

ORDINANCE NO. 2015-05

AN ORDINANCE OF THE CITY OF CANTON, TEXAS; AMENDING THE DEFINITION OF JUNKED VEHICLE TO BE CONSISTENT WITH STATE LAW; CREATING A MAXIMUM PENALTY FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Canton and the Texas Legislature have previously determined that junked vehicles that are visible from public places or the public right-of-way are detrimental to the safety and welfare of the public, tend to reduce the value of private property, invite vandalism, create a fire hazard, are an attractive nuisance, produce urban blight, and are a public nuisance; and

WHEREAS, the City of Canton definition of "junked motor vehicle" includes a reference to a state inspection sticker; and

WHEREAS, the State of Texas has eliminated the use of state inspection stickers, effective March 1, 2015; and

WHEREAS, the City Council has determined that the City's definition should be consistent with that of the state.;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANTON, TEXAS:

I.

That Section 93.16 of the City of Canton Code of Ordinances be amended to read as follows:

§93.16 DEFINITIONS

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

JUNKED VEHICLE. A vehicle that is self-propelled and:

(1) Does not have lawfully attached to it

(a) unexpired license plate; and

(2) Is:

(a) Wrecked, dismantled or partially dismantled or discarded; or

(b) Inoperable and has remained inoperable for more than:

1. Seventy-two consecutive hours, if the vehicle is on public property;

2. Thirty consecutive days, if the vehicle is on private property.

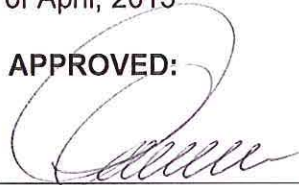
VEHICLE.

- (1) Any motor driven or propelled vehicle, including but not limited to automobiles, trucks, buses, motor homes, motorized campers, tractors and construction equipment and machinery;
- (2) Any trailer or semitrailer, other than manufactured housing, including but not limited to boat trailers, travel trailers;
- (3) Any four-wheel all-terrain vehicle designed by the manufacturer for off-highway use;
- (4) Any motorcycle, motor-driven cycle or moped;
- (5) Any recreational conveyances including but not limited to boats, dune buggies; or
- (6) Any motor vehicle subject to registration pursuant to the Texas Certificate of Title Act, Tex. Trans. Code, §§ 501.001 et seq..

VEHICLE ACCESSORIES. Any part or parts of any vehicle.

PASSED AND APPROVED this 21st day of April, 2015

APPROVED:



Richard W. Lawrence, Mayor
City of Canton

ATTEST:


Debra Johnson, City Secretary