

CITY OF ANCHORAGE

ORDINANCE NO. 10, SERIES 2017

**AN ORDINANCE PROHIBITING THE LOCATION OF
MOBILE HOMES WITHIN THE HISTORIC PRESERVATION DISTRICT
OF THE CITY OF ANCHORAGE, KENTUCKY**

WHEREAS, the City’s Historic Preservation District was created, and the Historic Preservation Commission was formed, through Ordinance No. 9, Series 1992, codified at Chapter 152 of the Code of Ordinances of the City of Anchorage; and,

WHEREAS, the Historic Preservation District was created, and the Historic Preservation Commission formed, to protect the historic and architectural character of the District; and,

WHEREAS, the Council then found that the historic and architectural character of the District is of vital importance in maintaining the economy of the City; and,

WHEREAS, the Council further found that the distinctive and significant character of the City can only be maintained by protecting and enhancing its historic, architectural, and cultural heritage; and,

WHEREAS, that the regulations and restrictions of Chapter 152 of the Code of Ordinances applicable in the Historic Preservation District, and the guidelines developed by the Historic Preservation Commission, benefit all residents of the City and all the owners of property within the City; and,

WHEREAS, the purpose of Chapter 152 of the City’s Code of Ordinances is to promote the educational, cultural, economic, and general welfare of the people and safeguard the City’s history and heritage, and to stabilize and improve property values in all parts of the City as a whole; and,

WHEREAS, neither the City nor its Historic Preservation Commission has previously addressed the issue of mobile homes being located within the Historic Preservation District;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ANCHORAGE THAT A NEW SECTION OF CODE OF ORDINANCES SECTION 152 IS CREATED TO READ AS FOLLOWS:

Section 1: Definition. The term “mobile home” shall mean:

Any vehicle or similar portable structure used, or so constructed as to permit its being used as a conveyance upon the public streets or highways, and designed to permit occupancy thereof as a dwelling place for one or more persons, including

camper or vacation trailers; or any structure fabricated in offsite manufacturing facility for installation or assembly at the building site as a permanent structure with transport features removed, bearing a seal certifying that it is built in compliance with the federal Manufactured Housing Construction and Safety Standards Code as set forth in the Code of Federal Regulations, title 24, Part 3280, 3282, 3283, and 42 USC 5401, et seq., and as mandated by the United States of America and as administered by the United States Department of Housing and Urban Development and commonly referred to as the HUD Code, but not meeting the additional standards as required in the definition herein of a single-family dwelling (as that term is defined in the land development code in effect for the City).

Section 2: Mobile Homes Prohibited in the Historic District. No mobile home shall be located within the City’s Historic District unless the mobile home is completely concealed from view from any public street, public access easement, or any residence located within the Historic District, by placement of the mobile home inside of a barn, garage, or similar structure, in which the mobile home is completely enclosed. The structure in which the mobile home is placed shall either have existed prior to the effective date of Ordinance No. 9, Series 1992, or, if constructed after the effective date of that Ordinance, was constructed in the manner approved in a Certificate of Appropriateness approved by the Historic Preservation Commission.

Section 3: Effective Date. That this ordinance shall take effect and be in force from and after its date of passage and publication as required by law.

Section 4: Severability. The provisions of this Ordinance are severable; the invalidity of any such provision of this Ordinance shall not affect the validity of any other provision thereof. Such other provision shall remain in full force and effect as long as they remain valid in the absence of those provisions deemed to be invalid.

Section 5: Coordination with Sec. 72.17 and Repeal of Conflicting Ordinances. Code of Ordinances Sec. 72.17 shall remain effective throughout the City, however, this Ordinance being more restrictive as to mobile homes and “live-in trailers” which are located within the Historic District, this Ordinance shall control within the Historic District. All other Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

W. THOMAS HEWITT
MAYOR, CITY OF ANCHORAGE

Renee Major, City Clerk