

VILLAGE OF CASNOVIA
Dismantled Car Ordinance

Ordinance No. ~~DC-77~~ 77-1

An Ordinance to secure the public peace, health, safety and welfare of the residents and property owners of the Village of Casnovia, situated in Kent and Muskegon Counties, Michigan, a municipal corporation, by the regulation of the outdoor parking and storage of motor vehicles, tractor trailers, house trailers, and new or used parts or junk therefrom, within the Village of Casnovia; to provide penalties for the violation of this ordinance, and to repeal any Ordinance or parts of Ordinances in conflict herewith.

THE VILLAGE OF CASNOVIA ORDAINS:

Section 1. Name.

This Ordinance shall be known and cited as the Village of Casnovia Dismantled Car Ordinance.

Section 2. Purpose.

The purpose of this Ordinance is to limit and restrict the outdoor storage, parking or accumulation of junk, unused, partially dismantled or non-operating motor vehicles, house trailer or tractor trailer, or new or used parts thereof upon premises primarily used or zoned for any type of residential and commercial purposes within the Village; to thereby avoid injury and hazards to children and others attracted to such vehicles or trailers; the devaluation of property values and the psychological ill effect of the presence of such vehicles or trailers upon adjoining residents and property owners.

Section 3. Regulations.

(a) No person, firm, or corporation shall park, store or place upon any public right-of-way or public property, or upon

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any premises that is primarily used or is zoned for any type of residential and commercial purposes within the Village of Casnovia, any motor vehicle, house trailer, or tractor trailer or new or used parts of junk therefrom, unless the same is wholly contained within a fully enclosed building and does not violate any zoning or building laws of the Village, County or State of Michigan, except for the following:

(1) Vehicles bearing current license plates and fully operable vehicles or trailers with substantially all main component parts attached.

(2) Vehicles or trailers bearing current license plates 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 which may remain upon such private property for not to exceed 14 days.

(3) Not more than one (1) vehicle in fully operating condition, such as a stock 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 in 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.

(b) No repairing, re-designing, modifying or dismantling work or operations shall be allowed upon any vehicle or trailer or parts therefor upon any public right-of-way or public property,

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or more than one vehicle on any property primarily used or zoned for any type of residential purpose for a period in excess of 48 hours except such as shall be accomplished within fully enclosed buildings and will not constitute a nuisance or annoyance to adjoining property owners or occupants, and not violating any provisions of the Village of Casnovia Zoning Ordinance. Any such work within such 48 hour period heretofore allowed shall not, however, consist of any major repair, re-designing, modifying or dismantling work, but only such occasional minor work as may infrequently be required to maintain a vehicle or trailer or parts thereof in normal operation.

(c) In the event the foregoing regulation creates any special or peculiar hardship beyond the control of a particular violator thereof because of unforeseen circumstances, the Building Inspector of the Village is hereby given the authority to grant permission to an applicant to operate contrary to the provisions hereof for a limited period of time not to exceed 14 days, provided no adjoining property owner or occupant is unreasonably adversely affected thereby and the spirit and purpose of the Ordinance are still substantially observed.

Section 4. Nuisance.

Any parking, storage, placement, or operation in violation of the provisions of this Ordinance are hereby declared to be a public nuisance which may be enjoined or which may subject the violator to civil damages and the fines and penalties herein provided for.

the owner of such vehicle, trailer or parts thereof, or of the premises on which the same are located. Any sums realized on the sale of the same may be retained by the Village to reimburse it for the costs incurred in such removal and sale, to the extent of such costs. Any balance of such sums remaining after such reimbursement shall be returned to the owner of such vehicle, trailer, or parts thereof.

Section 8. Effective Date. This Ordinance shall take effect thirty days after adoption and publication. All Ordinances or parts of Ordinances in conflict with any of the provisions of the Ordinance are hereby repealed.

Adopted: December 13, 1977

Published December 21, 1977

Evelyn R. Shreef
Casnovia Village Clerk