

Fowlerville, Michigan, Code of Ordinances >> - CODE OF ORDINANCES >> Chapter 38 - ENVIRONMENT >> ARTICLE III. - DISMANTLED, INOPERABLE AND UNLICENSED VEHICLES >> DIVISION 1. GENERALLY >>

---

**DIVISION 1. GENERALLY**

---

[Sec. 38-91. Definitions.](#)

[Sec. 38-92. Right of entry.](#)

[Sec. 38-93. Violations.](#)

[Sec. 38-94. Municipal civil infraction.](#)

[Sec. 38-95. Civil procedures to compel compliance.](#)

[Sec. 38-96. Evidence of nuisance.](#)

[Sec. 38-97. Storage on private property.](#)

[Sec. 38-98. Location permitted.](#)

[Sec. 38-99. Placement on street or in front yard.](#)

[Secs. 38-100—38-125. Reserved.](#)

**Sec. 38-91. 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 or partially dismantled vehicle* means a vehicle from which some part that is ordinarily a component of such vehicle has been removed or is missing.

*Inoperable motor vehicle* means a motor vehicle which, because of dismantling, deterioration, disrepair or other cause, is incapable of being propelled under its own power.

*Motor vehicle* means any wheeled vehicle which is self-propelled or intended to be self-propelled as well as travel trailers, recreational vehicle, house trailers or camper bodies.

*Unlicensed vehicle* means any motor vehicle, or other vehicle requiring a license or registration, that does not have a current registration or does not have a registration tab or license plate affixed to the vehicle in the manner required by law.

*Vehicle* means every device in, upon or by which any person is or may be transported, or any device that may be drawn upon a highway, including a motor vehicle, travel trailer, recreational vehicle, fifth wheel, motor home, camper, watercraft, snowmobile and off-road or all-terrain vehicle, boat trailers, and utility or other trailers designed for transporting or storing another vehicle.

(Ord. No. 277, § 2(3), (5), (7), (17), (18), eff. 1-6-1992; Ord. No. 434, § 1, 7-15-2013)

*Cross reference*— Definitions generally, § 1-2.

**Sec. 38-92. Right of entry.**

The village president, the village marshal, or the police department shall have the right to enter private property at any reasonable hour of the day or night for the purpose of making a

compliance survey of the premises or collecting other data and material pertaining to public health, safety and welfare and enforcing this article. No person shall resist or attempt to prevent such officers from carrying out the purposes set forth in this article. Such officers shall have in their possession and shall carry upon their persons at all times, while carrying out the duties outlined, sufficient credentials identifying themselves. Such credentials shall be exhibited by the bearer on demand to any person in charge of any premises such officer seeks to enter.

*(Ord. No. 277, § 24, eff. 1-6-1992; Ord. No. 292, § 17, eff. 6-13-1994)*

### **Sec. 38-93. Violations.**

No whenever, by any section of this article, the performance of any act is required or the performance of any act is prohibited, a failure to comply with such section shall constitute a violation of this article. In addition, the failure, neglect or refusal to comply with a cease and desist order of the enforcing agency or person shall constitute a violation of this article.

*(Ord. No. 277, § 27, eff. 1-6-1992)*

### **Sec. 38-9. Municipal civil infraction.**

No person who violates any section of this article is responsible for a municipal civil infraction, subject to payment of a civil fine as set forth in [section 50-38](#), plus costs and other sanctions, for each infraction. Repeat offenses under this article shall be subject to increased fines as provided by [section 50-38](#).

*(Ord. No. 277, § 28, eff. 1-6-1992; Ord. No. 302, § 29, 12-31-1995)*

### **Sec. 38-9. Civil procedres to copel compliance.**

In addition to any other remedies pursued by the village to abate violations of this article, the village may also file a complaint in circuit court for the county for an order granting the relief for which the action or proceeding is brought or for an order enjoining all persons from doing or maintaining such nuisance. The village president, in the petition, may also apply to the circuit court for an order authorizing him to abate any nuisance in the village.

*(Ord. No. 277, § 29, eff. 1-6-1992)*

### **Sec. 38-9. Evidence of nisanace.**

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

*(Ord. No. 277, § 23, eff. 1-6-1992; Ord. No. 434, § 2, 7-15-2013)*

### **Sec. 38-9. Storage on private property.**

No person shall store on, place on or permit to be stored or placed on or allowed to remain on any private property within the village a dismantled, partially dismantled, unlicensed, or inoperable vehicle, or any parts of a vehicle, except within a completely enclosed building or upon the premises of an authorized junkyard business as may be permitted under the zoning ordinance in appendix A to this Code.

*(Ord. No. 277, § 20, eff. 1-6-1992; Ord. No. 434, § 3, 7-15-2013)*

### **Sec. 38-98. Location permitted.**

□o person shall dismantle, cut up, remove parts from or otherwise disassemble any automobile, abandoned vehicle, or otherwise except in a completely enclosed building or upon the premises of an authorized junkyard, as may be permitted under the zoning ordinance in appendix □ to this Code.

*(Ord. No. 277, § 21, eff. 1-6-1992)*

### **Sec. 38-99. Placement on street or in front yard.**

This article shall not be construed to permit parking or placing of a dismantled, partially dismantled, unlicensed or inoperable vehicle on any street area in the village or in any front yard, as defined by the zoning ordinance in appendix □ to this Code.

*(Ord. No. 277, § 22, eff. 1-6-1992; Ord. No. 434, § 4, 7-15-2013)*

### **Secs. 38-1 38-12. Reserved.**