

STATE OF NEW YORK

1569

2019-2020 Regular Sessions

IN ASSEMBLY

January 15, 2019

Introduced by M. of A. JONES, FAHY, LAVINE, RIVERA, D'URSO, LAWRENCE,
B. MILLER, CROUCH -- Multi-Sponsored by -- M. of A. COOK -- read once
and referred to the Committee on Judiciary

AN ACT to amend the real property law, in relation to campgrounds

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The real property law is amended by adding a new section
2 233-b to read as follows:

3 § 233-b. Campgrounds. a. Whenever used in this section:

4 1. "Campground" means any parcel or tract of land, including buildings
5 or other structures, where five or more campsites are made available for
6 use as temporary living quarters for recreational, camping, travel or
7 seasonal use.

8 2. "Campground owner" means the owner or operator of a campground or
9 an agent of such owner or operator.

10 b. A campground owner may remove or cause to be removed from a camp-
11 ground any person who:

12 1. is not a registered guest or visitor of the campground;

13 2. remains on the campground beyond an agreed-upon departure time and
14 date;

15 3. defaults in the payment of any lawfully imposed registration or
16 visitor fee or charge;

17 4. creates a disturbance that denies other persons their right to
18 quiet enjoyment of the campground;

19 5. violates any federal, state or local law; or

20 6. violates any other lawful regulation promulgated by the campground
21 owner and continues in violation for more than twenty-four hours after
22 the campground owner has given written notice of such violation and
23 directing that such person correct or cease violation of such rule or
24 regulation.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 c. A person who is removed from a campground pursuant to subdivision b
2 of this section shall be entitled to a refund of the unused portion of
3 any prepaid fees, less any amount otherwise owed to the campground owner
4 or deducted for damages, which unused portion of prepaid fees may be
5 prorated at a rate that is based upon the daily rate charged by the
6 campground owner.

7 d. A campground owner may remove property belonging to a person who is
8 removed from a campground pursuant to subdivision b of this section from
9 a campsite and such property, whether removed from a campsite or allowed
10 to remain on a campsite, shall be deemed to be placed in storage. A
11 campground owner shall provide the owner of such property thirty days
12 written notice, by certified mail, return receipt requested, to remove
13 such property and dispose of such property pursuant to article nine of
14 the lien law in the event the owner fails to remove such property within
15 the thirty-day period of time.

16 § 2. This act shall take effect immediately.