

Chapter 446

Tourist Cottages and Camps; Campers and House Trailers

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TOURIST COTTAGES AND TOURIST CAMPS

446.010 Definitions. As used in ORS 446.010 to 446.080, unless the context requires otherwise:

(1) "Tourist cottages" means and includes any tourist cabins, tourist cottages, tourist courts, tourist homes, tourist rooms, tourist apartments, auto cabins, auto courts, auto apartments, motor courts, motor lodges, motor apartments and hotels rented or kept for rent on a daily, nightly or weekly basis to automobile transients for a charge or fee paid or to be paid for the rental or use of the same, whether they are owned, leased, operated or maintained by a city, county, state, village, community, institution, firm, corporation or person.

(2) "Tourist camp" means and includes any tourist camps, picnic parks and trailer camps rented or kept for rent to any person for a charge or fee paid or to be paid for the rental or use of the same, whether they are owned, leased, operated or maintained by a city, county, state, village, community, institution or person.

(3) "Board" means the State Board of Health.

446.020 Necessity for certificate of inspection and conforming to rules and regulations. (1) No person, city, county, state, village, community, institution, firm or corporation shall establish, operate, manage or maintain any tourist cottages or tourist camp without first having obtained a certificate of inspection as provided in ORS 446.010 to 446.080, which certificate is then in full force and effect.

(2) All tourist cottages and tourist camps shall be operated, equipped and maintained in accordance with the rules and regulations of the board.

446.030 Application for certificate; contents; fees. (1) Application for certificates of inspection shall be made by the operator of the tourist cottages or tourist camp to the board.

(2) The applicant shall set out in the application the number of cabins, cottages, apartments, sleeping rooms and camping trailer or picnicking spaces included in the establishment to be licensed and operated, and the location thereof.

(3) The application shall be accompanied by the fee for the certificate. The fee for the

year in which the certificate is issued shall be determined as follows:

(a) Up to and including five cabins, cottages, apartments, sleeping rooms, camping spaces or other rental units, \$5.

(b) For each additional cabin, cottage, apartment, sleeping room, camping space or other rental unit, \$1.

(c) For each picnic park, \$5.

(d) For each establishment comprising both tourist cottages and a tourist camp, the fees shall be determined as set forth in paragraphs (a) and (b) of this subsection.

(4) In no case may the fee to be paid for any certificate issued under ORS 446.010 to 446.080 exceed \$30.

446.040 Issuance, form and contents of certificate; expiration date. Upon receipt of the application and fee, and after the tourist cottages or camp have been inspected and found to comply with ORS 446.010 to 446.080 and rules and regulations of the board, the board forthwith shall issue a certificate of inspection upon such form as the board may prescribe, setting out therein the name and address of the applicant, the number of cabins, cottages, apartments and sleeping rooms to be operated and their location. All certificates of inspection shall expire on December 31 of the year in which they are issued.

446.050 Revocation clause; procedure.

(1) The certificate of inspection shall contain a condition or clause to the effect that if the applicant fails to comply with ORS 446.010 to 446.080 and the rules and regulations of the board, the certificate may be revoked.

(2) Whenever, in the judgment of the board, any applicant to whom a certificate has been issued has failed to comply with ORS 446.010 to 446.080 and the rules and regulations of the board, it shall revoke the certificate.

(3) No application for a certificate shall be denied, nor shall any certificate be revoked by the board unless written notice of the intended action, specifying the time and place fixed for hearing thereon by the board, has been mailed or delivered to the applicant for or holder of the certificate at least 10 days prior to the time specified in the notice, nor unless the board has given such applicant or holder full opportunity to be heard,

if present, at the time and place specified in the notice.

446.060 Authority of board to make rules and regulations. (1) The board shall make such rules and regulations for the construction and operation of tourist cottages and tourist camps as are reasonably necessary to effectively conserve the public health and safeguard the health and welfare of persons visiting or patronizing the same, and which shall pertain to water supplies, sewage disposal, drainage, plumbing, building construction and maintenance, lighting and ventilation, insect and rodent control, garbage and refuse disposal, allocation and maintenance of camping space, the cleanliness of premises, buildings, furniture, bedding and linens, and the registration of guests.

(2) No rules or regulations shall be made prohibiting the construction of one-room cottages.

446.070 Posting cards and certificates of inspection. (1) After a representative of the board has determined by inspection that tourist cottages and tourist camps have complied with ORS 446.010 to 446.080 and the rules and regulations of the board, he shall furnish cards to be posted in each cottage, cabin, apartment or rental unit, stating that the establishment has been inspected by the board.

(2) All managers or operators of tourist cottages and tourist camps shall be responsible for the posting and maintenance of such cards in rental units. They also shall post the certificate of inspection in a conspicuous place in their place of business.

446.080 Collection and use of fees and fines. All inspection fees and fines collected under ORS 446.010 to 446.080 and subsection (1) of ORS 446.990 shall be paid to the board and be used in the administration and enforcement of ORS 446.010 to 446.080.

446.090 to 446.100 [Reserved for expansion]

CAMPERS AND TRAILER HOUSES

446.110 Definitions. "Camp car" or "trailer house" means any unit for living or sleeping purposes which is equipped with wheels or similar devices used for transporting the unit from place to place by motor power or other means.

446.120 Camping on highways or where sanitary conveniences not available prohibited; exception. No person shall camp or cause any camp car or trailer house to be camped on any of the arterial highways of this state or cause the same to be camped at any place where sanitary conveniences are not provided for the safe disposal of excreta or other wastes. However, in isolated districts where sanitary conveniences are not available, such camping is lawful provided all excreta and wastes are buried at least one foot below the surface of the ground.

446.130 Regulations for trailers with kitchen or toilet facilities. No person shall cause a camp car or trailer house to be operated on the highways of this state with kitchen or toilet facilities unless he makes provisions whereby waste material can be held in water tight and sanitary containers of a type approved by the State Board of Health. No person shall empty such containers except in a public sewerage system, septic tank or cesspool of a type approved by the State Board of Health. However, in isolated districts where such facilities are not available it is lawful to empty such containers in the ground, provided all excreta and wastes are covered at least one foot below the surface of the ground.

446.140 to 446.980 [Reserved for expansion]

PENALTIES

446.990 Penalties. (1) Violation of ORS 446.010 to 446.080 is punishable, upon conviction, by a fine not exceeding \$25.

(2) Violation of ORS 446.120 or 446.130 is punishable, upon conviction, by a fine not exceeding \$100 or by imprisonment in the county jail not exceeding three months, or both.