NICHOLS CODE

**CAMPGROUNDS AND RECREATIONAL PARKS**

[HISTORY: Adopted by the Town Board of the Town of Nichols 12-1-2000 by L.L. No. 3-2000. Amendments noted where applicable.]

ARTICLE I **General Provisions**

§ **88-1. Title.**

These regulations **shall be known as the "Regulations** of Campground and Recreational Parks **of the Town** of Nichols."

**§ 88-2. Purpose**.

The purpose of these **regulations is** to promote the health, **safety and** general welfare **of** the community and its development goals, to avoid health and safety hazards, **and to** assure compatibility **with** the surrounding land uses.

**§ 88-3. Authorization**.

The Town Board of Nichols, as empowered by Article **16 of the Town** Law of **the State of** New **York** and by means **of a** resolution adopted November 14, 2000, authorizes the **Planning** Board to approve sites **or plats for** the purpose of camping **grounds and/or** recreational **parks**, or **the** combination **thereof of the** two**.**

**§ 88-4. Waivers.**

A. The Planning Board **may waive,** subject to appropriate conditions, the **provisions** of **any** or all of such improvements or requirements as in its judgment, considering the special circumstances of the proposed park's **site, are** not requisite in the interest **of the public** health, safety and **general** welfare, or in its judgment **are** inappropriate because of inadequacy or lack **of connecting** facilities adjacent to**,** or in proximity to, **the** proposed park.

B. No such waiver shall be granted that will have the effect **of** nullifying **the** intent and purpose of the Official **Town Map**, **Chapter** 194, **Zoning**, these **regulations,** ordinances, **or other** local **laws** of **the Town, or any** other governmental agency.

C. In granting waivers, the **Planning** Board **may** require **such reasonable** conditions **as** will, in **its** judgment, secure substantially the objectives **of** the standards or requirements so **waived or** modified.

D. Let it be noted **that while the Planning** Board is empowered to **waive any** of **its own** requirements, it cannot **waive any** of **New** York **State's requirements**.

ARTICLE II **Definitions**

**§ 88-5. Terms defined**.

As used in **this chapter, the following** terms shall have **the** meanings indicated:

ACCESSORY USE - A use of land or of a building or portion thereof **customarily** incidental and subordinate to **the** principal **use of the land** or building and located on the same lot **with** such principal use.

**APPLICANT -** The party applying **for** a campground **and**/or recreational permit approval.

BUFFER **STRIP**

**Land** area used to **visibly** separate one use from another **or to shield** or block **noise, lights,** or **other** nuisances.

CAMPER Any **individual who** occupies a campsite, **or** otherwise assumes charge **of, or is placed** in charge **of, a** campsite.

CAMPGROUND - MORE Than A plot of ground upon which two campsites **are** located**, established** or **maintained** for occupancy **by camping** units of the general public as temporary **living quarters** for recreation, **education or vacation** purposes.

**CAMPGROUND APPLICATION -** A **Town of Nichols** form requesting **information** to **be** completed **by the applicant,** for campground **or** recreational **approval**.

**CAMPING UNIT** - Any tent, recreational **vehicle, cabin**, lean**-**to or **similar** structure **established** or **maintained and** operated in a **campground** as temporary **living** quarters **for recreation**, **education or vacation** purposes.1

CAMPING VEHICLE - **See "recreational** vehicle."

CAMPSITE - Any plot of ground **within** a **campground** intended for the exclusive occupancy **by a camping** unit or units under the control of a **camper**.

**ENVIRONMENTAL IMPACT** STATEMENT (**EIS)** - A written document, **either in draft or final** form, prepared in accordance with Section **617.9** of Title **6 of the New** York Code of **Rules and** Regulations.2

NEGATIVE DECLARATION

A written **determination** by the **lead** agency that the development of **a camping and**/or recreational **park as** proposed **will** not result **in any significant environmental effects**

1. **Editor's Note: Amended** at **time of adoption** of **Code (see Ch. 1,** General Provisions**,** Art. I**)**.

**2. Editor's Note:** Amended at **time** of **adoption of Code (see Ch. 1, General Provisions,** Art. I**)**.

PERMIT - A written **governmental** permission **issued** by an authorized official, empowering **the** holder thereof to do **some act** not forbidden by **law,** but not allowed without such authorization.

