated and shall be subject to the penalties and enforcement remedies as set forth in Chapter 1.30 CMC.~~

(2) If the city determines that such a violation has occurred or is occurring, the city shall ~~remedy~~ abate said violation in accordance with the civil code enforcement procedures established in Chapter 1.30 CMC; except that the last registered and legal owner(s) of the ~~junk~~ nuisance vehicle and the property owner of record shall be given any notice required by Chapter 1.30 CMC. Said notice need not be provided to the last registered and legal owner(s) of the nuisance vehicle if the vehicle is in such condition that the identification numbers cannot be readily determined or if the property owner has prevented access to the vehicle.

(3) If the city invokes CMC 1.30.080 170 and abates the ~~junk~~ nuisance vehicle(s), the vehicle(s) or part(s) thereof shall be removed by a licensed tow truck operator or hulk hauler. The code ~~compliance~~ enforcement officer shall give notice to the Washington State Patrol and to the Washington State Department of Licensing that the vehicle has been wrecked.

(4) Pursuant to CMC 1.30.080 170, the costs and expenses of ~~correcting~~ abating the violation shall be assessed against the last registered owner of the nuisance vehicle and/or the property owner of record; ~~except that the owner of the property on which the vehicle is located may appear in person at the hearing provided for in CMC 1.30.070, or present a written statement in time for consideration at said hearing, denying responsibility for the presence of the nuisance vehicle, with his/her reasons for the denial. If it is determined at the hearing that the nuisance vehicle was placed on the property without the consent of the owner and that he/she has not subsequently acquiesced in its placement, then the city shall not assess the costs and expenses of correcting the violation against the property upon which the vehicle or item is located or otherwise attempt to collect said costs and expenses from the owner.~~ (Ord. 22-01 § 1; Ord. 79-98 § 1)

(5) This section shall apply even in cases where the owner has given permission for the vehicle to be left on the property.

Article II. Vehicle Storage

**~~8.10.060 Storage of certain vehicles and components prohibited.~~**

No person owning, leasing, renting, occupying, being in possession of or having charge of any property in the city, including vacant lots, shall retain or store, except as may be permitted by any other city ordinance, any of the following:

- ~~(1) One or more wrecked, dismantled or partially dismantled, inoperative, or unlicensed (vehicle licensing plates and current tabs) and uninsured vehicles;~~
- ~~(2) Body parts, engines or drive train parts, or any other parts, assemblies or components of automobiles and other motor vehicles;~~
- ~~(3) Any recreational vehicle, boat or trailer within the required front yard setback area unless parked and/or stored within a driveway in the front setback area;~~
- ~~(4) Any pickup truck campers or canopies (not mounted on a pickup truck) within the required front yard setback area unless parked and/or stored within a driveway in the front setback area. (Ord. 22-01 § 1; Ord. 79-98 § 1)~~

**~~8.10.070 Exceptions.~~**

The provisions of CMC ~~8.10.060~~ shall not apply to the following:

- ~~(1) A vehicle, recreational vehicle, boat, trailer, or component thereof which is completely enclosed within a building in lawful manner where it is not visible from the street or other public or private property; or~~
- ~~(2) A vehicle, recreational vehicle, boat, trailer, or component thereof which is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler or licensed vehicle dealer and is fenced according to the provisions of RCW 46.80.130. (Ord. 22-01 § 1; Ord. 79-98 § 1)~~

**~~8.10.080 Vehicle storage violation – Penalty.~~**

- ~~(1) Unless exempted under CMC 8.10.070, it shall be a violation of this chapter to retain or store any vehicle or component thereof described in CMC 8.10.060 in violation of said section.~~
- ~~(2) If the city determines that such a violation has occurred or is occurring, the city shall remedy said violation in accordance with the civil code enforcement procedures established in Chapter 1.30 CMC; except that the last registered owner of the vehicle/component and the property owner of record shall be given any notice required by Chapter 1.30 CMC. Said notice need not be provided to the last registered owner of the vehicle/component if the vehicle is in such condition that the identification numbers cannot be readily determined or if the property owner has prevented access to the vehicle.~~
- ~~(3) If the city invokes CMC 1.30.080 and abates the vehicle(s)/component(s) retained or stored in violation of CMC 8.10.060, the vehicle(s)/component(s) shall be removed by a licensed tow truck~~

operator or hulk hauler. The code compliance officer shall give notice to the Washington State Patrol and to the Washington State Department of Licensing that the vehicle has been wrecked.

