

ORDINANCE NO. 1695

AN ORDINANCE RELATING TO WRECKED, JUNKED, AND DISMANTLED MOTOR VEHICLES; PROHIBITING THE OPEN STORAGE THEREOF ON PRIVATE PROPERTY; DECLARING THE SAME TO BE A NUISANCE; PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES; PROVIDING FOR AMENDMENT OF SECTION 18-2 OF THE LEXINGTON CITY CODE, REPEALING ORIGINAL SECTION 18-2 AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, as follows:

Section 1.

That Section 18-2 of the Lexington City Code is hereby amended to read as follows:

Section 18-2. Storage of dismantled, wrecked, junked and inoperable motor motor vehicles as nuisance.

It is expressly found and determined that the storage or accumulation of dismantled, partially dismantled, wrecked, junked or inoperable motor vehicles left upon private property, in places other than junk yards or other appropriate areas, tends to interfere with the enjoyment of property, reduce the value of private property, and invite plundering and dandalism, create fire hazards, extend and aggravate urban blight, and result in a serious hazard to the public health, safety, comfort, convenience, welfare and happiness of the residents of the City and is hereby declared to be a nuisance.

No person shall park, store, leave, or permit the parking storing or leaving of any motor vehicles of any kind which is in a wrecked, dismantled, inoperable, junked or partially dismantled condition for a period of time in excess of thirty (30) days; provided, this section shall not apply to any vehicle located on private property and enclosed within a building or within a properly fitted water repellent cover, or to any vehicle held in connection with a business enterprise, lawfully operated within the City in a non-residential zoning area.

Section 2. Definitions.

For the purpose of this ordinance, the following terms shall have the meaning given herein.

a. 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.

b. Junked motor vehicle is any motor vehicle 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.

c. Inoperable motor vehicle shall not include a vehicle being repaired, for which repair or replacement parts have been ordered or procured.

d. Properly fitted water repellent cover shall mean a cover totally enclosing the vehicle, shaped and fastened to present a pleasing appearance and noiseless in the wind.

Section 3. That original Section 18-2 of the Lexington City Code and all other ordinances or sections of ordinances in conflict herewith are hereby repealed.

Section 4. That this ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 23rd day of December, 19 81.

CITY OF LEXINGTON, NEBRASKA

Elizabeth Cornish  
Mayor

ATTEST:

James E. Magala  
City Clerk

