



(4)

DEPARTMENT OF  
PLANNING AND DEVELOPMENT

NEIGHBORHOOD SERVICES  
DIVISION

CITY OF SACRAMENTO  
CALIFORNIA

812 TENTH STREET  
SUITE 201  
SACRAMENTO, CA  
95814-2694

916-449-5948

February 18, 1992

Law and Legislation Committee  
Sacramento, California

Honorable Members in Session:

SUBJECT: Section 44.2 (b) (1) of Chapter 44 of the Sacramento  
City Code.

LOCATION: CITYWIDE

**SUMMARY**

This report recommends that Section 44.2 (b) (1) of Chapter 44 of the Sacramento City Code be repealed.

**STAFF RECOMMENDATION**

The committee approve the attached ordinance repealing Section 44.2 (b) (1) of Chapter 44 relating to parking of trailer coaches in front setbacks areas.

**BACKGROUND**

This proposal is being made in order to repeal section 44.2 (b) (1) of Chapter 44 of the Sacramento City Code which is not enforceable.

Section 44.2 (b) (1) reads as follows:

- (1) No trailer coach shall be parked within the setback area of a dwelling.

The City Code defines a "trailer coach" as any camp car, trailer or other vehicle, with or without motive power designed and constructed to travel on the public thoroughfares at the maximum allowable speed limit and in accordance with the provisions of the Vehicle Code of the state, and designed or used for human habitation.

As is evident by the definition of a "trailer coach" it covers not only trailers but motor homes, campers on vehicles and vans which have been converted and designed for human habitation.

There is no definition in Chapter 44 to define what is encompassed by the term setback. The Zoning Ordinance is used to define a setback. Section 3-E-8 defines a set back as the 60% front and side yard area that is to encompass the landscape setback area and 40% that is allowed to be paved for parking.

The City Attorney has determined that a driveway would not be included in the landscape setback area.

The City Attorney's opinion has deemed Section 44.2 (b) (1) unenforceable, and thus trailer coaches, including recreational vehicles, are permitted to park on driveways.

Staff has considered several alternatives to deal with this problem. One would be to outright prohibit the parking of trailer coaches on private property. However, a change of the City Code to prohibit the parking of trailer coaches on private property would have an adverse effect on staffing that enforcement would be virtually impossible. It should be noted there are thousands of trailers and recreational vehicles in the City.

Another side effect, if such an ordinance were to be adopted, would be an increase in the number of RV parking complaints on the public right-of-way as owners would move them from their private property to the streets. This would require an increased number of investigations for the 72 hour parking violations.

#### FINANCIAL DATA

This report has no fiscal impact. No revenues will be lost by the repeal of this ordinance.

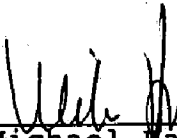
**POLICY CONSIDERATIONS**

Until City Code Section 44.2 (b) (1) was declared not enforceable, the policy was that owners of trailer coaches were advised that they were in violation of the above City Code and given a course of action to clear the violation.

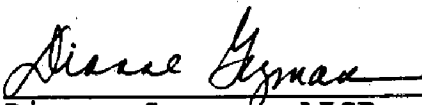
**MBE/WBE EFFORTS**

Not Applicable as no goods or services are being purchased.

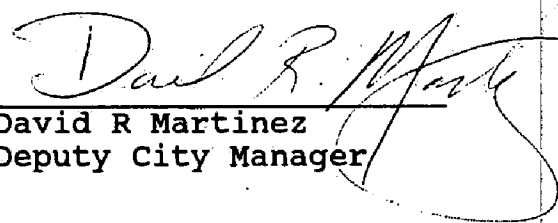
Respectfully submitted,

  
\_\_\_\_\_  
Michael Hanamura, Manager  
Neighborhood Services Division

APPROVED:

  
\_\_\_\_\_  
Dianne Guzman, AICP  
Director, Planning and Development

RECOMMENDATION APPROVED:

  
\_\_\_\_\_  
David R. Martinez  
Deputy City Manager

February 18, 1992  
CITYWIDE

Contact Person: Thomas L. Long, Assistant Manager  
Neighborhood Services Division, 264-5946

**ORDINANCE NO.**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**AN ORDINANCE REPEALING SECTION 44.2 (b) (1)  
OF CHAPTER 44 OF THE SACRAMENTO CITY CODE  
RELATING TO PARKING OF TRAILER COACHES  
IN THE SETBACK AREA OF A DWELLING**

**BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:**

**Section 1.**

Section 44.2 (b) (1) of Chapter 44 of the Sacramento City Code which reads as follows is hereby repealed:

- (1) No trailer coach shall be parked within the setback area of a dwelling.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**FOR CITY CLERK USE ONLY**

ORDINANCE NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_