~~(4) Pursuant to CMC 1.30.080, the costs and expenses of correcting the violation shall be assessed against the last registered owner of the vehicle and/or the real property owner of record; except that the owner of the real property on which the vehicle is located may appear in person at the hearing provided for in CMC 1.30.070 or present a written statement in time for consideration at said hearing, denying responsibility for the presence of the vehicle on the property, with his/her reasons for the denial. If it is determined at the hearing that the vehicle was placed on the property without the consent of the owner and that he has not subsequently acquiesced in its placement, then the city shall not assess the costs and expenses of correcting the violation against the property upon which the vehicle or item is located or otherwise attempt to collect said costs and expenses from the owner. (Ord. 22-01 § 1; Ord. 79-98 § 1)~~

#### **8.10.0960 Third party liability.**

(1) It is expressly the purpose of this chapter to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this chapter.

(2) It is the specific intent of this chapter to place the obligation of complying with its requirements upon the registered owner and property owner of record, and no provisions or term used in this chapter is intended to impose any duty whatsoever upon the city or any of its officers and employees, for whom the implementation or enforcement of this chapter shall be discretionary and not mandatory.

(3) Nothing contained in this chapter is intended to be, nor shall be, construed to create or form the basis for any liability on the part of the city, or its officers, employees or agents, for any injury or damage resulting from the failure of a property owner or registered owner to comply with the provisions of this chapter, or by reason or in consequence of any inspection, notice, order, certificate, permission or approval authorized or issued or done in connection with the implementation or enforcement of this chapter, or by reason of any action or inaction on the part of the city related in any manner to the enforcement of this chapter by its officers, employees or agents. (Ord. 22-01 § 1; Ord. 79-98 § 1)

**Chapter 8.30**  
**NUISANCES**

**8.30.030 Nuisances declared.**

The following specific acts, omissions, places and conditions are declared to be public nuisances:

- (1) Erecting, continuing or using any building or other place in the city for the exercise of any trade, employment or manufacturing operation, which by occasioning noxious exhalation, offensive smells or other annoyances, becomes injurious and dangerous to the health, comfort or property of individuals or the public;
- (2) Keeping or maintaining any dangerous, decaying, falling, or damaged dwelling, or other structure;
- (3) Keeping, using or maintaining any pen, stable, lot, place or premises in which any animal may be confined or kept, in such a manner to be noxious, foul or offensive to individuals or the public;
- (4) Obstructing or encroaching upon or rendering unsafe for passage any public highway, private street, street, alley, sidewalk, crossing, park, square, driveway, lake, or stream in the city; provided, that this subsection shall not apply to events, parades, or the use of the streets or public rights-of-way when authorized by the city;
- (5) Making or keeping any explosive or combustible substance in the city, or carrying it through the streets thereof, in a quantity or manner prohibited by Chapter 70.74 RCW;
- (6) Placing, depositing, keeping, having or leaving in or upon any private lot, building, structure or premises or in or upon any street, avenue, park, sidewalk, waterway, parkway or public or private place in the city any one or more of the following conditions, places or things:
  - (a) Any putrid, unhealthy or unwholesome bones, meat, hides, skins, or the whole or any part of any dead animal, fish or fowl, or waste parts of fish, vegetable or animal matter in any quantity; but nothing herein shall prevent the temporary retention of waste in approved covered receptacles;
  - (b) Privies, vaults, drains, sewer and septic tanks, cesspools, sumps, pits or like places which are not securely protected from flies or rats, or which are noxious, foul, malodorous or injurious to the public health;
  - (c) Vegetation which constitutes a fire hazard or a health hazard;
  - (d) Refuse or feces which constitute a health hazard;
  - (e) Vegetation which overhangs a street, sidewalk or alley in such a way as to impede the free and full use of said street, sidewalk or alley, and vegetation which obstructs the vision of drivers such that traffic regulation signs or view of an intersection is obstructed from a position of 30 feet or closer to the intersection, and vegetation which creates injury to or other opportunity or risk of injury to passersby of the general public;

(f) Animal manure in any quantity which is not securely protected from flies and/or the elements, or which is kept or handled in violation of any ordinances of the city;

