

ORDINANCE # 140

June 12, 1979

AN ORDINANCE TO AMEND CHAPTER FIVE (5) OF THE VILLAGE OF CONCORD TO PROHIBIT THE PARKING OF CERTAIN UNREGISTERED, DISMANTLED, OR INOPERABLE MOTOR VEHICLES ON ANY PREMISES IN THE VILLAGE OF CONCORD FOR MORE THAN SEVEN (7) CONTINUOUS DAYS; TO DECLARE A VIOLATION OF THESE SECTIONS A PUBLIC NUISANCE; AND TO PROVIDE FOR CRIMINAL PENALTIES FOR VIOLATION OF THIS CHAPTER.

THE VILLAGE OF CONCORD ORDAINS:

That Chapter 5, Ordinance # 133 of the Village of Concord be, and the same hereby is, amended to read as follows:

SECTION 5.1. Definitions.

The following terms or words when used in this chapter shall have the following meanings:

- a. Motor Vehicle means any wheeled vehicle which is designed to be self-propelled and is not operable upon rails;
- b. Currently Unregistered Vehicles means any wheeled vehicle which is designed to be self-propelled and is not operable upon rails and which does not have currently valid registration plates issued under the laws of this or another State pertaining to the registration of motor vehicles;
- c. Dismantled or Partially Dismantled Motor Vehicles means any motor vehicle from which some part or parts which are ordinarily a component of such motor vehicle have been removed or are missing;
- d. Inoperable Motor Vehicles means any motor vehicle which, by reason of dismantling, disrepair, or other cause, is incapable of being propelled under its own power or which cannot be lawfully operated on the streets or highways of this State.

SECTION 5.2. That Chapter 5, Ordinance # 133 of the Village of Concord be, and the same hereby is, amended to read as follows:

SECTION 5.3. Storage. No person, firm, or corporation may park, allow to be present, or permit to be parked or present, any currently unregistered, dismantled, partially dismantled, or inoperable motor vehicles, or any parts thereof, on any premises within the Village of Concord for a period of more than seven (7) days continuously. This section shall not apply to motor vehicles, or any parts thereof, which are contained within an enclosed building or are upon the premises of any licensed, new or used automobile dealer, gasoline service station, automobile repair garage, or junk yard; provided, however, that the preceding shall not be construed to permit a use of land not allowed by applicable zoning ordinances.

SECTION 5.4 Permit. Any person, firm, or corporation owning a currently unregistered, dismantled, partially dismantled, or inoperative motor vehicle, and who is repairing, or is about to have said motor vehicle repaired, may obtain a permit from the Chief of Police to allow such motor vehicle to remain on the premises owned or occupied by the applicant for a period of an additional ten (10) days beyond the seven (7) days permitted in Section 5.3 of this Chapter. The Chief of Police shall issue a permit under this section only when strict enforcement or Section 5.3 would create an undue hardship upon the applicant.

SECTION 5.5 Declaration of Nuisance. It is hereby determined that the presence of any currently unregistered, dismantled, partially dismantled, or inoperable motor vehicle, or any part thereof, on any premises within the Village of Concord in violation of Section 5.3 of this Chapter tends to result in deteriorated neighborhoods and an increase in criminal activity, and as such, constitutes a public nuisance detrimental to the peace, health, safety, and welfare of the citizens of the Village of Concord.

SECTION 5.6 Penalty. Any person, firm, or corporation who shall violate or assist in the violation of any provision of Chapter five (5) shall be guilty of a misdemeanor punishable as provided in Chapter 11 of this ordinance.

SECTION 5.7 This ordinance shall take effect twenty (20) days from the date of its adoption.