

Chapter 15

Wrecked, Abandoned, Junked, Dismantled Motor Vehicles and Other Personal Property

7-15-010: Purpose**7-15-020: Definitions****7-15-030: General Prohibitions****7-15-040: Exceptions****7-15-050: Abatement Procedures****7-15-060: Penalties****7-15-010: Purpose**

Motor vehicles and other personal property are or may in the future be abandoned, dismantled, partially dismantled, wrecked, junked, inoperative or discarded or left about the municipality, in places other than junk yards or other appropriate areas.

Such conditions tend to impede traffic in the streets; interfere with the enjoyment of property; reduce the value of private property; invite plundering, create fire hazards; extend and aggravate urban blight; and are a nuisance; and result in serious hazard to the public health, safety, comfort, convenience, welfare and happiness of the residents of the municipality; therefore, be it ordained by the City of Coalville.

7-15-020: Definitions

For the purposes of this Ordinance, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- A. Junked motor vehicle:** any motor vehicle, as defined by 7-15-2(c) of this code, which does not have lawfully affixed thereto both an unexpired license plate or plates and a current motor vehicle safety inspection certificate, and the condition of which is wrecked, dismantled, partially dismantled, inoperative, abandoned, or discarded.
- B. Marshal:** is the police chief of the municipality or sheriff performing law

enforcement functions within the municipality.

- C. **Motor Vehicle:** is any vehicle which is self-propelled and designed to travel along the ground and shall include, but not be limited to automobiles, buses, motor-bikes, motorcycles, motor-scooters, trucks, tractors, go-carts, golf carts, campers and trailers.
- D. **Municipality:** is the City of Coalville.
- E. **Other personal property:** is any other personal property which is wrecked, dismantled, partially dismantled, inoperative, abandoned, or discarded and shall include, but not be limited to refrigerators, freezers, kitchen appliances, bathroom fixtures, boats, snowmobiles, wagons and building materials.
- F. **Person:** shall mean any person, firm, partnership, association, corporation, company, or organization of any kind.
- G. **Private property:** shall mean any real property within the municipality which is privately owned and which is not public property as defined in this section.
- H. **Public property:** shall mean any street or highway which shall include the entire width between the boundary lines of every way publicly maintained for the purposes of vehicular travel, and shall also mean any other publicly owned property or facility.

7-15-030: General Prohibition of Wrecked, Junked, and Abandoned Property

No person shall park, store, leave, or permit the parking, storing or leaving of any motor vehicle or other personal property of any kind which is in an abandoned, wrecked, dismantled, inoperative, rusted, junked, or partially dismantled condition whether attended or not, on any public or private property within the municipality for a period of time in excess of 72 hours.

The presence of an abandoned, wrecked, dismantled, inoperative, rusted, junked or partially dismantled vehicle or parts thereof or other personal property on private or public property is hereby declared a public nuisance which may be abated as such in accordance with the provisions of this Title.

7-15-040: Exceptions

This section shall not apply to any vehicle or other personal property enclosed within a building on private property or to any vehicle held in connection with a business enterprise, lawfully licensed by the municipality, or to any motor vehicle in operable

condition specifically adopted or designed for operation on drag strips or raceways, or any vehicle retained by the owner for antique collection purposes.

7-15-050: Procedure for Abatement of Nuisance

All procedures for Notice, Hearing, Removal, Disposition, and Public Sales of Confiscated Property, and Redemption of Confiscated property, shall follow the provisions outlined and set forth in the Utah State Code, as well as Chapter 11 of this Title.

7-15-060: Penalty:

Any person violating any of the provisions of this Ordinance shall be guilty of a misdemeanor, and on conviction shall be subject to a fine of not more than \$299.99. Each act in violation of any of the provisions hereof shall be deemed a separate offense.

ORDINANCE NO 1986-4

*AN ORDINANCE RELATING TO ABANDONED, WRECKED, JUNKED, AND
DISMANTLED MOTOR VEHICLES AND OTHER PERSONAL PROPERTY*

