

ABANDONED VESSELS AS A NUISANCE
ORDINANCE - #09-3

09-3-01 DEFINITIONS. For the purpose of this Code, the following words shall have the meanings ascribed to them as follows:

“ABANDONED VESSEL” Shall mean all Motor Vessels or other Vessels in a state of disrepair, rendering the Vessel incapable of being driven in its condition; or any Motor Vessel or other Vessel that has not been moved or used for Six (6) months or more and is apparently deserted.

“DERELICT VESSEL” Means inoperable, unregistered, discarded Motor Vessel, regardless of title, having lost its character as a substantial property and left unattended without justification on the owner’s land contrary to the public policy expressed in this Code.

“REMOVE” Means to remove, deface, cover, or destroy.

“VESSEL” Means every device in, upon, or by which any person or property is or may be transported or drawn upon a waterway or body of water, whether subject to or exempt from registration.

09-3-1 ABANDONMENT.

(A) HIGHWAY. The abandonment of a Motor Vessel or other Vessel or part thereof on any highway in this municipality is unlawful and subject to penalties as set forth herein.

(B) PRIVATE PROPERTY. The abandonment of a Motor Vessel or other Vessel or any part thereof on private or public property, other than a highway, in view of the general public anywhere in this municipality is unlawful.

(C) OWNER’S PROPERTY. A Motor Vessel or other Vessel or any part thereof so abandoned on private property shall be authorized for removal by or upon the order of the Village Officials of the municipality after waiting a period of 14 days or more.

09-3-3 POSSESSION OF VESSEL BY OTHER PARTY.

When an abandoned, lost, stolen or unclaimed Motor Vessel or other Vessel comes into the temporary possession or custody of a person in this municipality, not the owner of the Vessel, such person shall immediately notify the Sheriffs Department when the Vessel is within the corporate limits of the municipality.

09-3-4 REMOVAL OF ABANDONED VESSEL, NOTICE TO ABATE—LIEN FOR COST OF REMOVAL.

