

207
~~207~~
ORDINANCE NO.

AN ORDINANCE PROHIBITING ABANDONMENT OF VEHICLES; RESTRICTING THE DISPOSITION OF WRECKED, NON-OPERATING OR DISCARDED VEHICLES ON STREETS, PRIVATE PROPERTY AND CITY PROPERTY; PROVIDING FOR INPOUNDING OF CERTAIN VEHICLES; AND IMPOSING PENALTIES; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; AND PRESCRIBING WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA:

Section 1. DEFINITIONS. The following definitions shall apply in the interpretation and enforcement of this Ordinance:

(a) PERSON: Any person, firm, partnership, association, corporation, company or organization of any kind.

(b) VEHICLE: A machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners, or slides and transport persons or property or pull machinery and shall include, without limitation, automobile, truck trailer, motorcycle, tractor, buggy, and wagon.

(c) STREET OR HIGHWAY: The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(d) PROPERTY: Any real property within the City of any City property within or without the corporate limits which is not a street or highway.

Section 2. ABANDONMENT OF VEHICLES. No person shall abandon any vehicle within the City or on City property within or without the corporate limits, and no person shall leave any vehicle at any place within the City or on City property within or without the corporate limits for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned. Any vehicle which remains in one location for more than ^(5 consecutive Days) ~~forty-eight hours~~ shall be presumed to have been abandoned.

Section 3. LEAVING OF WRECKED, NON-OPERATING VEHICLE ON STREET. No person shall leave any partially dismantled, non-operating, wrecked, or junked vehicle on any street or highway within the City or on City property within or without the corporate limits, provided, such vehicle may be left at a place operated by the City for the dumping and disposal of garbage and rubbish in accordance with the ordinances of the City and the rules

and regulations governing such dumping ground.

Section 4. DISPOSITION OF WRECKED OR DISCARDED VEHICLES.

No person in charge or control of any property within the City, whether as owner, tenant, occupant, lessee, or otherwise, shall allow any partially dismantled, non-operating, wrecked, junked, or discarded vehicle to remain on such property longer than

15 consecutive days
seventy ~~two~~ hours; and no person shall leave any such vehicle

on any property within the City or on City property ¹⁵within or without the corporate limits for a longer time than ~~seventy two hours~~ *15 consecutive days*; except that this Ordinance shall not apply with regard to a vehicle in an enclosed building; a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the lawful operation of such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the City.

Section 5. IMPOUNDING. The Chief of Police or any of his department designated by him is hereby authorized to remove or have removed any vehicle left at any place within the City or any City property within or without the corporate limits which reasonably appears to be in violation of this Ordinance or lost, stolen, or unclaimed and to assess the cost therefor against the owner of the vehicle. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with Ordinance Number 206.

Section 6. ORDINANCES REPEALED. All Ordinances and parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 7. This Ordinance shall take effect and be in force from and after its passage and publication, according to law.

PASSED AND APPROVED this 19 day of November, 1968.

ATTEST:

Jane Ballman
City Clerk

(SEAL)

M. J. [Signature]
Mayor