POSITIVE DECLARATION - A **written statement** prepared by **the lead** agency indicating that the proposed camping and/or recreational park **as** proposed **may have** a **significant** effect on the **environment and that an environmental impact** statement will be **required.**

RECREATIONAL VEHICLE - **A** vehicular-**type portable** structure without permanent **foundation, which can be** towed, **hauled or** driven **and primarily** designed as **temporary living** accommodations for **recreational**, **camping and travel** use **and** including **but** not limited to **travel trailers**, truck campers, **camping trailers and self**-**propelled motor** homes.

**RECREATIONAL VEHICLE PARK -** See **"**campground."

The provisions of

STATE ENVIRONMENTAL QUALITY **REVIEW** ACT (**SEQRA)** Article **8 of the Environmental Conservation Law** and its implementing regulations as codified in **Title 6, Part** 617 of Chapter **VI of the** Codes, **Rules** and Regulations of **the State of New** York.

**A. The Planning Board shall determine the applicability** of **SEQRA and shall require that** an applicant submit**, as** a **minimum** requirement, a short-form environmental assessment **form** (EAF**)**.

B. **An** environmental **assessment** form **(EAF**), long **form,** to **be completed by** applicant**, shall be required** if **the proposed camping and/or recreational park is classified** as meeting the **threshold as outlined in** the **State** Environmental **Quality Review Act regulations**.

**TRAVEL TRAILER**

**See "recreational vehicle."**

**TRUCK CAMPER- A** structure designed to fit into **the bed of** a pick**-up truck** and used for **temporary shelter and** sleeping.

ARTICLE **III Procedures and Information** Required

**§ 88-6. Determination of land suitability**.

A. No recreational park **shall** be approved unless **adequate** investigation **and** consultation **with the** County **Environmental Health** Department **and the Town Planning** Board **determine that the land can be used** for **building and** recreational purposes without danger **to the** property or **health** or **safety** of the occupants. No portion of **the** site subject to **unpredictable, or sudden** flooding, subsidence, or erosion shall be used for any purpose **which** would **expose persons or** property **to hazards**.

B. **Approval of** a **park may be withheld by the Planning Board** if **the** proposed **system for** the drainage of surface water or **the** cumulative **effect** of septic effluent discharge is found **to** put **water supplies at risk**.

**§ 88-7. Application and review sequence**.

A. No application shall be complete until either a negative declaration has been prepared, or a draft environmental impact statement (DEIS) **has** been accepted by the lead agency**.**

B. A recreational park/camping ground shall be processed in the following stages:

(1) Application **to the Planning Board** through the **Town Clerk**.

**Publication of** notice in newspaper **for** public hearing, and written notice (optional) **may be** mailed to adjacent landowners by **Town** Clerk.

Submission of application to **the** County Planning Board if required **by** § **239**-m or 239-n of the General Municipal **Law**.

(4) Public **hearing**.

(5) Decision on plat.

**§ 88-8. Approvals of county agencies.**

A. Approval of **plans by** the Tioga County Department of Environmental Health will by required for all **sewage disposal systems** and water supplies.

B. Approval of **plans by the** Tioga County Department of Environmental Health will be **required** for **all swimming** facilities, including pools**,** streams**,** ponds, and lakes.

**§ 88-9. Information required.**

The following **information is** required:

A. Existing conditions**:**

(1) Proof **of** legal ownership.

(2) Name and address **of** owner.

**A survey** of **the** boundary lines of the tract, giving complete description by **bearings** and distances, **shall be made and** certified to **the Planning** Board by a **licensed surveyor;** include **total** acreage.

**A mailing** list of names and addresses of all property owners of record **within** 1,000 **feet of the** proposed park.

(5) Existing restrictions on **the** use of the land, including easements, covenants, zoning, flood **hazard** areas**, state**-designated **agricultural districts** and important natural **areas**.

**(**6) Maps and drawings of property **drawn** to scale to show **all** existing conditions **in** and adjacent to **the** proposed park, including location of other buildings and **all wells** and **septic systems within** 1,000 feet of **the** proposed park; **to** also include watercourses, **federal** wetlands, marshes, areas subject to **flooding**, **wooded** areas and land contours **at** minimum intervals **of** five feet, or other **suitable** indicators **of** slope.

(7) Soil types **in** all **parts** of **the proposed** site and results of **soil** tests.

(8) **Key** map**,** a location map **showing the park's relation** to other known landmarks, such as roads, road intersections, lot lines, water lines and utilities within and adjacent to the proposed **site**.

B. Proposed plan: six copies of **plat** map drawn **to** scale; to include:

(1) Number, size and location **of proposed vehicle sites and** other **parking areas**.

(2) Number, size and location of proposed tent sites (if applicable).

