

ORDINANCE NO. 105

**AN ORDINANCE RESTRICTING MOBILE HOMES IN THE CITY OF STILWELL, OKLAHOMA, EXCEPT IN DESIGNATED AREAS OF THE CITY; AND REPEALING CONFLICTING ORDINANCES; AND DECLARING AN EMERGENCY.**

SECTION 1. From and after the passage of this Ordinance no Mobile Homes shall be permitted within the incorporated limits of the City of Stilwell, Oklahoma, unless it is in a Mobile Home Park Site approved by the Council of said City, or in a Mobile Home Subdivision, said person may obtain permission of the City Council of said City to do so in the following manner and under the following circumstances:

- A. Apply to the City Council for a permit to place a Mobile Home on property within the City of Stilwell, Oklahoma, and obtain a date for a hearing before the said Council on the granting of a permit to place such Mobile Home on said property.
- B. Notify all persons who own property adjoining the property upon which the Mobile Home is to be placed that it is intended that a Mobile Home be placed on property adjoining theirs and that a hearing will be held before the City Council of the City of Stilwell, Oklahoma, giving the date of hearing and advising said adjoining property owners that they may appear at said hearing and state their objections, if they have any; the notice herein required shall be by Certified Mail, Return Receipt Requested, and must be given not less than 15 days prior to the hearing date; for purposes of this Ordinance adjoining property shall include property separated by the City street or alley or other City easement.
- C. Place a public notice in a newspaper of general circulation within the City of Stilwell, Oklahoma, stating that a hearing will be held before the City Council of the City of Stilwell, Oklahoma, giving the date of hearing and the name of the party requesting same, and stating the purpose of the hearing; the notice must further state that, if any resident of the City of Stilwell, Oklahoma, wishes to protest the granting of a permit to place a Mobile Home on property within the City of Stilwell, Oklahoma, they may appear at said hearing and state their objections.
- D. Should any adjoining property owner appear and object to the application for a permit to place a Mobile Home on certain property, the said permit shall not be granted. Should any person other than an adjoining property owner appear and object to the issuance of a permit to place a Mobile Home on property other than a Mobile Home Park or Mobile Home Subdivision, the request for a permit may or might not be granted, at the discretion of the Council.
- E. Prior to the commencement of the hearing, the person having requested the hearing shall show proof of notice as required herein, and notice shall not be waived for any reason; such proof of such notice shall be accomplished by delivering to the City Clerk of the City of Stilwell, Oklahoma, the necessary Proofs of Publication and Certifications of Mailing Notices, as hereinabove provided.

SECTION 3. All expense of giving notice as required herein shall be borne by the person seeking to place a Mobile Home in a non-designated area.

SECTION 4. This Ordinance expressly repeals that portion of any existing ordinance in conflict with the terms hereof.

SECTION 5. WHEREAS, an emergency and immediate necessity exist by

reason of the health, safety and protection of the citizens of the City of Stilwell, Oklahoma; therefore, an emergency is declared to exist by reason whereof this Ordinance shall be in full force and effect from and after its passage and approval.

APPROVED this 3<sup>rd</sup> day of May, 1976.

LEVI CARLILE  
Mayor of the  
City of Stilwell,  
Oklahoma

ATTEST: D. B. GAINES  
City Clerk

(Published in the Stilwell Democrat-Journal, June 10, 1976)

[Amended by Ordinance No. 152 dated April 29, 1982]

[Related Ordinance, No. 173]