

RESOLUTION NO. 2017-04-20B

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS APPROVING A TEMPORARY WAIVER OF SECTION 8.02.1 OF ORDINANCE NO. 2014-11-07 THAT PROHIBITS THE LOCATING OF MOBILE HOMES IN THE CITY OTHER THAN IN LAWFULLY DESIGNATED AND DULY LICENSED MOBILE HOME PARKS; AND SECTION 2 (C) OF ORDINANCE NO. 2014-10-07B WHICH DOES NOT ALLOW THE PARKING AND USE OF A COACH OUTSIDE OF A MOBILE HOME PARK FOR MORE THAN 10 DAYS; AND AUTHORIZING THE DESIGNATED OWNER TO CONNECT THE MOBILE HOME TO CITY SERVICES FOR A PERIOD NOT TO EXCEED ONE YEAR.

WHEREAS, as a result of an attempt to secure water and sewer services for a mobile home located at 502 N. Rusk St., the applicant was advised that services could not be provided to that location for a mobile home; and

WHEREAS, Section 8.02.1 of Ordinance No. 2014-11-07 does prohibit the locating of mobile homes / manufactured homes in the City other than in lawfully designated and duly licensed mobile home parks; and

WHEREAS, Section 2 (C) of Ordinance No. 2014-10-07B does not allow the parking and use of a coach outside of a manufactured home park for more than 10 days;

WHEREAS, the applicant pleading hardship based on the impairment of the person to occupy the mobile home / coach and the need for the owner to be able to care for the occupant in a responsible manner, has requested a temporary waiver of Section 8.02.1 of Ordinance No. 2014-10-07B and Section 2 (C) of Ordinance No. 2014-10-07B to be allowed to locate the mobile home / coach at 502 N. Rusk St.; and

WHEREAS, the City Attorney has advised the City that a temporary waiver of said Ordinance would be allowable under certain conditions for a period of one year, with the possibility of renewal at the end of each year; and

WHEREAS the City Council does not desire to impose an undue hardship on the applicant in providing adequate living conditions for the individual in the applicant's care;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS:

SECTION 1: That the City Council approve and adopt RESOLUTION NO. 2017-04-20B that approves and adopts a temporary waiver under the conditions stipulated in the following Sections;

SECTION 2: That the applicant (Ms. Vickie McClure) provide a formal statement from the doctor of the condition of the person to occupy the mobile home at 502 N. Rusk Street, that demonstrates the need for their supervised care;

SECTION 3: That the applicant provide a petition signed by the surrounding neighbors that they have no objection to the mobile home being in its designated location;

SECTION 4: That the appearance of the mobile home may not suggest a state of permanence;

AND IT IS SO RESOLVED.

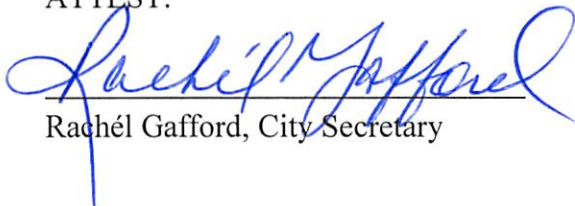
APPROVED AND ADOPTED by the City Council of the City of Overton, Texas on this 20th day of April, 2017.

CITY OF OVERTON

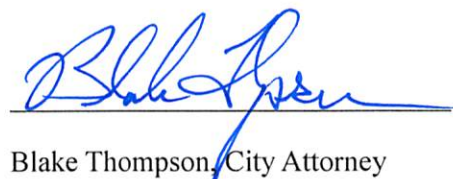
By:


C.R. Evans Jr., Mayor

ATTEST:


Rachel Gafford, City Secretary

APPROVED AS TO FORM AND LEGALITY:


Blake Thompson, City Attorney

