

Ordinance No. 933

AN ORDINANCE AMENDING SECTIONS 25-4-1 THROUGH 25-4-4
OF THE INOPERABLE MOTOR VEHICLES CODE
OF THE REVISED CODE OF ORDINANCES
OF THE CITY OF NOKOMIS, ILLINOIS

Be it ordained by the City Council of the City of Nokomis, Illinois, that:

The Inoperable Motor Vehicles Code of the Revised Code of Ordinances of the City of Nokomis, Illinois, is hereby amended to read as follows:

25-4-1 DEFINITIONS.

Derelict Vehicle. Any apparently inoperable, uninsured, unregistered, discarded motor vehicle, 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 of the State of Illinois as expressed in 625 ILCS 5/4-301.

Inoperable Motor Vehicle. Any motor vehicle from which, for a period of at least seven days, wheels or other parts have been removed, or on which the engine, wheels or other parts have been altered, damaged, or otherwise so treated that the vehicle is incapable of being driven under its own motor power or any vehicle which is without current registration or is uninsured.

Motor Vehicle. Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

Vehicle. Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power, devices used exclusively upon stationary rails or tracks and snowmobiles as defined in the Illinois Snowmobile Registration and Safety Act.

25-4-2 DECLARATION OF NUISANCE.

Any inoperable or derelict motor vehicle, whether on public property or in view of the general public, is declared to be a nuisance.

25-4-3 NOTICE TO OWNER.

The Police Department shall notify the owner or occupant of the real estate upon which the inoperable or derelict motor vehicle is located informing him that he shall remove all inoperable or derelict motor vehicles from the premises. If the owner or occupant of the real estate fails to remove the inoperable or derelict motor vehicles from the premises after five days from the issuance of the notice, the Police Department shall issue a citation to the owner or occupant of the real estate.

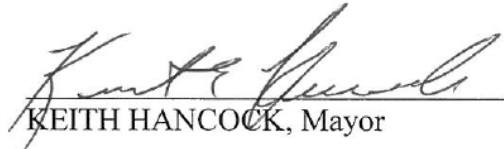
The Police Department shall notify the owner of the inoperable or derelict motor vehicle informing him that he shall remove all inoperable or derelict motor vehicles from the premises. If the owner fails to remove the inoperable or derelict motor vehicles from the premises after five days from the issuance of the notice, the Police Department shall issue a citation to the owner of the inoperable or derelict motor vehicles.

The title holder of record or occupant of the real estate and the owner of the vehicle are jointly and severally responsible for the inoperable or derelict vehicle upon the real estate.

25-4-4 PENALTY.

Any person who violates this section shall upon conviction thereof be punished by a fine of not less than \$50 and no more than \$750. Each day shall constitute a separate violation. For each subsequent conviction within any twelve-month period, the fine shall be \$250 per offense and no more than \$750.00. Each day shall constitute a separate violation.

Passed by the City Council and approved by the Mayor of the City of Nokomis, Illinois, this 9th day of October, 2006.



KEITH HANCOCK, Mayor

(CORPORATE SEAL)

ATTEST:



PAMELA J. BURDZILAUSKAS, City Clerk

STATE OF ILLINOIS)
) SS
MONTGOMERY COUNTY)

CERTIFICATION

I, PAMELA J. BURDZILAUSKAS, certify that I am the duly elected and acting City Clerk of the City of Nokomis, Montgomery County, Illinois.

I further certify that on October 9, 2006, the City Council of such municipality passed and approved Ordinance No. 933 which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 933, including the Ordinance and a cover sheet thereof, was prepared and posted in the Municipal Complex commencing on 10/10, 2006, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request to the City Clerk.

Dated at Nokomis, Illinois, this 10th day of October, 2006.


PAMELA J. BURDZILAUSKAS, City Clerk