(3) Location, right-of**-way,** and surfaced roadway width, and surfacing material of roadways **and** walkways.

(4) The proposed **interior** vehicular **and pedestrian** circulation patterns.

(5) Proposed grading and landscaping plans.

(6) Location **of proposed** service buildings, **sanitary** stations, and any **other** existing or proposed structures.

(7) Location **of** proposed **water lines and** sewer **lines** and riser pipes.

(8) **Plans** and **specifications of the** proposed water supply, **sewage** disposal, and refuse **facilities**.

**(9)** Plans **and specifications of all** buildings constructed **or** to **be** constructed **within the** travel park.

**(10**) Locations **and details** of proposed utilities.

(11) Proposed stormwater drainage; and location of all drainage easements (if applicable**)** to comply **with county drainage plans**.

**§ 88-10. Fees. 3**

Applicants must pay a **nonrefundable** application **fee of** $100**, as** determined by the Nichols **Town** Board. Upon Planning Board **approval, the** annual **permit and** renewal fee **shall** be $100, plus $1 per available lot.

**§ 88-11. Supplemental permit.**

A. **Any** person holding a permit for a campground recreational park who desires to add additional **lots** to such **park shall file** an application **for a** supplemental permit.

3. Editor's **Note**: Amended **at** time of adoption of **Code (see Ch. 1,** General **Provisions, Art**. **I).**

B. When approved in accordance with the established procedures, the **Town** Clerk shall issue a supplemental permit which will **be** effective from the date of issuance to and including December 31 **of the** same year and heretofore run concurrent with and become a part **of** the **initial** permit.

**§ 88-12. Supplemental permit application**.

The **application for** such a supplementalpermit must be accompanied **by three** complete sets of plans and specifications **as** required **by** Article III **of** this chapter.

**§ 88-13.** Permit **renewal.**

A. An application for **the renewal** of any campground or recreational **park** permit, which **was issued** in accordance with the provisions **of** this chapter**,** must **be** filed with the Town Clerk **on or before** December 1 preceding **the expiration of** the permit.

B. The renewal shall not **be** accompanied **by** a **plan of the** park, unless changes have been **made to it**.

C. Upon the **approval** of **the Planning** Board and the **approval-following**-inspection by the Code Officer, **the Town** Clerk shall **issue** a renewal permit to **be** effective upon **the expiration** of **the previous** permit and continue in force for **a** period **of** one year. Issuance of a renewal **permit shall be** subject **to the** payment **of a fee as** well **as** to the continued compliance **with the requirements of this** chapter.

D. Such renewal **permit shall** not be **transferable or** assignable.

E. If a **renewal** permit is **not** applied for and **the fee** is not paid, the amount **due** for an active **campground shall be added to the** property **taxes** due for **the next** year.4

**§ 88-14. Review procedures; application; public hearing**; **time** frames.

A. Application**. An** applicant shall apply to the **Town** Clerk for recreational campground **approval on forms available** from **the Town** Clerk. **No** application is **complete** until either a **negative declaration** has been issued or a draft environmental impact statement has been accepted **by the lead agency. The Town** Clerk shall **submit the application to the Planning** Board. If it **is** more **convenient** for **the** applicant, the applicant **may submit his application** to **the Town Code** Enforcement Officer for **his** opinion as to **its** completeness.

B. **If the Planning Board** finds **the application** is **complete, the Planning** Board **shall** notify **the applicant in writing** immediately. **The** notification **shall** determine the commencement of the time frame **for** approval.

C. Within 62 days of the official submission, the **Planning** Board shall hold a public hearing. This hearing shall also fulfill the requirements of **SEQRA** regarding **any potential** impact **which** the **park may have** upon the environment.

4. **Editor's** Note: Added at time of **adoption of Code (**see **Ch. 1, General Provisions,** Art. I**).**

D. Within 62 **days** following **the** public hearing**,** the Planning Board shall approve**, with** or without modifications, or disapprove the plat. This **time** may be extended by mutual agreement of the applicant and the Planning Board.

**§ 88-15. Roads.**

**ARTICLE** IV **Design Standards**

A. All road improvements shall **be** installed **at** the expense of the developer.

B. Streets in campgrounds **and** recreational parks **shall** be private, but **shall be** constructed with a **stabilized surface (marl,** shell**, paving** or other **suitable material) and** shall meet **the minimum stabilized travelway** width requirements**:**

(1) One **way**, **no** parking: 11 feet.