(g) An accumulation of material, including but not limited to tin cans, bottles, glass, plastic, scrap metal, ashes, wire, bric-a-brac, broken crockery, broken glass, broken plaster, trash, litter, weeds, grass, rags, garbage, accumulations of empty barrels, boxes, crates, packing cases, mattresses, bedding, excelsior, packing straw, or other packing materials or building materials which are not properly stored or neatly piled, and all such trash or abandoned material unless the same be kept in covered bins or galvanized iron receptacles approved by the enforcement officer; provided, however, this section shall exclude residential composting piles not greater than 25 square yards in area;

(h) Broken or discarded furniture, furnishings, appliances, household equipment and other similar items, in any front yard, back yard, side yard or vacant lot;

(i) Any abandoned, unattended or discarded icebox, refrigerator, freezer or other container having an air-tight door or lid and a snap lock or other locking device which may not be easily released from the inside when such lid or door is in a closed position;

(j) In a place accessible to children, any attractive nuisance dangerous to children, including but not limited to any abandoned, broken or neglected equipment, machinery, refrigerator, freezer or other large appliance;

(k) Any abandoned or unused well, pit, shaft, cistern, or storage tank without first demolishing or removing from the premises such storage tanks, or securely closing and barring any entrance or trapdoor thereto, or without filling any well, pit, shaft or cistern or capping the same with sufficient security to prevent access thereto;

(l) Nonoperational or abandoned vehicles or parts thereof, or other articles of personal property that are discarded or left in a state of partial construction or repair in any front yard, side yard, rear yard, or vacant lot. The responsible person may have on his or her premises, at any one time, only one (1) nonoperational or abandoned vehicle outside an enclosed building for a period not to exceed fourteen (14) days.

**Chapter 18.20**  
**TECHNICAL TERMS AND LAND USE DEFINITIONS**

**18.20.960 Recreational vehicle (RV).**

“Recreational vehicle (RV)” means a motorized vehicle designed primarily for recreational camping, travel, or seasonal use which has its own motive power or is mounted on or towed by another vehicle, including but not limited to:

- (1) Travel trailers;
- (2) ~~Folding~~ Camping trailers;
- (3) ~~Park~~ Tent trailers;
- (4) Truck campers;
- (5) ~~Park trailer~~ Camper vans;
- (6) Motor homes; and
- (7) Multi-use vehicle. (Ord. 42-02 § 2 (21A.06.960))

**Chapter 18.50**  
**DEVELOPMENT STANDARDS—PARKING AND CIRCULATION**

- 18.50.010 Purpose.
- 18.50.020 Authority and application.
- 18.50.030 Computation of required off-street parking spaces.
- 18.50.040 Shared parking requirements.
- 18.50.050 Exceptions for community residential facilities (CRFs) and senior citizen assisted housing.
- 18.50.060 Parking for the disabled.
- 18.50.070 Loading space requirements.
- 18.50.080 Stacking spaces and restrictions for drive-through facilities.
- 18.50.090 Transit and rideshare provisions.
- 18.50.100 Pedestrian and bicycle circulation and access.
- 18.50.110 Off-street parking plan design standards.
- 18.50.120 Off-street parking construction standards.
- 18.50.130 Compact car allowance requirements.
- 18.50.140 Internal circulation street standards.
- 18.50.150 Trail improvements and connections.
- 18.50.160 Electric vehicle charging station requirements – Downtown zones.
- 18.50.170 Electric vehicle charging station requirements – R-18, MR, NC, CC, RCMU, and I zones.
  
- 18.50.180 Electric vehicle charging station design standards.
- 18.50.190 Recreational vehicles—Parking, storage, and habitation.

**18.50.190 Recreational vehicles—parking, storage, and habitation.**

(1) The parking or storage of recreational vehicles, except for loading and unloading activities completed within a three (3) day period within any given two (2) week period, is not permitted unless there is compliance with the following:

(a) The recreational vehicle is housed within a vented garage or within a carport which is sight-screened from abutting properties by solid board fencing or sight-obscuring landscaping at least six feet (6 ft) in height.

(b) The recreational vehicle may be located within a side or rear yard if in compliance with setback requirements applicable to accessory structures and sight-screened from abutting properties by solid board fencing or sight-obscuring landscaping at least six feet (6 ft) in height. The recreational vehicle does not need to be parked on an approved impervious surface if parked within a side or rear yard.

(c) If there is no reasonable access to a rear or side yard, one (1) recreational vehicle may be located in the front yard driveway as follows:

(i) In the driveway perpendicular to the right-of-way, provided setback requirements applicable to the primary structure are met.

