

PASSED AND APPROVED this 19th day of March, 1973.

ATTEST:

/s/ Norene Mosley
MAYOR

/s/ Ardath E. Morton
CITY CLERK

ORDINANCE NO. 339

AN ORDINANCE PROHIBITING THE KEEPING OR ACCUMULATION OF JUNKED, WRECKED OR UNLICENSED MOTOR VEHICLES WITHIN THE CITY LIMITS OF THE CITY OF POLSON, MONTANA, AND REQUIRING THE OWNER OF ANY SUCH JUNKED WRECKED OR UNLICENSED MOTOR VEHICLES TO DISPOSE OF THE SAME WITHIN FIFTEEN (15) DAYS FOLLOWING THE DATE OF THE PASSAGE AND APPROVAL OF THIS ORDINANCE, AND PROVIDING FOR A PENALTY, REPEALING INCONSISTENT ORDINANCES AND DECLARING A PUBLIC EMERGENCY.

WHEREAS, it has been repeatedly brought to the attention of the City Council of the City of Polson, Montana, that wrecked, junked or unlicensed motor vehicles have been permitted to accumulate on the public streets as well as on private property within the city limits of the City of Polson, Montana, and;

WHEREAS, all such wrecked, junked or unlicensed motor vehicles are contrary to the best interest of the inhabitants of the City of Polson, Montana, are offensive, unsightly and a hazard to the safety and well-being of the inhabitants of the City of Polson, Montana, and are deemed to be a public nuisance, and;

WHEREAS, the responsibility for the removal of such junked, wrecked or unlicensed motor vehicles is deemed to be the responsibility of the owner or person in possession and control thereof.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

That Chapter 1 of Title 6 of the City Code of Polson, 1965 shall be amended by the addition of Subsection 46 (2-d) which shall read as follows:

6-1-46(2): It shall be unlawful, from and after the date of the passage and approval of this Ordinance to keep, maintain, own, or possess any junked, wrecked or unlicensed vehicle on any real property, either public or private, within the city limits of the City of Polson, Montana, which is not stored or maintained entirely within an enclosed building or structure.

6-1-46(b): All such wrecked, junked or unlicensed motor vehicles presently within the city limits of the City of Polson, Montana, shall be removed therefrom within fifteen (15) days following the date of passage and approval of this Ordinance. Each day that a violation of this Ordinance shall continue unabated shall be deemed a separate offense and charged accordingly.

6-1-46(c): For the purpose of this Ordinance, "junked or wrecked motor vehicle" shall be defined as any vehicle which is inoperative by reason of mechanical or structural failure or cannot be operated safely under its own power upon the public streets, avenues, alleys and ways within the city limits of the City of Polson, Montana. An "unlicensed motor vehicle" shall be defined as any motor vehicle which has not been duly and lawfully licensed by the State of Montana for the current license year.

6-1-46(d): Any person, firm, or corporation convicted of a violation of this Ordinance shall be fined not less than Twenty-five Dollars (\$25.00) or imprisoned in the County Jail for a period of not less than five (5) days, or both,

such fine and imprisonment for the first violation, with an increasing fine or jail sentence or both, for each subsequent violation, with a maximum fine and jail sentence being not more than Three Hundred Dollars (\$300.00) or ninety (90) days in the County Jail or both such fine and imprisonment.

REPEALING CLAUSE: All Ordinance or parts of Ordinances in conflict herewith are hereby repealed.

EMERGENCY: A public emergency is hereby declared to exist and this Ordinance is hereby declared to be necessary for the immediate preservation of public peace, health and safety, and therefore this Ordinance shall be in full force and effect from and after passage and approval.

PASSED AND APPROVED this 19th day of March, 1973.

ATTEST: /s/ Norene Mosley
MAYOR

/s/ Ardath E. Morton
CITY CLERK

ORDINANCE NO. 340

AN ORDINANCE AMENDING CHAPTER 20 TITLE 3 OF THE CITY CODE OF POLSON, 1965, BY PROVIDING THAT ALL MEMBERS OF THE CITY OF POLICE DEPARTMENT RESIDE WITHIN A TWO (2) MILE RADIUS OF THE CITY LIMITS OF THE CITY OF POLSON, MONTANA, REPEALING ALL INCONSISTENT ORDINANCES AND DECLARING A PUBLIC EMERGENCY.

WHEREAS, the City of Polson, Montana, has repeatedly found it difficult to hire competent policemen who reside within the city limits of the City of Polson, Montana, and;

WHEREAS, in order to provide proper police protection to the inhabitants of the City of Polson, Montana, its City Council has determined that a restriction against the hiring of the of police officers whose residences are without the city limits of the City of Polson, Montana, should be removed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON MONTANA:

That Chapter 2 of Title 3 of the City Code of Polson, Montana, 1965, shall be amended by the addition of Section 3-2-5 which shall read as follows:

3-2-5: RESIDENCY. No person otherwise qualified to be a police officer shall be employed as such by the City of Polson, Montana, unless he shall reside within the city limits of the City of Polson, Montana, or within a two (2) mile radius of the city limits of Polson, Montana. Residency within said designated area shall be a continuing condition of employment as a police officer with the City of Polson, Montana.

REPEALING CLAUSE: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

EMERGENCY: A public emergency is hereby declared to exist and this Ordinance is hereby declared to be necessary for the immediate preservation of public peace, health and safety, and therefore this Ordinance shall be in full force and effect from and after passage and approval.

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