

ORDINANCE NUMBER 4.02

AN ORDINANCE OF THE TOWN OF BLOOMING GROVE REGULATING TO ABANDONED VEHICLES; REMOVAL AND DISPOSAL

The Town Board of the Town of Blooming Grove, Dane County, Wisconsin, does ordain as follows:

Section 1.

No person shall leave unattended any motor vehicle, trailer, semi-trailer or mobile home on any public highway or private or public property within the Town of Blooming Grove for such time and under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. Except as otherwise provided in this subsection, whenever any vehicle has been left unattended without permission of the property owner for more than forty-eight (48) hours, the vehicle is deemed abandoned and constitutes a public nuisance. A motor vehicle shall not be considered an abandoned motor vehicle when it is out of ordinary public view, or when designated as not abandoned by a duly-authorized Town or county official pursuant to town or county Ordinance.

Section 2.

Any vehicle in violation of this section shall be impounded until lawfully claimed or disposed of under Section 3, except that if it is deemed by a duly-authorized Town or county representative that the cost of towing and storage charges for the impoundment would exceed the value of the vehicle, the vehicle may be junked or sold by the Town or county prior to expiration of the impoundment period upon determination by the sheriff having jurisdiction that the vehicle is not stolen or otherwise wanted for evidence or other reason. All substantially complete vehicles in excess of nineteen (19) model years of age shall be disposed of in accordance with Section 3.

Section 3.

The Town Chairman, or upon his/her authorization, any other member of the Town Board or the Town Clerk shall be authorized Town representative to make all determinations required by this Ordinance.

- (a) The owner of any abandoned vehicle is responsible for the abandonment and all costs of impounding and disposing of the vehicle.
- (b) In addition to the payment of the costs of impounding as required by Section 3(a) hereof, the owner of any abandoned vehicle shall be required to pay to the Town a forfeiture in the amount of \$50.00 for street storage.

(c) In addition to the provisions contained herein, all of the provisions of sec. 342.40 of the Wisconsin Statutes are hereby incorporated in this Ordinance, except as may be inconsistent with any of the foregoing provisions.

Section 4. Effective Date.

This Ordinance shall take effect the day after its passage and publication.

The above and foregoing Ordinance was duly adopted by the Town Board of the Town of Blooming Grove at a regular meeting held on the 16th day of May, 1990.

Chairperson, Patricia Ampe

Supervisor, Marlen J. Moody

Supervisor, Stephen R. Sasso

I hereby certify that the foregoing Ordinance relating to abandoned vehicles, removal and disposal was published as a Class 1 notice under ch. 985, Wis. Stats., on the 6th day of June, 1990.

Dated: June 14, 1990.

Clerk, Barbara K. Moody