

VILLAGE OF RINGWOOD
ORDINANCE NO. 96-3-1

AN ORDINANCE REGARDING INOPERABLE MOTOR VEHICLES

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF RINGWOOD THIS 18TH DAY OF MARCH, 1996

Published in pamphlet form by
authority of the President and
Board of Trustees of the Village
of Ringwood, McHenry County, IL
this 18th day of March, 1996.

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AN ORDINANCE REGARDING INOPERABLE MOTOR VEHICLES

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF
THE VILLAGE OF RINGWOOD, ILLINOIS, as follows:

SECTION 1. DEFINITION. For the purposes of this Ordinance,
"inoperable motor vehicle" means any motor vehicle from which,
for a period of at least fifteen (15) days, the engine, wheels
or other parts have been removed, or on which the engine, wheels
or other parts have been altered damaged or otherwise so treated
that the vehicle is incapable of being driven under its own
power, but shall not include:

- A. A motor vehicle which has been rendered temporarily
incapable of being driven under its own power in order
to perform ordinary service or repair operations;
- B. Any motor vehicle that is kept within a building when
not in use;
- C. Historic vehicles over twenty-five (25) years of age;
- D. A motor vehicle on the premise of a place of business
engaged in the wrecking or junking of motor vehicles; and
- E. A motor vehicle which is currently licensed by the State
of Illinois.

SECTION 2. NUISANCE DECLARED. All inoperable motor
vehicles, whether on public or private property and in view
of the general public within the Village, are hereby declared
nuisances.

SECTION 3. PERMISSION. A person shall not deposit upon any public or private roadway, alley, driveway, parking area or other place within the Village limits, any inoperable motor vehicle or part thereof without first obtaining permission of the owner occupant or agent of private property or of the Village for public property.

SECTION 4. DISPOSITION OF VEHICLE UPON RECEIPT OF NOTICE. A person is required to dispose of any inoperable motor vehicle(s) under his control within seven (7) days after written notice is received from the corporate authorities of the Village, commanding disposition of the inoperable motor vehicle.

SECTION 5. SERVICE AND CONTENT OF NOTICE

- A. The written notice herein shall be served upon the occupant of the land where the nuisance exists, or if there is no occupant, then upon the owner of the property, or his agent, giving notice of the existence of the nuisance and requesting its removal within seven (7) days from the date notice is received. The notice shall further state that, upon the owner's or occupant's failure to comply with the notice to remove, the Village or its agent shall undertake such removal with the costs thereof to be levied against the owner or occupant of the property.
- B. It shall constitute sufficient notice under this Section when a copy of the notice is posted in a conspicuous place upon the private property on which the vehicle is located and when duplicate copies are sent by certified mail to the owner or occupant of the private property at this last known address.

SECTION 6. IMPOUNDING VEHICLES. The Sheriff of McHenry County or any member of the McHenry County Sheriff's Department is hereby authorized to remove or have removed any vehicle left at any place within the Village which reasonably appears to be in violation of the provisions of this Ordinance, or which reasonably appears to be lost, stolen or unclaimed, or which is an inoperable vehicle as defined in the Ordinance.

SECTION 7. DISPOSITION OF UNCLAIMED VEHICLES. The procedure to be followed by the Sheriff's Department in regard to abandoned, lost, stolen, or unclaimed vehicles shall be in accordance with State law.

SECTION 8. LIABILITY AND LIEN FOR EXPENSES. In the event of removal of a vehicle under this Ordinance by the Village, the owner or occupant of the private property from which it was removed shall be liable for the expenses incurred. Upon the failure of such owner or occupant to pay the unrecovered expenses incurred by the Village in such removal, a lien may be placed upon the property for the amount of such expenses.

SECTION 9. REDEMPTION OF VEHICLE REMOVED BY VILLAGE.

The owner of any vehicle removed by the Village under the provisions of this Ordinance may redeem such vehicle at any time after its removal, but prior to the sale or destruction thereof, upon proof of ownership and payment to the McHenry County Sheriff all sums as he may determine and fix for the actual and reasonable expenses of removal, including any preliminary sale advertising expense, plus the storage expense of such vehicle.

SECTION 10. INTERPRETATION OF PROVISIONS. Nothing in this Ordinance shall be construed to limit the power of the Village to abate a nuisance where the circumstances creating the nuisance include the maintenance of a motor vehicle on public or private property.

SECTION 11. Any person, firm or corporation violating any provision of this Ordinance shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) for each offense committed on each day during, or on which, a violation occurs or continues.

SECTION 12. All ordinances, or parts thereof, in conflict with the terms and provisions hereof, be and the same are hereby repealed to the extent of such conflict.

SECTION 13. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as proved by law.

PASSED THIS 18TH DAY OF MARCH, 1996.

AYES: Bauer, Bruce, Hogan, Schmitt and Swanson

NAYS: None

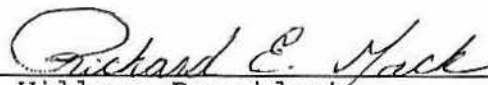
ABSTAIN: None

ABSENT: Everett

NOT VOTING: None

APPROVED THIS 18TH DAY OF MARCH, 1996.

ATTEST:


Village President


Village Clerk