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ARTICLE III. - STORAGE OF DISMANTLED OR INOPERABLE MOTOR VEHICLES [\[21\]](#)

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### **Sec. 16-71.- Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Dismantled motor vehicles* and *partially dismantled motor vehicles* means motor vehicles from which some parts which are ordinarily components of such motor vehicles have been removed or are missing.

*Dwelling* means any house, building, structure, or trailer which is occupied in whole or in part as a home, residence, living or sleeping place, or which is intended to be occupied by one or more human beings, either permanently or transiently.

*Inoperable motor vehicles* means motor vehicles which by reason of dismantling, disrepair, or other cause are incapable of being propelled under their own power.

*Inoperable motor vehicles* also includes any motor vehicle which is not currently licensed, registered and insured.

*Motor vehicles* means any wheeled vehicles which are self-propelled.

(Ord. No. 101, [§ 3](#), 5-27-1980; Ord. No. 162, [§ 1](#), 9-26-2005)

**Cross reference**— *Definitions generally, [§ 1-2](#)*

### **Sec. 16-72.- Prohibited acts; exceptions; permit; fees.**

It is declared to be unlawful for any person to store on or permit to be stored or placed on or allowed to remain on any platted or unplatted parcel of land located in any residential, special purpose, office service, and community business districts, as defined in [chapter 46](#), zoning, or upon any parcel of land on which there is a structure used, in whole or in part, as a dwelling, any dismantled, partially dismantled, or inoperable motor vehicle or any parts of a motor vehicle unless kept in a wholly enclosed garage or other wholly enclosed structure. Any bona fide owner, co-owner, tenant or cotenant may store, permit to be stored or allow to remain on the premises of

which he is the owner, co-owner, tenant or cotenant, any one such dismantled, partially dismantled or inoperable motor vehicle, for a period of not to exceed 48 hours if such motor vehicle is registered in his name. Any such owner, co-owner, tenant or cotenant may, in any event of hardship, upon payment of the fee provided in [section 16-73](#), secure a permit from the village clerk to extend such period of 48 hours for an additional period of not to exceed one week for any one such dismantled, partially dismantled or inoperable motor vehicle if such motor vehicle is registered in his name. This section shall not be construed to permit parking or placing of dismantled or partially dismantled vehicles on any street or alley area in the village or in any front yard.

(Ord. No. 101, [§ 1](#), 5-27-1980)

### **Sec. 16-7. - Issance of permit; fee.**

pon application duly made by the registered owner of a motor vehicle and upon showing of hardship, the village clerk is authorized to issue the permits provided for in [section 16-72](#). A fee as adopted by resolution of the village council from time to time for each permit issued shall be collected and shall be paid into the general fund.

(Ord. No. 101, [§ 2](#), 5-27-1980)

### **Sec. 16-7. - Appication of artice proisions.**

This article shall not apply to a dismantled, partially dismantled, or inoperable motor vehicle or any parts of a motor vehicle located on the premises of a garage, service station, or other business enterprise engaged in the repair, storage, or sale of motor vehicles in any of the zoning districts mentioned in [section 16-72](#).

(Ord. No. 101, [§ 4](#), 5-27-1980)

### **Sec. 16-7. - Pbic nisanace.**

The presence of a dismantled, partially dismantled or inoperable motor vehicle or parts of a motor vehicle on any platted or unplatted parcel of land in violation of the terms of this article is declared to be a public nuisance.

(Ord. No. 101, [§ 5](#), 5-27-1980)

### **Sec. 16-76.- Responsibility of motor ehice oner and andoner.**

The provisions of this article shall apply to the owner of the motor vehicle or the person having charge, custody or control of the motor vehicle and also the owner of the private premises on which the motor vehicle or the part thereof is located, and both persons shall be responsible for the removal thereof.

(Ord. No. 101, [§ 6](#), 5-27-1980)

### **Sec. 16-77.- Vioations; mnicipa cii infraction.**

a Any person who violates any provision of this article is responsible for a municipal civil infraction, subect to payment of a civil fine of not more than 50.00, plus costs and other sanctions, for each violation as authorized by chapter VI, [section 2](#), of the eneral aw

Village Act, Public Act o. 3 of 185 M 66.2, the village municipal civil infraction ordinance article II of [chapter 20](#), and other applicable laws.

- b Repeat offenses under this article shall be subject to increased fines as provided by this section. As used in this section, the term "repeat offense" means a second, or any subsequent, violation of the same requirement or provision of this article committed by a person within any 0 -day period and for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense under this article shall be as follows:
- 1 The fine for any offense which is a first repeat offense shall not be more than 250.00, plus costs.
  - 2 The fine for any offense which is a second repeat offense, or any subsequent repeat offense, shall not be more than 500.00 each, plus costs.
- c Each day on which any violation of this article occurs or continues constitutes a separate offense subject to separate sanctions.
- d The ordinance enforcement officer is designated as the authorized village official to issue municipal civil infraction citations for violations of this article, as provided by the village municipal civil infractions ordinance. As used in this article, the term "ordinance enforcement officer" means the village official, employee, agent or other entity appointed by resolution of the village council to perform the functions and tasks assigned by this article to the ordinance enforcement officer.
- e In addition to any remedies available at law, the village may bring an action for an injunction or other process against any person to restrain, prevent or abate any violation of this article.

(Ord. No. 140, [§ 6](#), 6-30-1997)

## **Secs. 16-7 16-11. - Reserred.**

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<sup>(21)</sup> **Cross reference**— *Traffic and vehicles, ch. 38* ([Back](#))

<sup>(21)</sup> **State Law reference**— *Abandoned vehicles, MCL 257.252 et seq.* ([Back](#))