

ORDINANCE NUMBER 8

AN ORDINANCE PROVIDING FOR THE ANNUAL REGISTRATION
OF HOUSE TRAILERS, MOBILE HOMES AND SIMILAR VEHICULAR
STRUCTURES, AND THE ISSUANCE OF EVIDENCE OF REGISTRATION
TO BE EXHIBITED UPON SAID VEHICLES

WHEREAS, house trailers, mobile homes and similar vehicular devices and structures, as defined herein, have become increasingly prominent as temporary and permanent business or residential quarters, and are classified for ad valorem tax purposes as personal property, are subject to inspection and approval as to construction and component parts pursuant to the State Building Code, and are subject to applicable provisions of local zoning ordinances and other applicable laws; and

WHEREAS, due to the mobility of said vehicles, it is difficult to ascertain those subject to listing for ad valorem tax purposes and subject to other applicable local ordinances as referred to herein; and

WHEREAS, it is desirable to establish a means of registering said vehicles within Scotland County and to provide an annual record of said mobile homes and similar devices located with the County for ad valorem tax purposes, and to provide a record of said vehicles for other lawful governmental purposes; and

WHEREAS, it appears the establishment of a procedure and means of registering said vehicles will provide for effective regulations and control for the purposes referred to herein;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Scotland County:

Section 1. Definition

As used in this Ordinance, the term "mobile homes", "trailer", or "house trailer" (all being referred to herein as "mobile homes") shall mean and shall be so construed to mean any vehicle or structure so designed and constructed as will permit occupancy thereof as sleeping quarters or a residence, temporary or permanent for one or more persons; or the conduct of any business or profession, occupation or trade, or similar use thereof as a selling or advertising device; and so designed that it is or may be mounted on wheels for the purpose of conveyance on the public streets, roads or highways, propelled or drawn by its own or other power; and shall include all such mobile homes, regardless of the fact that they are underpinned or placed on a permanent foundation, until such time as the mobile home assumes the character of real property and is so listed for ad valorem tax purposes. This definition shall include, but is not limited to, a mobile home as defined in Article 9A of Chapter 143 of the North Carolina General Statutes.

Section 2. Duty of Owner or Person in Possession

Every owner or person in possession thereof, if other than the owner, of a mobile home located within Scotland County, except (1) a mobile home temporarily located within Scotland County with the express predetermined intent and purpose of conveyance outside of the County within thirty (30) days after arrival; (2) a mobile home held for display or exhibition purposes by a mobile home dealer licensed by the State of North Carolina as such and displaying said license; and (3) a mobile home passing through Scotland County on a public street, road or highway for conveyance elsewhere, shall register said mobile home during the regular ad valorem tax-listing period of each year with the Tax Supervisor's office of Scotland County; provided that registration as herein referred to shall not relieve any person from the obligation to list all property for ad valorem tax purposes in the manner required by law, and more particularly the Machinery Act of 1971 (G.S. 105-271, et seq.) and provisions contained therein, including but not limited to G.S. 105-316.

Section 3. Registration

Registration shall occur when the mobile home is properly listed with the Scotland County Tax Supervisor's office for ad valorem tax purposes; and upon such listing, the Tax Supervisor's office shall deliver a numbered plate, sticker or other appropriate device to the person registering or listing such mobile home, which device shall be displayed on the mobile home on the window nearest the main door or exit so as to be clearly visible from the exterior; provided, however, that any mobile home otherwise required to be registered pursuant to this Ordinance shall not be deemed exempted from the provisions of the Ordinance, if listing for ad valorem tax purposes is not required.

Section 4. Registration After January 1

Mobile Homes moved into Scotland County after January 1 of each year shall be provided a registration number and decal by the County Building Inspector and the registration number recorded on the copy of the mobile home permit that is filed with the tax supervisor.

Section 5. Information

Registration shall consist of delivery of a sticker or decal or other appropriate device upon receipt of the following information to be obtained from the owner or other person registering the vehicle:

- (A) Name of the owner and person to be in possession if other than the owner;
- (B) Year, make, model and/or dimensions of vehicle; and
- (C) Place, meaning real estate owner and township where the mobile home is or will be located.
- (D) Registration shall be made on listing abstract and a numerical list maintained.

Section 6. Registration Period

The period of registration for mobile homes shall be for the twelve (12) month period of January 1 through December 31 of each year, and such mobile homes shall be registered annually thereafter, in the manner required herein. The decal or other device shall show the year for which issued and the date of expiration.

Section 7. Issuance of Evidence of Registration

For every registered mobile home, the Scotland County Tax Supervisor's office shall issue the person registering the mobile home an appropriate numbered plate, sticker or decal. Upon satisfactory evidence that any such registration numbered plate, sticker or decal has been lost or destroyed, the registrar shall issue a duplicate to the owner or person listing.

Section 8. Display of Evidence of Registration

Every mobile home located in Scotland County, except as otherwise provided, shall, throughout the current issue year, display the assigned numbered plate, sticker or decal as herein required and in such manner as to be visible from the exterior at all times.

Section 9. Violation

Any owner or person in possession of a mobile home who shall violate or fail to comply with any of the provisions of the Ordinance, or any person who shall counsel, aid, or abet any such violation or failure to comply shall be guilty of a misdemeanor punishable by a fine not to exceed fifty dollars (\$50.00), or by imprisonment for not more than thirty (30) days.

Section 10. Severability

If any section, provision, or part of this Ordinance shall be adjudged invalid by a court of competent jurisdiction, such invalidity shall not affect the validity of the Ordinance as a whole or of any other section, provision, or part hereof.

Section 11. Effective Date

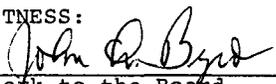
This Ordinance shall become effective on January 1, 1976.

Adopted this 6th. day of November, 1975.



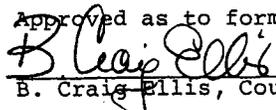
ALBERT R. McMILLAN, JR., Chairman
Scotland County Board of Commissioners

WITNESS:



Clerk to the Board

Approved as to form:



B. Craig Ellis, County Attorney