

Ordinance No. 20200503

JUNKED
VEHICLES

AN ORDINANCE TO REPEAL AND RECREATE SECTION 12.07 OF THE MUNICIPAL CODE OF THE VILLAGE OF BAGLEY, GRANT COUNTY, WISCONSIN, RELATING TO THE STORAGE OF JUNKED VEHICLES AND DEBRIS

THE VILLAGE BOARD OF THE VILLAGE OF BAGLEY, GRANT COUNTY, WISCONSIN, DO ORDAIN AS FOLLOWS:

Section I: Section 12.07 of the Municipal Code of the Village of Bagley shall be and hereby is repealed and recreated to read as follows:

12.07 JUNK AND CERTAIN VEHICLES, RECREATIONAL EQUIPMENT. (1) PUBLIC NUISANCES DECLARED. The following are hereby declared to be public nuisances wherever they may be found within the Village.

(a) Any motor vehicle, truck body, tractor or trailer as enumerated in subs. (3) and (4) below and defined in sub. (2)(a), (b) and (c) below.

(b) Any junk stored contrary to sub. (5) below.

(c) Any recreational equipment stored contrary to sub. (6) below.

(2) **DEFINITIONS.** The words, phrases and terms used in this section shall be interpreted as follows:

(a) Disassembled, Inoperable, Junked or Wrecked Motor Vehicles, Truck Bodies, Tractors, Trailers. Motor vehicles, truck bodies, tractors or trailers in such state of physical or mechanical ruin as to be incapable of propulsion or being operated upon the public streets or highways.

(b) Unlicensed or Unregistered Boats, Motor Vehicles, Truck Bodies, Tractors or Trailers. Boats, motor vehicles, truck bodies, tractors or trailers which do not bear lawful current license plates or registration.

(c) Motor Vehicle. As defined in section 4.04(1)(a) of this Code.

(d) Junk. Worn out or discarded material of little or no value including, but not limited to, household appliances or parts thereof, machinery and equipment or parts thereof, vehicles or parts thereof, tools, discarded building materials or any other unsightly debris, the accumulation of which has an adverse effect upon the neighborhood or Village property values, health, safety or general welfare.

(e) Recreation Equipment. Boats, canoes, boat and utility trailers, mobile homes, campers, off-highway vehicles and snowmobiles.

(f) In the Open. Land which may be viewed from public streets or adjoining property.

(3) **STORAGE OF INOPERABLE VEHICLES, ETC. (a) Restricted.** No person shall accumulate, store or allow any disassembled, inoperable, junked or wrecked motor vehicles, truck bodies, tractors or trailers in the open upon any public or private property in the Village for a period exceeding 10 days.

(4) STORAGE OF UNLICENSED VEHICLES, UNREGISTERED BOATS, ETC. (a) Restricted. No person shall accumulate, store or allow any unlicensed or unregistered boat, motor vehicle, truck body, tractor or trailer in the open upon any public or private property in the Village for a period exceeding 10 days.

(5) STORAGE OF JUNK PROHIBITED. No person shall accumulate, store or allow any junk outside of any building on any public or private real estate located in the Village.

(6) STORAGE OF RECREATIONAL EQUIPMENT REGULATED. No person shall store any recreational equipment on any street right of way for a period of more than 48 hours.

(7) ISSUANCE OF CITATION; ACTION TO ABATE. Whenever the Village's law enforcement officer or the Village Board shall find any such vehicle, junk or recreational equipment, as defined in sub. (2) above, accumulated, stored or remaining in the open upon any property within the Village contrary to the provisions of subs. (3), (4), (5) and (6) above, the officer or the Board shall notify the owner of said property on which such material is located of the violation of this section. If such vehicle, junk or recreational equipment is not removed within 10 days, or such other time as may be given, the officer or Board shall cause a citation to be issued to the property owner or the occupant of the property upon which such vehicle, junk or recreational equipment is located. In addition, action to abate such nuisance may be commenced, as provided in sec. 12.04.

(8) PENALTY. Any person who shall be adjudicated to have violated any of the provisions of this section shall be subject to a forfeiture as provided in ch. 15 of this Code plus the costs of said prosecution. Each day that a violation of this section continues shall be deemed a separate offense.

Section II: This ordinance shall take effect upon its passage and posting as required by law.

Adopted and approved this _____ day of _____ 2020.

David Schott, Village President

COUNTERSIGNED:

Amber Martin, Village Clerk

Date adopted: _____
Date recorded: _____
Date posted: _____
Date affidavit filed: _____
Effective date: _____