

ORDINANCE NO. 72

ORDINANCE PROHIBITING THE KEEPING OF INOPERABLE,
JUNKED OR ABONDED MOTOR VEHICLES ON PUBLIC OR
PRIVATE PROPERTY AND PROVIDING PENALTY FOR THE
VIOLATION THEREOF

The Village Council of Hokah does hereby ordain:

SECTION 1. It shall be unlawful for any person, firm, partnership or corporation to keep or permit to be kept any inoperable, junked or abandoned motor vehicle on public or private property within the Village of Hokah, and to keep or permit to be kept such motor vehicles is hereby declared to be a nuisance.

SECTION 2. Such nuisance may be summarily abated by or under the direction, or at the request of a Police Officer, or at the request of another reputable person wereupon such motor vehicles may be removed to a place of storage by the Village; or such person deemed to be in violation of this ordinance may be required to remove such vehicles; while so stored any vandalism or theft thereto shall be the risk of the owner of such vehicle.

SECTION 3. Any motor vehicle found upon public property including but not necessarily limited to streets and alleys in the Village of Hokah in such a damaged condition or state of repair so as to be inoperable, or which, in the opinion of a Police Officer, has been abandoned may be removed and impounded by the Village to a place of storage as provided in Section 2 hereof, or in the case of inoperable vehicles at the request of the owner thereof to a place designated by said owner provided further that such place is not otherwise in contravention hereof or other ordinances of the Village of Hokah.

SECTION 4. Whenever it shall be deemed necessary to remove motor vehicle whether inoperable, in a junked condition or abandoned, the owner thereof, unless vehicle has already been disposed of pursuant to Section 5, upon submitting satisfactory proof of such ownership to a Village Police Officer, may take into his possession such motor vehicle or motor vehicles upon payment of the sum of \$10.00 to defray the expense of towing each such vehicle, and the sum of \$1.00 per day for the storage thereof per each vehicle.

SECTION 5. Whenever a motor vehicle is removed and stored pursuant to this ordinance and is not claimed by the true owner thereof after the elapse of a period of fifteen days after written notice to such owner, or if the owner cannot be found, such vehicles shall be offered at public sale to be conducted by a Police Officer of the Village upon one publication of notice of sale in the official newspaper of the Village, said sale to occur not sooner than ten days after such publication and the costs of such publication and sale to be paid out of the proceeds if any derived from such sale.

SECTION 6. Any person violating any provision of this ordinance upon conviction thereof shall be punished by a fine not to exceed \$300 or by imprisonment not to exceed ninety days, and the storage and sale of such vehicles pursuant to this ordinance shall not preclude such prosecution.

SECTION 7. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed and enacted by the Village Council of the Village of Hokah this second day of February, 1971.

Approved:

Mayor

Attest: Verian Craig, Village Clerk