

ORDINANCE NO. XXXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FULLERTON,  
CALIFORNIA, AMENDING FULLERTON MUNICIPAL CODE CHAPTER  
8.46 RELATING TO RECREATIONAL VEHICLE PARKING, STOPPING  
AND STANDING

WHEREAS, California Vehicle Code Sections 22507 and 22507.5 empower cities to regulate vehicular parking within their jurisdictions.

WHEREAS, the Fullerton City Council adopted Ordinance No. 3294 on November 17, 2020, amending Fullerton Municipal Code Title 8 to add a new Chapter 8.46 relating to recreational vehicle parking, stopping and standing.

WHEREAS, City Council desires to amend Chapter 8.46 as set forth herein.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FULLERTON DOES ORDAIN AS FOLLOWS:

SECTION 1. City Council amends Fullerton Municipal Code Section 8.46.020(A) of Chapter 8.46 of Title 8 of the to read as follows:

- A. "Recreational Vehicle" or "RV" shall mean any vehicle or trailer which designed or equipped for human habitation or designed or used for recreational camping or travel use, whether self-propelled or mounted on or drawn by another vehicle or any structure inspected, approved and designated as a recreational vehicle by, and bearing the insignia of, the State of California or any other state or federal agency having the authority to approve recreational vehicles. "Recreational vehicle" shall include, without limitation, any of the following: a "camp trailer," as defined by California Vehicle Code Section 242; a "fifth wheel travel trailer" as defined by California Vehicle Code Section 324; a "house car" as defined in California Vehicle Code Section 362; a "trailer" as defined in California Vehicle Code Section 630; a "trailer coach" as defined in California Vehicle Code Section 635; a mobile home, as defined by California Vehicle Code Section 396; a boat, watercraft and/or trailer for a boat or watercraft; a "park trailer" as defined in California Health & Safety Code Section 18009.3; a "recreational vehicle" as defined in California Health & Safety Code Section 18010 and a "truck camper" as defined in California Health & Safety Code Section 18013.4.

SECTION 2. City Council amends Fullerton Municipal Code Section 8.46.040(B)(2) of Chapter 8.46 of Title 8 to read as follows:

2. Any out-of-town visitor may obtain a temporary RV parking permit authorizing that visitor to park a recreational vehicle in front of the residence they are visiting.

SECTION 3. City Council amends Fullerton Municipal Code Section 8.46.060(D) of Chapter 8.46 of Title 8 to read as follows:

- D. Use power generators or other noise-generating equipment between the hours of 10:00 p.m. and 7:00 a.m. within or adjacent to a recreational vehicle.

SECTION 4. City Council amends Fullerton Municipal Code Section 8.46.070 of Chapter 8.46 of Title 8 to read as follows:

Any recreational vehicle parked in violation of this chapter shall be subject to citation, towing as authorized by California Vehicle Code Sections 22650 and 22651 or both, and revocation of any permit issued pursuant to this chapter. Any violation of Section 8.46.060 is punishable pursuant to Chapter 1.08 of this code.

SECTION 5. City Council repeals or modifies to the extent necessary to effect the provisions of this Ordinance any provision of the Fullerton Municipal Code or appendices thereto inconsistent with the provisions of this Ordinance.

SECTION 6. If any section, subsection, phrase or clause of this Ordinance is for any reason held as unconstitutional, such decision will not affect the validity of the remaining portions of this Ordinance. City Council hereby declares that it would have passed this Ordinance and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, phrases or clauses may be declared unconstitutional.

SECTION 7. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published in the manner required by law. This Ordinance shall become effective thirty days from and after its passage.

ADOPTED BY THE FULLERTON CITY COUNCIL ON \_\_\_\_\_, 2021.

\_\_\_\_\_  
Bruce Whitaker  
Mayor

\_\_\_\_\_  
Lucinda Williams, MMC  
City Clerk