

TITLE 900 - ENVIRONMENTAL

CHAPTER 902 – Junk Vehicles

SECTION 1 – For the purpose of this Chapter a vehicle is defined as: every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices used exclusively upon stationary rails or tracks.

SECTION 2 - **JUNKED, ABANDONED VEHICLES DEFINED**; Vehicles partially dismantled, inoperative, wrecked or junked, or which have been unlicensed or display expired registration, except if kept in an enclosed accessory building, are deemed junked or abandoned motor vehicle for purposes of this City Code, and are hereby declared a public nuisance.

SECTION 3 - **PERSONS RESPONSIBLE**; It shall be a violation of this City Code for any person, firm or corporation, owning, leasing or otherwise in control of any real property in the City of Spring Grove, to permit or allow junked or abandoned vehicles as hereinbefore defined at any location in the City of Spring Grove. If the responsible person is a corporation, any officer or agent of such corporation shall be subject to prosecution under the terms and provisions of this City Code.

SECTION 4 – **EXCEPTIONS**; A Vehicle that would otherwise be considered a junked or abandoned vehicle under this ordinance shall not be in violation of this City Code if the Vehicle meets the definition of Lawn Art. To be considered Lawn Art, the Vehicle shall:

1. Be 45 years or older.
2. Be placed on a concrete or gravel parking pad or on top of any other weed barrier that prohibits plant growth underneath and immediately around the Vehicle.
3. Be maintained and cared for in a manner that makes the Vehicle visually appealing or charming to the average passerby.
4. Not have significant body damage beyond the customary wear and tear for the vehicle's age.
5. Not harbor wild animals, pests, vermin, noxious insects, or noxious weeds.
6. Not be within the public right-of-way or positioned in a manner to be a visual obstruction the view or flow of traffic.
7. Include at least one of the following characteristics:
 - a. Perennial flowers or shrubs on or immediately surrounding the Vehicle.
 - b. Annual flower displays on or immediately surrounding the Vehicle.
 - c. Seasonal displays on or immediately surrounding the Vehicle (i.e., flowers during the summer, pumpkins or cornstalks during the fall, garland in the winter); or
 - d. Rock garden or retaining wall landscaping around the Vehicle.
8. Be licensed by the City after application by the property owner or owners and submission of the required fee. For the remainder of 2021, the initial license fee shall be \$100.00. Thereafter, the initial license fee and annual fees shall be as set in the City fee schedule.

Prior to issuance of any such license, an official from the City shall review the application and, if applicable, visit the site or inspect the Vehicle to verify the Vehicle meets or will meet all requirements of this ordinance. Any installation or proposed installation not meeting the requirements of this ordinance shall not receive a license or shall have their license revoked. Revocation of a license shall occur after written notice is issued to the property owner citing the observed violations and providing the property owner two weeks from the mailing of the notice to correct the violations. Failure of the property owner to make the proper corrections shall permit City officials to revoke the license and provide the property owner written notice of such revocation. Upon termination or revocation of a license, the property owner shall have thirty days to have the Vehicle removed. Licenses issued shall be valid for one year, from January 1 through December 31 and shall require annual renewal. Annual inspections will be at or around July 1 of the current year.

A property is not allowed more than one Vehicle under this exception. This exception shall not be interpreted to permit farm tractors or implements.

SECTION 5 – PENALTY. Any person who violates a provision of this Chapter shall be deemed to have committed a misdemeanor and shall be charged pursuant to Title 1900 of the Code of Ordinances.