

ORDINANCE NO. 2-1985A

AN ORDINANCE REPEALING ORDINANCE NO 2-1985 TO REGULATE PARKING AND STORAGE OF JUNK MOTOR VEHICLES IN THE VILLAGE OF CURTISS, CLARK COUNTY, WISCONSIN.

SECTION 1. DEFINITION.

A junk motor vehicle is defined as a motor vehicle which is not licensed or which is inoperable upon the highways of this State. An operable race car is not included. A licensed motor vehicle may be a junk motor vehicle if in the determination of two reputable mechanics the said motor vehicle is inoperable upon the highways of this State. The fact that a title to such motor vehicle is in existence shall not eliminate the vehicle from this definition.

SECTION 2. PROHIBITION.

No person shall keep or store a junk motor vehicle, whether licensed or unlicensed outside an enclosed building or not behind an adequate fence that meets the Zoning Ordinance criteria for no more than thirty (30) days, on premises within the corporate limits of the Village of Curtiss.

SECTION 3. NOTICE.

Whenever it shall be brought to the attention of the Village Board of the Village of Curtiss that any person is storing or keeping a junk motor vehicle upon premises within the Village of Curtiss, the Village Board shall direct the Village Clerk to notify said person to remove said motor vehicle within thirty (30) days of the date of notice. Such notice shall be served upon said persons either by certified mail or in the manner provided for service of a Circuit Court Summons. If the owner of the premises upon which such vehicle is stored cannot be found, such service shall be made by leaving a copy of said notice with the person in actual possession of said premises where the vehicle is parked, then by posting a copy of said notice in a conspicuous place on said premises.

SECTION 4. RIGHT TO A HEARING.

Any person so notified to remove a motor vehicle may within ten (10) days after service of said notice upon him in accordance with Section 3, petition the Village Board in writing, by filing such petition with the Village Clerk, requesting a hearing on said notice. Upon receipt of said petition, the Village Clerk shall make said matter a special order of business on the agenda for the next following meeting of the Village Board of the Village of Curtiss, at which time the petitioner or his agent or attorney may appear and show cause before the Village Board why such notice should be rescinded and after the hearing the Village Board shall make a determination and shall either affirm or rescind its previous action. If the action is affirmed, the person so notified shall have fifteen (15) days from the date of the written notice of affirmation to accomplish the intent and purpose of the notice. It is intended that the filing of a petition for hearing shall hold all matters in abeyance until the time said petition is heard.

SECTION 5. PENALTY.

Any motor vehicle not removed in accordance with said notice shall be removed by the Village and the charge for such removal shall be charged against the owner of the premises on which said vehicle was stored or kept and in addition thereto said person disregarding the notice to remove a motor vehicle shall be subject to a forfeiture of not less than five dollars (\$5.00) nor more than one hundred dollars(\$100.00), together with the cost of prosecution.

SECTION 6. REPEAL OF CONFLICTING ORDINANCES.

All ordinances, parts of ordinances or resolutions in conflict with the provisions of this ordinance heretofore enacted by the Village Board of the Village of Curtiss are hereby repealed.

SECTION 7. EFFECTIVE DATE.

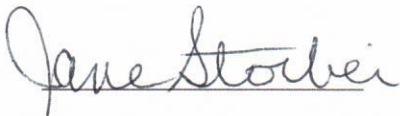
This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Dated: January 6, 2015



RANDALL BUSSE, Village President

ATTEST:



JANE STOIBER, Village Clerk and Treasurer

Adopted: Jan 6, 2015

Published: Jan 13, 2015

ORDINANCE NO. 2-1985

AN ORDINANCE TO REGULATE PARKING AND STORAGE OF JUNKED MOTOR VEHICLES IN THE VILLAGE OF CURTISS, CLARK COUNTY, WISCONSIN.

The Village Board of the Village of Curtiss do ordain as follows:

SECTION 1. DEFINITION.

A junked motor vehicle is defined as a motor vehicle which is not licensed and which is inoperable upon the highways of this State. A licensed motor vehicle may be a junked motor vehicle if in the determination of two reputable mechanics the said motor vehicle is inoperable upon the highways of this State. The fact that a title to such motor vehicle is in existence shall not eliminate the vehicle from this definition.

SECTION 2. PROHIBITION.

No person shall keep or store a junked motor vehicle, whether licensed or unlicensed, on premises within the corporate limits of the Village of Curtiss.

SECTION 3. NOTICE.

Whenever it shall be brought to the attention of the Village Board of the Village of Curtiss that any person is storing or keeping a junked motor vehicle upon premises within the Village of Curtiss, the Village Board shall direct the Village Clerk to notify said person to remove said motor vehicle within thirty days of the date of notice. Such notice shall be served upon said persons either by certified mail or in the manner provided for service of a Circuit Court summons. If the owner of the premises upon which such vehicle is stored cannot be found, such service shall be made by leaving a copy of said notice with the person in actual possession of said premises where the vehicle is parked, then by posting a copy of said notice in a conspicuous place on said premises.

SECTION 4. RIGHT TO HEARING.

Any person so notified to remove a motor vehicle may within ten days after service of said notice upon him in accordance with Section 3, petition the Village Board in writing, by filing such petition with the Village Clerk, requesting a hearing on said notice. Upon receipt of said petition, the Village Clerk shall make said matter a special order of business on the agenda for the next following meeting of the Village Board of the Village of Curtiss, at which time the petitioner or his agent or attorney may appear and show cause before the Village Board why such notice should not be rescinded and after hearing the Village Board shall then make a determination and shall either affirm or rescind its previous action. If the action is affirmed, the person so notified shall then have fifteen days from the date of the written notice of affirmation to accomplish the intent and purpose of the notice. It is intended that the filing of a petition

for hearing shall hold all matters in abeyance until the time said petition is heard.

SECTION 5. PENALTY.

Any motor vehicle not removed in accordance with said notice shall be removed by the Village and the charge for such removal shall be charged against the owner of the premises on which said vehicle was stored or kept and in addition thereto said person disregarding the notice to remove a motor vehicle shall be subject to a forfeiture of not less than \$5.00 nor more than \$100.00, together with the costs of prosecution.


SECTION 6. REPEAL OF CONFLICTING ORDINANCES.

All ordinances, parts of ordinances or resolutions in conflict with the provisions of this ordinance heretofore enacted by the Village Board of the Village of Curtiss are hereby repealed.

SECTION 7. EFFECTIVE DATE.

This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Dated: December 3, 1985.



LES BOWEN
Village President

ATTEST:



CHERYL A. STERZINGER
Village Clerk

Adopted: 12-3-85
Published: 12-12-85