

Ordinance 646-21
Sleeping in vehicles, out-of-doors or in nonresidential zones.

BE IT ORDAINED by the Town Council of the Town of Summerdale, Alabama as follows:

Section I. It shall be unlawful for any person to sleep in an automobile, van, truck, camper, trailer, or other vehicle of any kind or nature within the corporate limits of the town, between the hours of 10:00 p.m. and 6:00 a.m., except in licensed or approved mobile home parks or trailer parks or campsites.

Section II. It shall be unlawful for any person to live or sleep in any tent, sleeping bag, or in the open (this being outside of a building/vehicle) within the town except in the area specifically designated and approved for this purpose, such as campgrounds.

Section III. It shall be unlawful for any person to live or sleep in any building within any zone in the town not specifically constructed and occupied for residential purposes or for purposes of rentals, such as motels; provided, however, that an owner, operator, or agent, servant or employee of an owner may have living quarters in a retail business establishment, provided such living quarters meet all Code and zoning ordinances of the town and health department requirements, and further provided that this occupancy is limited to one (1) person and members of such person's immediate family and does not include guests, whether interested in the business operation or not. Any person intending to occupy any part of a business establishment, wherever located in the town, as living quarters or sleeping quarters shall submit to the town clerk an outline showing the name and relationship to the business of the person intending to occupy such living quarters. The names and ages of any members of such person's family who shall occupy the living quarters with the designated person shall be submitted. They shall be submitted to an inspection of the premises by an authorized agent or employee of the town or of the state and a permit in writing shall be obtained from the town for such occupancy.

Section IV. Exemptions.

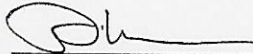
The following shall be exempted

- (1) Youth campouts (i.e., children of residents) on any residential zoned lot where a principal occupied structure exists, but not to exceed two (2) consecutive days.
- (2) Sleeping in vehicles as described shall be allowed on any residential zoned lot where a principal occupied structure exists provided that:
 - a. The vehicle is not occupied in excess of fourteen (14) consecutive days;
 - b. The vehicle does not emit any unreasonable noise or vibration in violation of state or municipal law;
 - c. All sanitary disposals (i.e., gray water) must occur at health department approved sanitary facilities.

Section V. That all other Articles and Sections thereof said Zoning Ordinance remain in full force as originally adopted or subsequently duly amended.

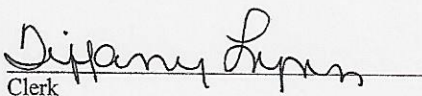
SECTION VI. That this Ordinance shall become effective following the posting as required by law.

APPROVED and **ADOPTED** this the 10th day of May, 2021.



Mayor David Wilson

ATTESTED BY:



Clerk