



City of West Allis

Legislation Text

File #: O-2007-0032, Version: 1

An Ordinance to Repeal and Recreate Subsections 6.015(1)(b) and (5)(d) of the West Allis Revised Municipal Code Relating to Abandoned Motor Vehicles.

The Common Council of the City of West Allis do ordain as follows:

PART I. Subsections 6.015(1)(b) & (5)(d) of the Revised Municipal Code is hereby repealed and recreated to read:

6.015 CONTROL OF ABANDONED MOTOR VEHICLES.

(1) Definitions as used in this section:

* * *

(b) "Abandoned vehicle" shall mean and include any vehicle that has been allowed to remain standing in the City on any alley, street, highway, public place or private property without the owner's permission, for more than twenty-four (24) hours; or any partially dismantled, damaged, inoperable, unlicensed, unregistered, wrecked or junked vehicle which is stored outside a building on private property; or any vehicle, with a condition that renders it favorable to the harborage of rodents or insects and is stored outside a building on private property; or any vehicle that is in such condition or parked in such a way to render such vehicle a health and safety hazard; or any vehicle standing on any alley, street, highway, or public place in the City whose registered owner has been issued more than ten (10) City of West Allis parking citations which remain outstanding for that vehicle; or any vehicle which is parked or stored on private property on unpaved surfaces which are not determined to be nonconforming uses under the Zoning Code. A vehicle shall not be considered an abandoned vehicle when it is out of ordinary public view.

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(5) Removal, Impounding and Junking.

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(d) For vehicles parked on private property in violation of this section, an officer or building inspector shall mail or cause to be mailed, by first class mail, a notice of condemnation to the owner of the property on which the vehicle is located and, if the vehicle is owned by someone other than the property owner, or if the vehicle's last registered owner has been issued more than ten (10) City of West Allis parking citations which remain outstanding for that vehicle and said vehicle is left standing on any alley, street, highway, or public place, to the last registered owner of the vehicle at his or her

last known address. The notice shall include a description of the vehicle(s) and premise(s), an explanation for the issuance, a statement concerning the time period by which the vehicle(s) must be removed or its condition(s) corrected, a statement of the consequences if the city removes the vehicle (s), an explanation of the right to petition the municipal court for a hearing within seven (7) days, and a statement that any vehicle owner or property owner who does not file a petition for a hearing waives the right to assert that the vehicle did not meet the criteria for a vehicle that is subject to removal under this section and informing the property and or registered owner that the vehicle must be brought into compliance within seven (7) days. Additionally, the officer or building inspector shall place a placard on the vehicle(s) that bears the word "Condemned" and post a copy of the placard in a conspicuous place on the vehicle at any time after the officer or building inspector declares the vehicle(s) a nuisance.

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PART II. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby amended.

PART III. This ordinance shall take effect and be in force from and after its passage and publication.

ATTO-Repeal&RecreateSubSec6.015(1)(b)&(5)(d)AbandonedVehicles