**(2) One way with** parking on one side, **two way** with no parking: 20 feet.

**(3) Two way** with **parking on one** side: **28** feet.

**(**4**)** Two **way with** parking on **both** sides: **36** feet.

C. Grading. To minimize surface runoff **and erosion,** road slopes should not exceed 8%.**Very** short **runs with a** maximum **grade of 12**% **may** be permitted.

D. The **width and** length of **RVs**, **usually** eight feet wide and up to **38** feet long, should be considered in **the** design of the road system which requires curves and turning radii, **backing up** and **other complicated** maneuvers.

**§ 88-16. Accessibility; driveways**.

**A. Accessibility**.

(1). **The park shall be directly accessible** from **an** existing public **highway or** street.

**(2)** If **the park has more than 25 sites**, **two** points **of entry** and **exit shall** be provided, but in **no instance shall the** number **of entry** and **exit points** exceed four.

**(3) Such** entrances **and exits** shall **be** designed and located for the **safe** and **convenient movement** into **and** out of **the park**, and to minimize friction **with** the free movement **of traffic on** a **public highway or street**.

All **entrances and exits** shall **be at** right angles to the existing **public highway or street**, **and free of any** impediment material which would obscure **the visibility** of **the** driver on a **public highway or** street.

All entrances and exits shall **be** of sufficient width to **facilitate the** turning **movements of vehicles** with travel **trailers attached**.

**(4)** Entrance **driveways** shall **be** located **not** closer **than** 150 feet **to the** intersection of **public** streets.

B. Driveways shall **be in accordance** with **Chapter 99**, **Driveway** Standards, of the Code of **the Town of Nichols, and New York State** driveway requirements.

**§ 88-17. Parking**.

**At** least 1 1/2 **parking** spaces **shall be provided in the park** per campsite **or** recreational vehicle site. At least one **parking** space shall be provided at **each** site.

**§ 88-18. Utilities**.

A. Electric and gas **facilities** shall **be in accordance with the New York** State Building Code **and National Fire Protection Association**.

B. **Utility** services. For ease of **future maintenance** and excavation, poles, wires, gas **pipelines and other equipment shall** be **placed** outside **highway** rights-of-**way**.

**§ 88-19. Water supply and** sewage **disposal**.

**A. Water** supply.

(1) **The water** supply **shall** be designed, **constructed and maintained** in compliance **with New York State Public** Health **Law** § 225 requirements **and** Tioga County **specifications** to provide a safe, **potable, and** adequate supply **of water**.

**(2) Spillage, overflow, drainage** or wastewater from faucets and drinking fountains shall **be discharged to approved drains** to prevent impoundment **of** water, creation **of mudholes or other nuisance** conditions**.**

(3) **Plumbing shall be installed in accordance with the New York** State Building and **Fire** Codes.

B. **Sewage disposal**. **Sewage** disposal facilities shall be provided **and** properly maintained **for the collection and disposal** or **treatment** and disposal of sewage in compliance with **New York State Public** Health **Law** § 225 **and Tioga** County specifications.

**§ 88-20. Refuse disposal and pest control**.

A. Refuse **disposal**.

(1) The **storage**, **collection**, and disposal of refuse shall be performed so as to **minimize** accidents, **fire** hazards, **air pollution**, odors, insects**,** rodents**,** or other nuisance conditions.

(2) Durable**, watertight,** easily cleanable **refuse** containers, **with** close-fitting, fly-tight **covers, sufficient** to **contain** all **the refuse**, shall **be** provided at each service **building and sanitary** waste **station, or at** a **central storage** area **readily** accessible **and located not** more **than 300** feet from **any** camp or picnic site unless provided at **the campsite**.

**(**3) Refuse shall be collected **and removed** as often as **necessary,** but **not** less than once **weekly during** campground **occupancy**, and disposed of at **a** lawful disposal site.

**Where** burning is permitted, combustible refuse can be burned in approved **fireplaces. Refuse incinerators, where permitted, shall be** isolated from **vehicular** and pedestrian **traffic and approved by the** NYSDEC.

No **fuel** shall **be** used **and** no material burned that emits dense smoke or objectionable **odors**.

B. Pest control. Insects and **domestic** rodents shall **be** controlled by **elimination** of breeding **and** harborage sources, **proper sanitary** practices, extermination, vermin proofing of **buildings**, **and** other approved control methods.

**§ 88-21. Permanent occupancy prohibited. 5**

A. A **travel trailer**, house **trailer**, or recreational vehicle shall not **remain** in a campground for **more than 180 days** in **any** one-year period.