(ii) A recreational vehicle stored under this subsection (3)(c) must be licensed and operable.

(2) For purposes of this section, all sides of a property which abut a right-of-way constitute a front yard.

(3) It is a violation of this section to sleep in, or use for any other habitation or residential purposes, a recreation vehicle or boat parked, placed, or situated on private property for more than fourteen (14) days in any ninety (90) day period, except as allowed by subsections 4, 5, and 6 of this section. Should there be any discrepancy between the provisions of subsections 4, 5, and 6 of this section and Chapter 18.85—Nonconformance, Temporary Uses, and Re-use of Facilities, the provisions of subsections 4, 5, and 6 of this section shall prevail.

(4) One (1) recreational vehicle may be used as a temporary dwelling on a lot already containing another dwelling unit for a period not to exceed thirty (30) days upon issuance of a temporary use permit by the City pursuant to the provisions of this subsection and CMC 18.85.100.

(a) The temporary use permit issued must be affixed to the recreational vehicle in such a manner that it is prominently displayed and visible, to the extent possible, from a public right-of-way.

(b) Recreational vehicles meeting the requirements of this subsection may be parked within a front yard driveway, need not be sight-screened, and need not comply with accessory structure setback requirements for the effective period of the temporary use permit.

(c) No more than one (1) temporary use permit may be granted for a given property within any six (6) month period.

(5) As to recreational vehicles only, the requirements of this section shall not apply to a residence if one or more occupants thereof has a current windshield placard or special license plate issued to them by the State of Washington as a qualified disabled person in accordance with RCW 46.19.010. Persons claiming this exemption shall apply to the director for approval thereof. The director shall establish procedures and standards for acting on exemption requests hereunder. Only one (1) recreational vehicle per residence may be exempted under this provision.

(6) Based on a written request, the director may permit a recreational vehicle of any size to be used as a temporary dwelling on a single-family residential lot where the primary dwelling unit is unsafe to occupy by reason of disaster or accident such as fire, wind, earthquake, or other similar circumstance, provided:

(a) The recreational vehicle may be occupied for a maximum of twelve (12) months from the date the primary dwelling was damaged. One twelve (12)-month extension may be granted by the director based on demonstration of continuing hardship and documented good faith efforts to complete construction.

(b) Occupancy of the recreational vehicle shall cease within thirty (30) days of issuance of a certificate of occupancy for reconstruction of the primary dwelling unit at the property.

(c) The recreational vehicle may be located within the required front yard setback but may not obstruct sight distance at driveways and intersections. The recreational vehicle may not be in required side or rear yards setbacks.

(d) Generators shall not be utilized.

(e) The director's approval is revocable at any time if the requirements of this section are not met.

(f) The director shall provide a copy of the approval letter to the applicant, property owner (if different from the applicant), and all adjoining property owners.

## Chapter 18.85

### NONCONFORMANCE, TEMPORARY USES, AND RE-USE OF FACILITIES

#### **18.85.110 Temporary use permits – Exemptions to permit requirement.**

(1) The following uses shall be exempt from requirements for a temporary use permit when located in the ~~DN~~ TC, MC, GC, MHO, CC, NC, or I zones for the time period specified below:

(a) Uses not to exceed a total of 30 days each calendar year:

(i) Christmas tree lots;

(ii) Fireworks stands; and

(iii) Produce stands.

(b) Uses not to exceed a total of 14 days each calendar year:

(i) Amusement rides, carnivals, or circuses;

(ii) Community festivals; and

(iii) Parking lot sales.

#### **18.85.120 Temporary use permits – Duration and frequency.**

Temporary use permits shall be limited in duration and frequency as follows:

(1) The temporary use permit shall be effective for no more than 180 days from the date of the first event;

(2) The temporary use shall not exceed a total of 60 days; provided, that this requirement applies only to the days that the event(s) actually take place;

(3) Temporary use permits for recreational vehicles shall not exceed the duration and frequency as outlined in section 18.50.190(4) CMC.

~~(3)~~(4) The temporary use permit shall specify a date upon which the use shall be terminated and removed; and

~~(4)~~(5) A temporary use permit shall not be granted for the same temporary use on a property more than once per calendar year; provided, that a temporary use permit may be granted for multiple events during the approval period. (Ord. 42-02 § 2 (21A.32.120))