

CHARTER TOWNSHIP OF ZEELAND

ORDINANCE NO. 140

ABANDONED MOTOR VEHICLE ORDINANCE

An Ordinance to amend the Charter Township of Zeeland Zoning Ordinance, being Ordinance No. 102 of the Charter Township of Zeeland, Ottawa County, Michigan. by regulating the outdoor storage of abandoned motor vehicles in the Charter Township of Zeeland. by providing for the issuance of permits, and by providing for penalties for the violation hereof.

THE CHARTER TOWNSHIP OF ZEELAND, COUNTY OF OTTAWA AND STATE OF MICHIGAN, ORDAINS:

Section 1. Definitions. Sections 15.032.1 and 15.068.1 of Chapter 3 of the Charter Township of Zeeland Zoning Ordinance are hereby added to hereinafter read and provide as follows:

"15.032.1 ABANDONED MOTOR VEHICLE: A motor vehicle without valid registration and which, by reason of dismantling, disrepair or other cause. is incapable of being propelled under its own power or is unsafe for operation on the streets and highways of this State because of the motor vehicle's failure to comply with the Michigan Vehicle Code (Act 300 of the Michigan Public Acts of 1949, as amended) .

15.068.1 MOTOR VEHICLE: Any wheeled vehicle which is, or is intended to be, operable as a self-propelled vehicle."

Section 2. Storage of Abandoned Motor Vehicles or Parts Thereof; Permits for Storage. Section 15.446 of Chapter 17 of the Charter Township of Zeeland Zoning Ordinance is hereby added to hereinafter read and provide as follows:

"15.446 STORAGE OF ABANDONED MOTOR VEHICLES OR PARTS THEREOF; PERMITS FOR STORAGE.

A. PROHIBITION.

It is hereby declared to be unlawful for any person, firm or corporation to store or place, or permit to be stored or placed, any abandoned motor vehicles or any part or parts of a motor vehicle, except as specifically provided herein.

B. EXCEPTIONS.

(1) The prohibition of Subsection A shall not preclude an abandoned motor vehicle or part or parts of a motor vehicle from being kept in a wholly enclosed garage or other wholly enclosed structure.

(2) The prohibition of Subsection A shall not preclude a person, firm or corporation from storing or placing, or permitting to be stored or placed, one (1) abandoned motor vehicle, for a

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period not to exceed thirty (30) days, if the abandoned motor vehicle's title is in the person's, firm's or corporation's name. Further, in the event of hardship, upon payment of the necessary fee and upon approval of an appropriate permit by the Building Inspector of the Township, the thirty (30) day period may be extended for an additional period of one (1) week for anyone (1) such abandoned motor vehicle.

(3) The prohibition of Subsection A shall not preclude the storing or placing of abandoned motor vehicles on the premises of motor vehicle body shops, motor rebuilding shops and/or motor vehicle repair and/or maintenance garages. Provided, however, that abandoned motor vehicles may be stored or placed upon such premises only if they are actually being repaired, rebuilt or used for parts therefrom. Provided further, however, that the open area of such premises shall be completely enclosed with a fence which completely conceals any abandoned motor vehicles on such premises from public view. Such fence must be approved by the Township Building Inspector before any abandoned motor vehicles are stored or placed on the premises. The Township Building Inspector shall not approve any fence which is an eyesore to the surrounding community.

(4) None of the provisions of this Ordinance shall be construed to allow the parking, placing or storing of abandoned motor vehicles on any street of the Township, or in any front yard in the Township. Neither shall any provision of this Ordinance be construed to allow junk yards, motor vehicle dismantling and parts businesses, and/or other such business to operate in the Township unless in compliance with all applicable ordinances.

C. PERMITS

Upon proper application by the registered owner of an abandoned motor vehicle, and upon a showing of hardship to the satisfaction of the Building Inspector, which hardship may be eliminated by an extension of time as herein permitted, the Building Inspector may issue a permit referred to in Subsection B(2) hereof. No such permits may be granted for successive weeks for anyone (1) abandoned vehicle. A fee of Ten (\$10.00) Dollars shall be paid for each issued permit. The fee shall be paid into the general fund.

Section 3. Repeal of Ordinances. All ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

Section 4. Effective Date. This Ordinance was approved and adopted by the Township Board on AUGUST 19, 1985 after a public hearing as required pursuant to Michigan Public Act 184 of 1943, as amended,

and after introduction and a first reading on July 15, 1985~ and
after publication following such first reading on August 8, 1985, as
required by Michigan Public Act 359 of 1947, as amended. This Ordinance shall
take effect upon publication.

Robert L. Semple
Township Supervisor

Marilyn E. Gunk
Township Clerk

CERTIFICATE

ZONING

I, Marilyn Evink, the Clerk for the Charter Township of Zeeland, Ottawa County, Michigan, do hereby certify that the foregoing Zeeland Charter Township Zoning Amendment Ordinance was adopted at a regular meeting of the Zeeland Charter Township Board held on August 19, 1985. The following members of the Township Board were present at that meeting: Semple, Evink, Zeerip, Berghorst
Oeur, Nykamp, Walcott. The following members of the Township Board were absent: none. The Ordinance was adopted by the Township Board with members of the Board Semple, Evink, Zeerip.
Deer, Nykamp, Walcott voting in favor and with members of the Board Berghorst voting in opposition.
 Notice of Adoption with a copy of the Ordinance attached was published in the Zeeland Record on August 29, 1985. An attested copy of the Ordinance was sent to the Ottawa County Clerk by first class mail. postage prepaid, on Sept. 6, 1985.

Marilyn Evink

Marilyn Evink
 Zeeland Charter Township Clerk

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