

ORDINANCE NO. 940

AN ORDINANCE AMENDING CHAPTER 32 OF TITLE 10 OF THE MUNICIPAL CODE OF THE CITY OF PAYETTE, IDAHO, BY THE ADDITION OF SECTIONS PROVIDING FOR THE FOLLOWING: THE PROHIBITION OF WRECKED AND NONOPERATING VEHICLES WITHIN THE CITY LIMITS; THE ISSUANCE OF PERMITS FOR REPAIR OF VEHICLES; THE IMPOUNDING OF VEHICLES; AND FOR PENALTIES FOR VIOLATION:

Be It Ordained by the Mayor and Council of the City of Payette, Idaho, that Chapter 32 of Title 10 of the Municipal Code of the City of Payette be amended by the addition of the following sections:

10.32.100 DEFINITIONS: The following definitions shall apply in the interpretation and enforcement of Chapter 32 of Title 10 of the Municipal Code of the City of Payette, Idaho:

- (A) PERSON shall mean any person, firm, partnership, association, corporation, company or organization of any kind.
- (B) VEHICLE shall mean 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 shall mean 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 shall mean any real property within the City which is not a street or highway.

10.32.110 LEAVING OF WRECKED, NONOPERATING VEHICLE ON STREET: No person shall leave any partially dismantled, nonoperating, wrecked or junked vehicle on any street or highway within the City.

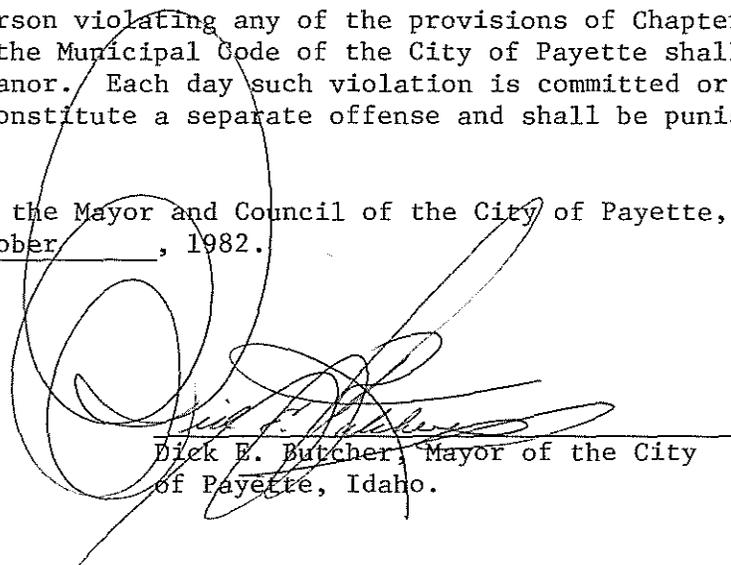
10.32.120 ALLOWING WRECKED OR DISCARDED VEHICLES ON PRIVATE PROPERTY: No person in charge or control of any property within the City, whether as owner, tenant, occupant, lessee or otherwise, shall allow any partially dismantled, nonoperating, wrecked, junked or discarded vehicle to remain on such property longer than forty eight (48) hours; and no person shall leave any such vehicle on any property within the City for a longer time than forty eight (48) hours; except that this Section shall not apply with regard to a vehicle in an enclosed building or a vehicle on the premises of a business enterprise operated in a lawful place and manner as permitted by zoning ordinances, or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the City, or under special permit as hereinafter provided.

10.32.130 SPECIAL PERMIT AND FEE: Upon application of any person for a special permit and the payment of the sum of twenty five dollars (\$25.00), the City Clerk shall cause a permit to be issued to such applicant for salvage of parts from one vehicle for necessary repair of an existing vehicle; said permit shall be valid for not to exceed thirty (30) days; if, on inspection by the City Clerk, the Chief of Police or other appropriate City official, the unused salvage has been removed from the property by the permittee, the City shall cause to be returned the initial fee herein provided for, but if such salvage has not been so removed as required herein, the City shall cause same to be removed and retain the permit fee for the cost thereof.

10.32.140 IMPOUNDING: The Chief of Police, or other appropriate official or any member of his Department designated by him is hereby authorized to remove or have removed any vehicle left at any place within the City which reasonably appears to be in violation of this Chapter. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with this Chapter.

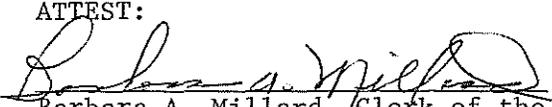
10.32.150 PENALTIES: Any person violating any of the provisions of Chapter 32 of Title 10 of the Municipal Code of the City of Payette shall be deemed guilty of a misdemeanor. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

PASSED and APPROVED by the Mayor and Council of the City of Payette, Idaho, this 18th day of October, 1982.



Dick E. Butcher, Mayor of the City of Payette, Idaho.

ATTEST:



Barbara A. Millard, Clerk of the City of Payette, Idaho