B. No **travel** trailer, house **trailer or** recreational **vehicle shall** be used **as a** permanent **place** of **abode, dwelling, or business or** for **indefinite** periods of **time.** Continuous occupancy extending beyond 180 days in any **twelve**-month period shall be presumed to be **permanent** occupancy.

C. Any action **toward** removal **of wheels of a travel trailer**, house **trailer** or recreational vehicle except **for temporary** purposes **of repair** or to **attach the recreational vehicle** to **the grounds** for **stabilizing** purposes **is hereby** prohibited.

**§ 88-22. Park** and site requirements.

A. **Requirements** for **camping and recreational** parks

(1) The **park shall be** at least 10 acres in **size, with at least** 200 **feet** of frontage on a **public road**.

**(2) The park** shall **be free from** heavy **or** dense **growth** of brush and woods.

**(3) Maximum** density **shall** not exceed 12 campsites**,** or recreational **vehicle** sites, per **acre**.

**(4) The minimum campground and recreational park front setback** shall **be** 25 feet; except **when fronting on** a **state highway, the minimum** shall be 50 feet.

(5) Minimum **side setback**. **When abutting residential** districts**, the** side **setback shall be 50** feet; **when abutting** a dedicated **public** right-of-way**, the** side setback **shall** be

5. **Editor's Note: Amended** at **time** of **adoption** of **Code (see Ch. 1, General** Provisions**,** Art. I).

25 **feet** on **the side** street; **when** abutting **any other** zone district, **the** side setback **shall be** 15 feet **along the interior** lot **line**.

(6) The **minimum** rear setback **shall** be 15 feet except **when the** rear yard abuts a **dedicated public** right-of-**way** or a residential district. If **the** rear yard abuts a **dedicated public right-of-way**, **the minimum shall be** 25 **feet**. If **the** rear **yard** abuts **a** residential district or **a state highway, the minimum** rear **setback** shall **be** 50 feet. (7) Buffering for **aesthetic** enhancement and noise abatement, or to ensure public **safety, may be required**. **Where** needed, planting or vegetation shall **be** provided around **the park's perimeter** and between sites; as well **as** screen plantings **as** needed to **screen objectionable views**, such as laundry facilities, storage or **collection areas**.

**(8) A minimum** of **8% of the gross site** area **for the** camping and/or recreational park shall be set **aside and developed as** common use areas for open or enclosed **recreational facilities**.

B. Site requirements.

(1) **For overnight camping**, a **campsite or recreational vehicle site size** shall be no less **than** 1,500 square feet, **and** 2,500 square **feet** for vacation **camping** in **accordance with New York State Sanitary Code**, Subpart 7-1.

(2) **Recreational vehicles shall** be **separated from** each other **and from** other structures **by at** least **10** feet. **Attached awnings, carports, or individual storage** facilities **shall be considered** to be **part** of **the recreational vehicle** for the purpose of **this separation** requirement."

**(3)** A **tent for the use or** accommodation of people **shall have an adequate** floor.

**(4) Any recreational vehicle pads, or** constructed tent **flooring, on any site** shall **be** no closer **than five** feet to **a site line, so that** no part of a **travel trailer** or other unit placed **on a site shall be** closer **than five** feet to **a site** line.7

**§ 88-23. Fires;** cooking and **eating facilities.**

A. Fires**.**

(1) **Fires will** be **permitted only** in **facilities which** have provided **for such** purposes or **where open** fires **are** allowed.

(2) **Fireplaces**, **fire** pits, charcoal braziers, woodburning stoves, or other cooking **facilities shall** be located, constructed, **maintained**, **and** used to **minimize fire hazard and smoke nuisance in the campground and the** neighboring properties.

**6. Editor's Note: Amended** at **time** of **adoption** of **Code (see Ch. 1,** General **Provisions,** Art. 1**)**.

**7. Editor's Note: Amended** at time of **adoption** of **Code (see Ch. 1,** General **Provisions,** Art. **I).**

(3) No fire shall **be** abandoned, left unattended, or allowed to become a hazard to trees, **vegetation**, **camping** equipment, or adjacent campsites. Fires shall be **completely extinguished before the campsite is vacated**.

(4) **Flammable liquids** shall be stored **in** metal containers approved by the Underwriters **Laboratory, Inc. No fuel shall be** used **and** no **material** burned **which emits dense smoke or** objectionable odors.

