

**AMENDMENT OF ORDINANCE**  
**10-5-8 JUNKED VEHICLES & APPLIANCES ON PRIVATE PROPERTY**

**AMEND THE NUMBER OF DAYS ALLOWED TO REMOVE SUCH PROPERTY**

**Sec. 10-5-8 Junked Vehicles and Appliances on Private Property**

**(a) Storage of Automobiles Restricted.** No disassembled, inoperable, unlicensed, junked or wrecked motor vehicles, truck bodies, tractors, trailers, farm machinery, appliances, household furnishings, or construction, debris shall be stored unenclosed upon private residential property within the Village of Shiocton for a period exceeding **ten (10)** days or if it is in connection with an authorized business enterprise maintained in such a manner as to not constitute a public nuisance and in compliance with Village zoning regulations; outside storage on a commercial or industrial property shall be enclosed by a fence of a design approved by the Building Inspector. **If not removed after the ten (10) days the matter will be turned over to the Shiocton Police Department.**

**(b) Definitions.**

- (1)** The term "disassembled, inoperable, junked or wrecked motor vehicles, truck bodies, tractors, trailers" as used in this Section is defined as follows: motor vehicles, recreational vehicles, truck bodies, tractors, farm machinery or trailers in such state of physical or mechanical ruin as to be incapable of propulsion, being operated upon the public streets or highways or which is otherwise not in safe or legal condition for operation on public streets or highways due to missing or inoperative parts, flat or removed tires, expired or missing license plates or other defects.
- (2)** The term "unlicensed - motor vehicles, truck bodies, tractors or trailers" as used in this Chapter is defined as follows: motor vehicles, truck bodies, tractors, recreational vehicles or trailers which do not bear lawful current license plates.
- (3)** The term "motor vehicle" is defined in Sec. 340.01(35), Wis. Stats.
- (4)** The term "inoperable appliance" is defined as any stove, washer, refrigerator or other appliance which is no longer operable in the sense for which it was manufactured.

**Exceptions.** This Section shall not apply to any motor vehicle or motor vehicle accessories stored within an enclosed building or on the premises of a business enterprise operated in a lawful place and manner in a properly zoned area, in such a manner as to not constitute a nuisance, when necessary to the operation of such business enterprise, in an enclosed storage place or depository maintained in a lawful place and manner, or seasonal use vehicles such as snowmobiles, motorcycles, motor scooters and nonmotorized campers, provided such vehicles are stored in compliance with the Ordinances of the Village. In other situations the Village Board may issue a one-time temporary permit permitting an extension of not to exceed an additional **ten (10)** days' time to comply with this Section where exceptional facts and circumstances warrant such extension.

**(d) Enforcement.**

- (1) Whenever the Police Department shall find any vehicles or appliances, as described herein, placed or stored in the open upon private property within the Village, it shall notify the owner of said property on which said vehicle or appliance is stored of the violation of this Section. If said vehicles or appliance is not removed within five (5) days, the Police Department shall cause to be issued a citation to the property owner or tenant of the property upon which said vehicle or appliance is stored.
- (2) If such vehicle or appliance is not removed within twenty (20) days after issuance of a citation, the Chief of Police or designee shall cause the vehicle or appliance to be removed and impounded, and it shall thereafter be disposed of as prescribed in Sections 10-5-3 through 10-5-6 by the Chief of Police or his/her duly authorized representative. Any cost incurred in the removal and sale of said vehicle or appliance shall be recovered from the owner, However, if the owner of the vehicle or appliance cannot readily be found, the cost of such removal shall be charged to the property from which it is removed, which charges shall be entered as a special charge on the tax roll.

**(e) Penalty.** Any person who shall interfere with the enforcement of any of the provisions of this Section and shall be found guilty thereof shall be subject to a penalty as provided in Section 1-1-6. Each motor vehicle or appliance involved shall constitute a separate offense.

*State Law Reference:* Sec. 342.40, Wis. Stats.

**IT IS SO ORAINED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2013**

**BY THE VILLAGE BOARD OF THE VILLAGE OF SHIOCTON**

**AYES** \_\_\_\_\_

\_\_\_\_\_  
**Nancy L. Brownson, Village President**

**NAYS** \_\_\_\_\_

\_\_\_\_\_  
**Laurie Bunnell, Clerk/Treasurer**