

ORDINANCE NO. 150

AN ORDINANCE AMENDING THE FOLLOWING PORTION OF THE MUNICIPAL CODE, CHAPTER 4-9 TO EXCLUDE A PORTION OF REAL PROPERTY FOR LICENSING AND OPERATING REQUIREMENTS FOR CAMPGROUNDS OPERATING WITHIN THE TOWN BOUNDARIES

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ROSLYN, DAY COUNTY, SOUTH DAKOTA, THAT CHAPTER 4-9 SHALL BE AMENDED to include a new 4-9-2 excluding a portion of real property for licensing and operating requirements for campgrounds operating within the Town boundaries.

**Chapter 4-9: Campgrounds**

**4-9-1 DEFINITIONS.** For the purpose of this Chapter, the following terms are hereby defined.

- A. “Camper” means any vehicle used, or so constructed as to permit its use, as a conveyance upon the public streets or highways and duly licensed as such, which shall include self-propelled and non-self propelled vehicles, and so designed, constructed, reconstructed, or added to by means of an enclosed addition or room, in such manner as will permit the occupancy thereof as a dwelling unit or temporary dwelling unit and having no permanent foundation other than wheels, blocks, jacks or skirting, and shall include without limiting the general definition thereof, house trailer, motor home, travel trailer, fifth wheel, camper, toy hauler, RV, or other enclosure or vehicle which is so designated, constructed or reconstructed.
- B. “Campground” means any park, court, camp, site, lot, parcel, or tract of land designed, maintained or intended for the purpose of supplying a location or accommodations for any vehicle defined in subparagraph A herein as a “camper” and shall include all building used or intended for use as part of the equipment thereof whether a charge is made for the use of the campground and its facilities or not.

**4-9-2 LOCATION**

Campgrounds are prohibited to be established, operated, or maintained, a campground located within the following described real property: Blocks 15, 16, 17, and 18, Original Plat, Town of Roslyn, Day County, South Dakota and it shall be unlawful for any person or entity to establish, operate, or maintain, or permit to be established, operated, or maintained, a campground located within the following described real property: Blocks 15, 16, 17 and 18, Original Plat, Town of Roslyn, Day County, South Dakota

**4-9-3 LICENSE.**

It shall be unlawful for any person or entity to establish, operate, or maintain, or permit to be established, operated, or maintained, upon any property owned or controlled by that person or entity a campground within the limits of the town, without having first secured a license for each such campground from the town granted and existing in compliances with the terms of Chapter 4-9. All such licenses shall expire on December 31 of each year, but may be renewed under the provisions of this article for additional periods of one year. The License requirement shall apply to all existing campgrounds for future operation. A license will be approved upon a majority vote of the town board.

#### **4-9-4 APPLICATION.**

The application for a campground or renewal thereof shall be made on printed forms furnished by the town and shall include the name and address of the owner in fee of the tract of land (if the fee is vested in some person or entity other than the applicant, a duly verified statement by that person or entity that the applicant is authorized by the person or entity to construct or maintain the campground and make the application), and such legal description of the premises upon which the campground is or will be located as will readily identify and definitely locate the premises.

#### **4-9-5 CAMPGROUND PLAN.**

The application shall be accompanied by four copies of the camp plan showing the following either or existing or as proposed:

- A. The extent and area used for camp purposes.
- B. Roadways and driveways.
- C. Location of sites or units for each camper.
- D. Location and number of sanitary conveniences, including public toilets, washrooms, laundries, and utility rooms to be used by occupants.
- E. Method and plan of sewage disposal.
- F. Method and plan of garbage removal.
- G. Method and plan for water supply.
- H. Method and plan for electrical to each site/unit
- I. A copy of the campground rules and regulations as provided to each occupant.

Licenses renewals shall include any proposed changes or additions of the above.

#### **4-9-6 FEES TO ACCOMPANY APPLICATION.**

An application for a campground license or the renewal thereof shall be filed with the town and shall be accompanied by license fees as follows:

- A. For all campgrounds with ten or fewer sites/units, per year, a fee as provided in the town fee schedule on file in the town finance office.
- B. For all campgrounds with eleven to twenty sites/units, per year a fee as provided in the town fee schedule on file in the town finance office.
- C. For all campgrounds with over twenty sites/units, per year, a fee provided in the town fee schedule on file in the town finance office.

#### **4-9-7 RULES. EACH CAMPGROUND SHALL:**

- A. Each site/unit in the campground shall be supplied with a water supply and sewage disposal facilities, including washing, toilets, and similar facilities, all of which meet applicable city codes and regulations.
- B. Provide a main garbage collection area for the campground where the main garbage pick-up for the campground shall occur, which shall be on a minimum of a weekly basis.
- C. Access roads shall be provided to each site/unit and have a minimum unobstructed width of fourteen (14) feet for all one-way roads, and a minimum unobstructed width of twenty (20) feet for two- way roads.
- D. The operational season for the campground shall be from May 1 to November 1.

- E. No manufactured homes, mobile homes, or house trailers shall be located in any campground except that one shall be permitted as an office for the campground and is subject to all town ordinances regarding manufactured homes, mobile homes, and house trailers.
- F. All occupant's vehicles, boats, and recreational vehicles shall be kept on that occupant's site/unit.
- G. Quiet hours shall be imposed and followed from 10:00 o'clock pm to 8:00 o'clock am.
- H. Pets shall be leashed or kenneled at all times and the occupant is required to pick-up and dispose of their animals waste. In the event the occupant(s) fail to clean up waste, the owner/operator of the campground shall be required to do so. Pets shall be subject to the quiet hours set forth herein.
- I. Fire pits must be contained. Occupant(s) must adhere to any county-wide burn bans in place.
- J. There shall be no more than ten (10) people per site/unit.
- K. All occupants are responsible for garbage containment and removal from the site/unit they rent. In the event the occupant(s) fail to contain and remove garbage, the owner/operator of the campground shall be required to do so.
- L. The campground owner/operator shall be required to terminate the lease of and order removal of any occupant who violates the rules contained herein. In the event the campground owner/operator fails to do so, the town board shall have the authority to do so.
- M. Fireworks use shall be restricted to the town ordinances addressing fireworks.

#### **4-9-8 REVOCATION.**

The town board has authority to revoke any license issued pursuant to the terms of Chapter 4-9 if it determines that the holder or any occupant thereof has violated any of the provisions in Chapter 4-9 or that any of the campers and /or sites/units are being maintained in an unsanitary or unsafe manner or is a nuisance.

This Ordinance shall take effect and be in full force from twenty (20) days after the date of the final passage and adoption.

First Reading: May 2, 2022  
Second Reading: May 9, 2022  
Adoption: May 9, 2022

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Tom Lee, Pres. of Board of Trustees

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Rebecca Lundquist, Finance Officer

SEAL