

ORDINANCE NO. 479

AN ORDINANCE REQUIRING DISABLED VEHICLES TO BE SCREENED FROM PUBLIC VIEW AND PENALTY FOR FAILURE TO COMPLY.

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

9.02.420 (A) It shall be unlawful to keep, maintain, own, or possess any junked, wrecked, or inoperable vehicle on any real property, either public or private, within the city limits which is not stored or maintained within an enclosed structure or fence hidden from public view.

(B) For the purpose of this section, "junked, wrecked, or inoperable 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.

(C) Exception. Nothing in this section shall prohibit the impoundment of wrecked or junked motor vehicles for a period not to exceed 90 days in an I-1 zone; provided said storage is in conjunction with a lawful I-1 use by right as defined in the zoning code.

(D) Upon receipt by the city of a written complaint alleging violation of this Ordinance, the Chief of Police shall first verify the accuracy of the complaint and if found to be accurate shall thereupon give written notice to the owner or occupant of the property demanding corrective action be taken within 30 days of the date of delivery of said notice.


Failure to complete corrective action within the 30 day notice period shall be considered prima facie evidence of intent to violate this ordinance, whereupon, said parties shall be subject to prosecution and penalty as hereinafter provided.

(E) Any person, firm, or corporation convicted of a violation of this section shall be fined not less than \$5 or more than \$500 or by imprisonment in the county jail for not more than 6 months, or by both such fine and imprisonment.

DATED this 5th day of June, 1989.


 Patricia A. DeVries
 Mayor

ATTEST:


 Jayne Devlin
 City Clerk

First Reading Approved: May 15, 1989
 Second Reading Approved: June 5, 1989