B. Food service activities **require** a license or certificate of inspection in accordance **with** New York **State** Department of Health requirements. **The** production, **storage**, and **dispensing of ice shall be in accordance with the New York State** Department **of Health and New York** State **Sanitary** Code **Subpart** 7-1.

**§ 88-24. Accessory uses**.

**A.** Management **headquarters**, recreational **facilities**, toilets, dumping stations, showers**, coin**-**operated** laundry **facilities**, **and other** uses **and** structures customarily incidental to the **operation of** a campground **or recreational park are permitted as** accessory uses to the park.

B. Other **convenience** establishments, such **as** stores**,** restaurants, beauty parlors, **and barber shops,** may **be** permitted **as** accessory uses **in** campgrounds and recreational **parks** where **such** uses are not **allowed as** uses **of right**, subject **to the** following restrictions:

**(**1) **Such establishments and** the **parking areas primarily related to** their operations **shall not** occupy more **than *5*% of the** gross **area of the** park.

(2) **Such establishments shall** be **restricted in** their use to **the** occupants of **the park. These establishments shall** present **from any** street outside **the park** no **visible evidence** of **their commercial character which would attract customers other than** occupants of **the park**.

(3) The structures housing **these facilities shall** not **be located** closer **than** 100 feet to **any public street** and shall **be** accessible only **from** a street **within** the park.

**(**4) All **public** services, utilities, **water and sewage** facilities **are** to **be in** accordance **with the New York State Building Code, public health** codes, and local **and** county **codes.**

ARTICLE V

**Protection** of **Natural and** Scenic **Resources**

**§ 88-25. Existing** trees **and vegetation.**

**In order** to **protect the natural beauty of the area and to create the** least **adverse** impact upon **neighborhoods** and local **property values**, damage to **existing** trees and vegetation should be prevented **as** much **as possible during** construction.

**§ 88-26. Unique features**.

**Unique** features **shall be** preserved when **possible.** Streams, lakes, ponds, **and** wetlands shall **be left unaltered and protected by** easements **or other** devices **if necessary**.

ARTICLE VI **General**

**§ 88-27. Day camps**.

**To assure** a **safe, healthful** environment, **day** camps shall be **in** accordance **with the New** York State **Public Health Law and Tioga County** specifications.

**§ 88-28. Bathing pools and beaches.**

To **assure** a **safe healthful environment**, beaches **and** pools **will** be **in accordance with** New York **State Public** Health **Law §** 225 **and Tioga County** specifications.

**§ 88-29. Inspections.**

A. Periodic **inspections** during **the installation** of **the park** shall be **made** by the **Town's authority and the Code** Enforcement Officer **of the Town of Nichols** to ensure conformity **with the approved plat and** these regulations.

B. **The provisions of this chapter shall be enforced by the** Code Enforcement Officer of the **Town** of **Nichols**, **who** shall **have the right** to inspect **the** exterior **of** any structure **or** premises and to **perform any other** act necessary for **the** enforcement **of this** chapter **or any** rule or regulation made **pursuant thereto**.

**§ 88-30. Approval of roads** and facilities**.**

**A.** Upon acceptable **completion of the park**, **the applicant** shall submit **to the Town** Clerk **or the Planning** Board a copy of **the** county's **final approval** of **the installation's potable** water supplies **and sewage** disposal.

B. **The Town's Highway Superintendent shall** inspect **the** entrances **and exits** for conformity **for safety** and these **regulations**.

**§ 88-31. Penalties** for **offenses.**

ARTICLE **VII Penalties; Applicability**

A. The **violation** of **any rule** or regulation approved by **the Town** Board herein shall be **deemed an** offense **against** such rules **and regulations**.

B. For **any** violation of these regulations, the person **violating** shall be subject to a fine of not more than $250, or imprisonment not exceeding 15 days, or both. Each day's **continued violation shall** constitute **a** separate violation.

C. **In addition to the above-provided** penalties and punishment, **the Town** Board may also **maintain** an action or **proceeding** in the name of **the Town** of Nichols in a court **of** competent **jurisdiction** to **compel compliance with or restrain by** injunction **the** violation of **the** rules **and regulations herein**.

**§ 88-32. Exceptions** to **applicability**

**The** camping **unit or dwelling kept by** the owner or manager of the campground and occupied **as** a dwelling is excluded **from** consideration as a **camping unit.** If the campground **has an** area set **aside** for storage purposes, such **as** storing unoccupied recreational vehicles, this area may **also be excluded as** camping sites.

**8. Editor's Note**: Amended at time of **adoption** of **Code** (**see Ch. 1,** General **Provisions, Art. 1).**