

City of St. Helens
ORDINANCE NO. 3208

AN ORDINANCE AMENDING THE ST. HELENS MUNICIPAL CODE
CHAPTER 12.20 REGARDING CAMPING IN THE PUBLIC RIGHTS OF WAY AND ON
PUBLIC PROPERTY

WHEREAS, the City has authority to regulate its public rights of way and public properties; and

WHEREAS, camping in the public rights of way or on public property presents a health and safety issue for the City.

NOW, THEREFORE, THE CITY OF ST. HELENS DOES ORDAIN AS FOLLOWS:

Section 1. The City of St. Helens Municipal Code Chapter 12.20 is hereby amended, attached hereto as **Attachment A** and made part of this reference.

Section 2. Severability. If any section, provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other sections, provisions, clauses or paragraphs of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be servable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

Section 3. Provisions of this Ordinance shall be incorporated in the St. Helens Municipal Code and the word "ordinance" may be changed to "code," "article," "section," or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that Whereas clauses and boilerplate provisions need not be codified.

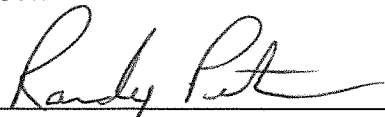
Section 4. The effective date of this Ordinance shall be 30 days after approval, in accordance with the City Charter and other applicable laws.

Read the first time:	July 20, 2016
Read the second time:	August 17, 2016

APPROVED AND ADOPTED this 17th day of August, 2016 by the following vote:

Ayes: Locke, Carlson, Conn, Morten, Peterson

Nays: None



Randy Peterson, Mayor

ATTEST:



Kathy Payne, City Recorder

CHAPTER 12.20 RIGHT-OF-WAY REGULATIONS

Sections:

- 12.20.010 Definitions.
- 12.20.020 Jurisdiction.
- 12.20.030 Scope of regulatory control.
- 12.20.040 City permission requirement.
- 12.20.045 Obstructions in rights-of-way.
- 12.20.050 Obligation of the city.
- 12.20.060 Camping in rights-of-way or on public property.

12.20.010 Definitions.

For the purpose of this chapter, the following mean:

(1) “Campsite” means any place where bedding, sleeping bag, or other sleeping matter or any stove or fire is placed, established, or maintained, whether or not such place incorporates the use of any tent, lean-to, shack, or any other structure or shelter, or any vehicle or part thereof.

(24) “City” means the city of St. Helens, Oregon.

(32) “Person” means individual, corporation, association, firm, partnership, joint stock company, and similar entities.

(43) “Public rights-of-way” include, but are not limited to, streets, roads, highways, bridges, alleys, sidewalks, trails, paths, public easements, and all other public ways or areas, including subsurface and air space over these areas.

(5) “To camp” means to set up, or to remain in or at a campsite.

(64) “Within the city” means territory over which the city now has or acquires jurisdiction for the exercise of its powers

[...]

12.20.060 Camping in public rights-of-way or on public property.

(1) It is unlawful for any person to camp in or upon any public right of way or public property, unless otherwise specifically authorized by the City Administrator.

(2) Violation of this Section shall be punishable by a fine of not more than \$250.00.