

FRONT YARDS YARD
Recreational Equipment and Portable Structures

PROPOSED PROVISION:

1. Recreational equipment and **portable** structures may be left in the front yard or a ~~fenced~~ side yard of a corner lot for a ~~single period of up to 72 consecutive hours~~ **of a week (or discuss only Friday through Sunday)**, and shall at other times be **completely** removed when not in use. **A variance to this limit will be publicly noticed by city administration under the direction of the mayor or city council as needed for special circumstances.**

QUESTION: only 1 long period, then removed if not in use for the rest of the week? or

~~Recreational equipment and structures may be left in the front yard or a fenced side yard on a corner lot for up to 72 total hours, and shall at other times be removed when not in use.~~

QUESTION: e.g., ~~10 consecutive hours over each of 7 days?~~

2. Recreational equipment **and portable structures** shall mean, but shall not be limited to, ~~such items as tents, canopies and~~ **or** hammocks; **volley ball or** badminton nets; **batting cages**, soccer **or basketball** goals; forts **and or** tree houses; trampolines, jungle gyms **and or** swing sets; and inflatable bounce houses **and or** toys.

3. **Permanently placed basketball goals** ~~in a permanent or semi-permanent position~~ and tree swings **or hammocks** are not required to be moved. **Specifically, portable basketball goals may only be placed in such a way for its use to be from private property and not the public right of way. (It is dangerous for children to be enticed to play in the street while being distracted from vehicular traffic chasing balls and each other. Remember that if the city has publicly warned citizens about where they are required by state law to walk or ride a bike in the street, then why would the city allow our children to unsafely play in the street)**

4. Recreational equipment and **portable** structures ~~may be~~ **are** subject to section 3.402 of Chapter 3 - Building and Construction.

DEFINITION IN ZONING ORDINANCE:

"Structure" shall mean that which is built or constructed, an edifice or building of any kind, or a piece of work artificially built up or composed of parts joined together in some definite manner.

SUBSTANDARD BUILDING OR STRUCTURE, CHAPTER 3 - BUILDING AND CONSTRUCTION:

3.402 Any building or structure which has any of the following defects shall be deemed a substandard building or structure and constitute a hazard to the health, safety, and welfare of the citizens:

(8) Any building or structure so constructed or maintained as to constitute a menace to health or safety, including:

- a. All conditions conducive to the harboring of rats, snakes, mice, other disease-carrying animals, or insects reasonably calculated to spread disease; or
- b. Conditions hazardous to the safety of persons or property, such as inadequate bracing, structural support, construction, or the presence of deteriorated materials; or
- c. Conditions constituting an attractive nuisance creating a hazard to the health or safety of minors

[DEFINITIONS IN BUILDING AND CONSTRUCTION, CHAPTER 3]

Building. Any structure designed or built for the support, enclosure, shelter, or protection of persons, animals, chattels, or property of any kind.

Structure. Anything constructed or erected which requires location on the ground or is attached to something having a location on the ground including, but not limited to, signs, fences, walls, poles, sheds, carports, garages, recreational structures, and buildings, whether of a temporary or permanent nature.

[Chapter 7 - Offenses and Nuisances - includes provisions for firearms, hitchhiking, interference with police officers, blockage of right-of-way, junked and abandoned vehicles, grounds maintenance, tree preservation, juvenile curfew, and sexually oriented business.]