

AN ORDINANCE PROVIDING FOR THE CONTROL
OF ABANDONED OR INOPERABLE MOTOR VEHICLES

It being in the common interest of the citizens of the community that regulations be established for the control of inoperable or abandoned motor vehicles within the corporate limits of the Town of Cloverdale;

WHEREFORE, the Trustees of the Town of Cloverdale have deemed that it is in the best interest of the citizens of the community that inoperable or abandoned motor vehicles be regulated and controlled so as to not create unsightly conditions within the community or create health hazards, including a habitat for rodents and vermin;

BE IT ORDERED AND ORDAINED by the Board of Trustees of the Town of Cloverdale, Putnam County, Indiana, as follows:

SECTION I. The Town Board of the Town of Cloverdale adopts the rules, procedures and definitions of the Indiana Abandoned Vehicle Statute pursuant to Indiana Code 9-9-1.1-1 and following all as amended.

(a) The definitions of I.C. 9-9-1.1-1 are supplemented as follows:

(1) The definition of "abandoned vehicle" shall include inoperable or unlicensed semi-trailers, unlicensed mobile homes not used for habitation and other inoperable non-motorized equipment designed to be pulled on public highways.

(2) Abandoned vehicle shall not include farm equipment located on a farm or vehicles located on farm property and being utilized for agricultural purposes.

SECTION II. It shall be unlawful for any person owning or having custody of any inoperable motor vehicle or motor vehicle accessories to store or permit any such vehicle or accessories to remain within the town for a period of more than seventy-two (72) hours after receipt of a notice requiring such removal, and it shall be further unlawful for any person owning any private property in the town to store or to permit to remain any such vehicles or accessories on his property for more than a like

period. Such storage is declared to be a public nuisance and may be abated or removed and penalties imposed as provided in this ordinance.

SECTION III. The owner of any vehicle removed by reason of violation of this ordinance or pursuant to I.C. 9-9-1.1 shall be liable for towing fees not in excess of \$35.00 and storage not in excess of \$1.50 per day.

SECTION IV. Vehicles impounded or removed pursuant to this ordinance shall be disposed of in accordance with the provisions of I.C. 9-9-1.1 et. seq.

9-9-2 UNTITLE VEHICLES

SECTION V. There shall be created within the accounts of the Town of Cloverdale an account designated "Abandoned Vehicle Account" to which all receipts for sale of motor vehicles, parts and accessories shall be created, and from which all expenses relating to removal and storage shall be charged.

SECTION VI. Any person owning vehicles or parts and accessories, or any person permitting such vehicles, parts and accessories to remain on public or private property in violation of this ordinance shall be liable for a fine not to exceed \$25.00 for each vehicle or set of parts or accessories. Fines for first violation are established at \$20.00 with subsequent violations set at \$25.00 per day of violation. In addition, any such vehicle, parts and accessories may be removed and stored and the owner shall be liable for such costs.

SECTION VII. This ordinance shall become effective upon publication.

PASSED BY THE BOARD OF TRUSTEES OF THE TOWN OF CLOVERDALE, INDIANA, on this ____ day of _____, 1989.

BOARD OF TRUSTEES

_____, President

_____, Trustee

_____, Trustee

ATTEST:

Ruby Barnett, Clerk-Treasurer

C/AOR/98