

# VILLAGE OF CULLOM ORDINANCES

## CHAPTER 11

### ABANDONED, WRECKED, NON-OPERATING VEHICLES

**Section I: (Definitions)** the following definitions shall apply in the interpretation and enforcement of the Chapter:

**“Vehicle”** shall mean a machine propelled by power, other than human power, designed to travel along the ground by use of wheels, treads, runners or slides and transports persons or property or pulls machinery and shall include, without limitation, automobile, truck, trailer, motorcycle, tractor, buggy and wagon.

**“Street”** or **“Highway”** shall mean the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

**“Property”** shall mean any real property within the Village, which is not a street or a highway.

#### **Section II: (Abandonment)**

- a. The abandonment of a motor vehicle or other vehicle or any part thereof on any highway in the municipality is unlawful and subject to penalties as set forth herein. Continuous standing of a vehicle on a highway, street, alley or other public right of way for over a twenty-four (24) hour period shall be prima facie evidence of abandonment of said vehicle. After as reasonable effort to notify the owner of any such vehicle that the vehicle has to be removed, any police officer may impound said vehicle and have the same removed and conveyed to a vehicle pound;
- b. The abandonment of a motor vehicle or other vehicle or any part thereof on private or public property, other than a highway, in view of the general public anywhere in the Village of Cullom is unlawful. A motor vehicle or other vehicle or any part thereof so abandoned on private property may be authorized for removal by or upon the order of

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any Police or Village Official, after a waiting period of seven days or more has expires;

- c. When an abandoned, unattended, wrecked, burned or partially dismantled motor vehicle or other vehicle is creating a traffic hazard because of its position in relation to the highway or its physical appearance is causing the impeding of traffic its immediate removal from the highway by a towing service may be authorized by any Police or Village Official.

**Section III: (*Exterior storage of Wrecked, Discarded or Non-operating vehicles prohibited*)** No person in charge of or in control of premises, whether as owner, lessee, tenant occupant or otherwise shall allow any partially dismantled, wrecked, junked, discarded, unlicensed or otherwise non-operating motor vehicle to remain on such property longer than seven days; and no person shall leave any such vehicle on any property within the Village for a longer time than seven days; except that this section shall not apply with regard to any vehicle in an enclosed building; a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the Village.

**Section IV: (*Impoundment of Vehicle*)** Any police official of the Village is hereby authorized to remove or have removed any vehicle left at any place within the Village which reasonably appears to be in violation of the Chapter or lost, stolen or unclaimed. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with Illinois State Statute.

**Section V: (*Vehicle Pound*)** A vehicle pound is hereby declared to be any suitable place designated by the Board of Trustees of the Village as a vehicle pound. The owner or operator of such vehicle may have the same removed from the impoundment by paying the costs and expenses of the towage and impounding of said vehicle, together with all fines and penalties as provided in this Chapter.

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**Section VI: (*Penalty*)** Any person, firm or corporation violating any of the provisions of this Ordinance shall be fined not less than five hundred dollars nor more than five thousand dollars for each offense and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.