

Village of Breckenridge
Ordinance No. 168

AN ORDINANCE TO AMEND CHAPTER 440 OF THE ORDINANCES OF THE
VILLAGE OF BRECKENRIDGE TO REGULATE RESIDENTIAL PARKING

THE VILLAGE OF BRECKENRIDGE ORDAINS:

SECTION 1. Chapter 440 of the Ordinances of the Village of Breckenridge is amended by the addition of section 440.11, to read as follows:

(a) PURPOSE/INTENT

The purpose of this ordinance is to regulate the outdoor parking and storage of recreational vehicles, boats, trailers, construction equipment, and other vehicles in the R-1 and R-2 zoning districts within the Village. This is adopted to preserve peace and good order; to promote aesthetic beauty of the community and hence the value of the property therein; and to promote the health, safety, and general welfare of the citizens of the Village of Breckenridge.

(b) PARKING AND STORAGE LOCATION

Outdoor parking and storage of recreational vehicles, boats, trailers, construction equipment, and other vehicles is permitted in residential zoned areas provided the following;

1. Parking or storage is in the rear yard or side yard, adjacent and parallel to the home, and not protruding past the front most part of the home.
2. Recreational vehicles, boats, trailers, construction equipment, and other vehicles, must be set back a minimum of 3 feet from the side and rear property lines.
3. Parking of recreational vehicles, boats, trailers, construction equipment and other vehicles in the front yard or driveway is permitted for a period not to exceed 48 hours for the sole purposes of cleaning, restocking and packing of said vehicles.
4. An owner of construction equipment which will be parked on a jobsite within the said zoning districts for a period in excess of 48 hours may apply to the Village Manager or his designee for a permit to park for the duration of the construction project, but not to exceed 90 days.
5. Semi-tractor trucks and/or trailers are strictly prohibited from parking in any residential zoned area.

(c) ENFORCEMENT

A five-day notice will be served by certified mail, return receipt requested, on the property owner who is noncompliant with the ordinance. Only one notice will be served per vehicle/trailer description and/or VIN number.

(d) PENALTIES

The owner, as shown on the assessor's record, of residentially zoned property subject to this ordinance is responsible for compliance. Violations of this ordinance shall constitute a civil infraction punishable by a civil fine of not less than \$50.00 for the first offense, not less than \$100.00 for the second offense, and not less than \$250.00 for each additional or subsequent offense within a 2-year period, plus all other costs and remedies available by statute. Parking of each vehicle and each day of violation shall constitute a separate civil infraction; provided, however, that the maximum civil fine for the parking or storage of any single vehicle shall not exceed \$1,000.00. If the penalty is not paid within 45 days, the civil fine may be specially assessed against the property; or the civil judgment may be enforced by garnishment, execution or other civil collection remedy.

SECTION 2. ORDINANCES REPEALED

All existing ordinances and/or parts of ordinances inconsistent with this ordinance are hereby repealed.

SECTION 3. EFFECTIVE DATE.

This ordinance shall take effect and be in force 20 days from and after its enactment as provided by the Village Council.

We, the undersigned, President and Clerk of the Village of Breckenridge, Michigan, do hereby certify that the above and foregoing Ordinance, known as Ordinance No. 168 of the Village of Breckenridge, Michigan, was introduced at a regular meeting of the Village Council, held on March 28, 2016, and was thereafter passed at a regular meeting on April 25, 2016, at least two weeks elapsing between the introduction and the enactment.

Dated at Breckenridge, Michigan, this 25th day of April 2016.

Charles D. Seeley, President

Bridget M. Suhr, Clerk