

ORDINANCE NO. 16-M

VEHICLE STORAGE AND REPAIR ORDINANCE

AN ORDINANCE TO SECURE THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIP OF ALAMO, KALAMAZOO COUNTY, MICHIGAN, A MUNICIPAL CORPORATION, BY THE REGULATION OF THE OUTDOOR PARKING, STORAGE AND REPAIR OF VEHICLES, TRAILERS, BOATS AND NEW OR USED PARTS OR JUNK THEREFROM, WITHIN THE TOWNSHIP OF ALAMO; TO PROVIDE PENALTIES FOR THE VIOLATION OF THIS ORDINANCE AND TO REPEAL ANY ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

THE TOWNSHIP OF ALAMO, KALAMAZOO COUNTY, MICHIGAN,  
ORDAINS:

SECTION I.

NAME

This Ordinance shall be known and cited as the Alamo Township Vehicle Storage and Repair Ordinance. (Ord. No. 16-M, effective August 11, 1977)

SECTION II.

PURPOSE

The purpose of this Ordinance is to limit and restrict the outdoor storage, parking, repair or unreasonable accumulation of junk, unused, partially dismantled or non-operating motor vehicles, boats or trailers or parts thereof upon premises within the Township; to provide restrictions concerning the repairing of said vehicles; to thereby avoid injury and hazards to children and others attracted to such vehicles; the devaluation of property values and the psychological ill effects of the presence of such vehicles upon adjoining residents and property owners.

SECTION III.

REGULATIONS

(a) No person, firm or corporation shall park, store, repair, dismantle or modify any motor vehicle, boat or trailer of any kind on premises within the Township of Alamo unless such activities comply with all applicable Alamo Township Ordinances and unless one or more of the following conditions exist:

1. Said motor vehicle, boat or trailer is located within a substantially enclosed building.

2. A special permit is first obtained therefor from the Supervisor of Alamo Township, or such other officer or official as the Township Board may designate, to be granted only in special hardship cases beyond the control of the applicant, where special or peculiar circumstances exist, where no adjoining property owner is adversely affected thereby and where the spirit and purpose of these regulations are still observed.

3. Said motor vehicle, boat or trailer is licensed by the State of Michigan, is operable and has all of its main component parts attached.

4. Said motor vehicle, boat or trailer is located in a duly licensed junk yard or salvage yard or in a new or used dealers' lot. (Said business uses, if legally existing, shall not be affected by this Ordinance).

5. Said motor vehicle, boat or trailer (which shall not exceed four in number at any one time) is awaiting service or repairs at a place in business for such purpose, providing it is locked, licensed by the State of Michigan, is not a public nuisance and is not upon the premises for more than 14 days in any one year.

6. Said motor vehicle, boat or trailer, although temporarily inoperable because of minor mechanical failure, has substantially all of its main component parts attached, is licensed by the State of Michigan, is not in any manner dismantled, and the premises do not contain same for longer than 14 days in any one year.

The term "motor vehicle" as used herein shall be as defined in Section 33, Act 300, Public Acts 1949 (Sec. 9.1833 MSA), but shall, however, include all parts, used and new, for same. The terms "motor vehicle, boat and trailer" as used herein do not by definition include any implement designed or used primarily for farming.

#### SECTION IV.

##### NUISANCE

Violations of the provisions of this Ordinance are hereby declared to be a public nuisance, which may be enjoined or which may subject the violator to civil damages and the fines and penalties herein provided for.

SECTION V.

ENFORCEMENT

This Ordinance shall be enforced by the Township Building Inspector or such other officer as the Township Board may designate.

SECTION VI.

SAVING CLAUSE

The provisions of this Ordinance are hereby declared to be severable, and if any clause, sentence, word, section or provision is declared void or unenforceable for any reason by any court of competent jurisdiction, it shall not affect any portion of the Ordinance other than said part or portion thereof.

SECTION VII.

PENALTY

Any person, firm or corporation who violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$100.00, or by imprisonment in the County Jail for not to exceed 90 days, or by both such fine and imprisonment. Each day that a violation continues to exist shall constitute a separate offense.

SECTION VIII.

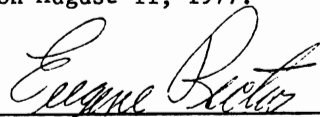
REPEAL

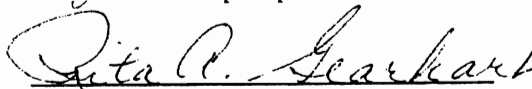
All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION IX

EFFECTIVE DATE

This Ordinance shall take effect on August 11, 1977.

  
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Alamo Township Supervisor

  
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Alamo Township Clerk