

13-307. Definitions; junk vehicles a public nuisance.

(1) Definitions. The following definitions shall apply in the interpretation and enforcement of this chapter:

(a) "Debris." The remains of something broken down or destroyed; and accumulation of rock fragments.

(b) "Junk vehicle." For the purpose of this chapter, the storing or parking of any vehicle or vehicles which:

(i) Is two years old, or older; and

(ii) Is damaged or defective in any one or a combination of any of the following ways that indicates the vehicle cannot reasonably be safely operated upon the streets and highways under its own power:

(A) Broken or cracked window or windshield;

(B) Missing tires or missing or partially or totally disassembled tires and wheels;

(C) Missing or partially or totally disassembled essential part or parts of the vehicle's drive train, including, but not limited to, engine, transmission, transaxle, drive shaft, differential, axle;

(D) Extensive exterior body damage or missing or partially or totally disassembled exterior body parts essential to the reasonably safe operation of the motor vehicle, such as, but not limited to fenders, doors, engine hood;

(E) Missing or partially or totally disassembled interior parts essential to the reasonable safe operation of the motor vehicle, such as, but not limited to, driver's seat, steering wheel, instrument panel;

(F) Missing or partially or totally disassembled other parts essential to the starting or running of the vehicle under its own power, such as, but not limited to, starter, generator or alternator, battery, distributor, gas tank, radiator;

(G) The interior is a container for metal, glass, paper, rags, wood, machinery, parts, cloth or other waste or discarded materials in one or any combination of such materials in such quantity and arrangement that the vehicle cannot be reasonably safely operated upon the streets and highways; and

(iii) Does not have a current state license plate fixed to the place on the vehicle prescribed by state law; and

(iv) Has been parked in the same place for more than ninety days.

(c) "Person." Any person, firm, organization, partnership, association, corporation or company of any kind.

(d) "Vehicle." Any machine propelled by other than human

power designed to travel along the ground by use of wheels, treads, runners, or slides and transport persons or property or pull machinery, and shall include, without limitation, automobile, truck/trailer, motorcycle, tractor, mobile home, or motor home.

(2) Junk vehicles a public nuisance. (a) The parking or storing of a junk vehicle, as defined herein, on the public roadway, right-of-way, street or alleyway adjacent to a subject property, shall be declared a public nuisance and the owner of said junk vehicle and/or the owner of the adjoining property, who permits or allows the subject junk vehicle to be parked on the public right-of-way, roadway, street or alleyway, shall be deemed to be in violation of this chapter and shall be punishable pursuant to the provisions of title 13, chapter 3, of the Lebanon Municipal Code.

(b) The parking or storing of a junk vehicle, as defined herein, on any residential or private property not zoned for a vehicle junkyard, for more than forty-eight (48) hours without the knowledge and consent of the property owner or occupant, shall be deemed a violation of this chapter by the owner of the junk vehicle and/or the owner or occupant of said private property; and shall be punishable pursuant to the provisions of title 13, chapter 3 of the Lebanon Municipal Code. Said owner of the junk vehicle, and or the said owner or occupant of the private property shall remove said junk vehicle from said private property within thirty days after notice of violation is issued by the city. Failure to remove said junk vehicle within the time prescribed herein shall be deemed a further violation of this chapter and removal and disposal of said junk vehicle by the city shall be pursuant to the provisions of title 13, chapter 3, sections 311 and 312.

(c) Nothing in this section shall create an exception to the definition of, or compliance with, the provisions of title 14 of the Lebanon Municipal Code. (Ord. #89-717, as replaced by Ord. #97-1608, June 1997; Ord. #98-1867, Jan. 1999; and Ord. #02-2348, July 2002)