

LINDON CITY CODE

Chapter 17.06

RESTRICTIONS ON INOPERABLE MOTOR VEHICLE AND VEHICLE STORAGE

Sections:

- 17.06.010 Definition of Vehicle.
17.06.020 Definition of Inoperable vehicle.
17.06.030 Storage of Inoperable vehicles - Residential.
17.06.040 Storage of Inoperable vehicles - Nonresidential Zones.
17.06.050 Recreational Vehicle Storage.
17.06.060 Each day a separate violation.
17.06.070 Violation-Penalty.

Section 17.06.010 Definition of Vehicle. "Vehicle" shall mean every device capable of being moved upon a roadway and in, upon, or by which any person or property is or may be transported or drawn upon a roadway, excepting devices moved by human or animal power or used exclusively upon stationary rails or tracks. (Ord. no. 2002-19, 07/02/2002)

Section 17.06.020 Definition of Inoperable vehicle.

An "inoperable vehicle" is defined as a motor vehicle which does not bear valid registration plates and is not registered as required by Utah State Code or which by any reason of dismantling, disrepair, or other cause is incapable of being propelled under its own power, or which is unsafe for operation on the streets and highways of the State due to inability to comply with the Utah State Vehicle Code. (Ord. no. 2002-19, 07/02/2002)

Section 17.06.030 Storage of Inoperable vehicles - Residential.

Restrictions upon storage of inoperable motor vehicles in residential zones shall be as follows:

- 1. No vehicles which are being stored on any parcel of real property within the residential zoning district within the city which are

abandoned, inoperable, dismantled, "junk vehicles," shall be kept upon such parcel of property.

- 2. This chapter is not intended to prohibit the repair or restoration of a private vehicle which is in open view from a public street, providing the owner makes reasonable progress, and provided not more than one vehicle is involved. Reasonable progress shall be defined as a vehicle being repaired and made operable, including valid vehicle registration, within 90 days from the date of notification by the City that such vehicle must be made operable.
3. It shall be legal to store more than one inoperable motor vehicle on private property in a residential zone if the vehicle is not visible from the street or from other public or private property. (A covering such as a tarp does not constitute a visual barrier.) (Ord. no. 2002-19, 07/02/2002; Ord. no. 111 §1(part), 1985; prior code §12-101-41(B).)

17.06.040 Storage of Inoperable vehicles - Nonresidential Zones.

Restrictions upon storage of motor vehicles in non-residential zones shall be as follows:

- 1. No more than ten vehicles; which are abandoned, inoperable, dismantled, or "junk vehicles," or being parked for repairs for longer than seventy two hours, shall be kept upon such parcel of property. (This excludes such vehicles which are stored within any building.)
2. Such vehicles shall be stored in an orderly and neat fashion behind a view-obscuring fence obscuring the place of storage from any adjacent public street. (Ord. no. 111 §1(part), 1985; prior code §12-101-41(A).)
3. This chapter is not intended to prohibit the repair or restoration of a private vehicle which is in open view from a public street, providing the owner makes reasonable progress, and provided not more than one vehicle is involved. Reasonable progress shall be defined as a vehicle being repaired and made operable, including valid vehicle

LINDON CITY CODE

registration, within 90 days from the date of notification by the City that such vehicle must be made operable.

4. The Planning Commission may approve specific conditions allowing vehicle storage, of operable or inoperable vehicles beyond ten vehicles and for longer than seventy two hours when approved as part of a Conditional Use Permit. (Ord. no. 2002-19, 07/02/2002)

Section 17.06.050 Recreational Vehicle Storage.

It shall be legal to store recreational vehicles for non-commercial purposes in open view from a public street in all zones provided that such vehicle is not stored within the required front yard setback and that such vehicle has valid vehicle registration. Recreational vehicles which registration has been expired for more than 24 months shall be considered inoperable and subject to section 17.06.030 and/or 17.06.040. A recreational vehicle is a motor home, boat, travel trailer, camper shell, off highway vehicle, snowmobiles, personal water craft, combination of personal recreational vehicles on a trailer, and any other vehicle which sole purpose is for amusement and recreation.(Ord. no. 2002-19, 07/02/2002)

Section 17.06.060 Each day a separate violation.

Every day that this chapter shall be violated shall constitute a separate violation and the owner or user of any property violating this chapter shall be subject to all penalties herein for each day this chapter is violated. All violations of this ordinance shall be considered a Class C misdemeanor. (Ord. no. 2002-19, 07/02/2002; Ord. no. 111 §1(part), 1985; prior code §12-101-41(C).)

Section 17.06.070 Violation--Penalty.

In the event that any property owner or user shall violate this chapter, the city shall be entitled to exercise all remedies at law or in equity or pursuant to the terms of the ordinances of the city, including issuance of an injunction enjoining any

use in violation hereof; the city is also entitled to revoke the business license of any individual violating the terms of this chapter. In addition, the city may, at its option, serve written notice upon the individual violating the terms of this chapter requiring compliance within ten days. Upon the failure of such person so notified to comply with the terms of this chapter within the ten-day time period, the city, at its option, may remove the vehicles constituting a violation and bill the violator the reasonable cost of the removal or may, at its option, add the expenses to the city utility bill levied with respect to the property affected. Violation hereof shall also constitute a misdemeanor and be punishable as provided in the city ordinances. (Ord. no. 2002-19, 07/02/2002; Ord. no. 111 §1(part), 1985; prior code §12- 101-41(D).)

LINDON CITY CODE

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