

ORDINANCE

Ch. 7.03

-To Restrict Vehicle, Junk, and Waste Accumulation in the Village of Radisson-

THE VILLAGE BOARD OF THE VILLAGE OF RADISSON HEREBY ORDAINS AS FOLLOWS:

Section One: That § 7.03 of the Village Code be adopted to read:

7.03.01 FINDINGS AND PURPOSE.

The Village of Radisson has found it necessary to regulate by ordinance the storage and disposal of vehicles, vehicle parts/accessories, junk, and miscellaneous waste due to the increased frequency of unlicensed junkyards, material piles, and collections of miscellaneous materials within the Village. This increased frequency presents a threat to the public health and safety of the citizens and to the natural environment and property values of the Village.

The purpose of this Ordinance is to limit and restrict the outdoor storage, parking and unreasonable accumulation of unlicensed or inoperable vehicles, vehicle parts/accessories, junk, and miscellaneous waste upon premises within the Village, to thereby avoid injury and hazards to the general public, and to prevent the devaluation of property values and the psychological ill effect of the presence of such materials upon adjoining residents and property owners.

7.03.02 DEFINITIONS.

“Junk” means worn out or discarded material of little or no monetary value including, but not limited to, partially dismantled/destroyed structures, furniture, mattresses, fixtures, household appliances or parts thereof, equipment, tools, or any other unsightly debris.

“Junkyard” means any place maintained, owned, operated, or used for the storage, keeping, processing, buying or selling of junk, refuse, or solid waste of any kind.

“Waste” means any garbage, refuse, sludge, ash, paper, wood, scrap lumber, metal, glass, cloth, plastic, concrete, food wastes and other organics, boxes, barrels, and other containers, tires and other like materials but does not include firewood or logs to be used for firewood.

7.03.03 PROHIBITED ACTIVITIES.

No person, company, firm, corporation, or other entity shall park, store, or place upon any public right-of-way, public property, or upon any private premises within the Village, any unlicensed or inoperable vehicles, vehicle parts/accessories, junk, or miscellaneous waste unless the same is wholly contained within a fully enclosed building or behind a well

maintained privacy fence that does not violate building laws of the Village except for the following:

1. Duly licensed and operable vehicles or trailers, with substantially all main component parts attached.
2. Vehicles that are temporarily inoperable because of minor mechanical failure but which are not in any manner dismantled and have substantially all main component parts attached and which are currently licensed.
3. Not more than one (1) vehicle in fully operating condition such as a stock car or modified car that has been redesigned or reconstructed for a purpose other than that for which it was manufactured, provided no building or garage is located upon the premises on which the same could be parked or stored. In no event shall any such vehicle be parked in the front or side yard area of any such residential premises.

7.03.04 ENFORCEMENT, VIOLATIONS, AND PENALTIES.

Whenever a violation of this Ordinance is brought to the attention of the Village Board, the Village Board may take one or both of the following actions:

1. Order the violation corrected by the property owner by removal and proper disposal of the material within a specified period ranging from 1 to 30 days.
2. The Village Board may issue a citation for such violation to be served either by any Board member authorized by the Board or by certified mail. Each day of violation constitutes a separate offense and carries a fine of \$25.00 plus court and prosecution costs.

Legal action shall be brought through the Village Counsel's office, including injunction relief and forfeiture actions. Additionally, injunctive relief can also be requested requiring the property owner or other party in possession of the property to remove the violating unlicensed or inoperable vehicles, vehicle parts/accessories, junk, or miscellaneous waste and have those items properly stored or disposed of; and any Village cost incurred in the removal of such items shall be assessed against the violating possessor of that property and/or property owners.

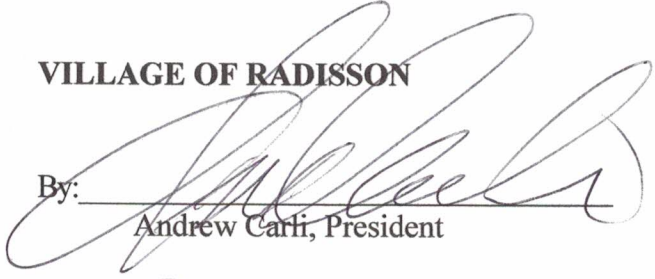
7.03.05 REPEAL AND REPLACEMENT.

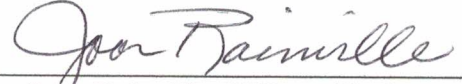
This Ordinance shall repeal and replace previously adopted Village "Dismantled Car, Junk, Solid Waste, or Cleanup" ordinances.

Section Two: That this ordinance shall take effect upon its adoption and publication as required by law.

Dated this 9th day of May, 2016.

VILLAGE OF RADISSON

By: 
Andrew Carli, President

By: 
Joan Rainville, Village Clerk

Approved: 5-9-16
Published: 5-13-16
Adopted: 5-11-16