

ORDINANCE NO. A-580

AN ORDINANCE REGULATING INOPERABLE, UNLICENSED OR .ABANDONED VEHICLES WITHIN THE CITY OF CONWAY.

Section 1, Inoperable Vechicles

Sec. 1-1. Definitions.

Inoperable motor vehicle. An inoperable motor vehicle, for the purpose of this article, shall be interpreted to mean any vehicle placed on blocks or one that does not have current, valid license plates, or has one or more wheels removed, or is not in proper condition to be legally operated on the streets of the city because of lack of proper mufflers, tires, headlights or other mechanical defects or because of lack of an intergral part of assembly, or is not capable of self-locomotion,

Open storage. Open storage, for the purpose of 'this article, shall be interpreted to include a carport which has at least two (2) open sides.

Public property. Public property, for the purpose of this article, shall be construed as any street, alley, :right-of-way or property that is owned or under the control and supervision of the municipality.

Private property. Private property, for the purpose of this article, shall be interpreted to mean any and all other property that is not classified as public.

Sec. 1-2. Keeping on public property prohibited.

It shall be unlawful for any person, persons, firm, company or corporation to maintain, store or keep upon any public property, a junked, wrecked, inoperable or unlicensed vehicle as defined in this article.

Sec. 1-3. Penalty.

Any violation of this article shall be deemed a misdemeanor and upon conviction shall be punishable by fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00), and each day such violation occurs shall be considered a separate offense.

Sec. 1-4. Keeping on private property limited.

It shall be unlawful for any person to keep, maintain or store, junked, wrecked, inoperable or unlicensed vehicles, as defined in this article, upon private property, in the open within

the corporate limits of this city for a period of more than three (3) days.

Sec. 1-5. Procedure when vehicle found on private property.

Whenever officers of the police department, street department, fire department or any other designated persons, observe any such vehicles as defined in this article, placed or stored in the open upon public property, they shall file a written report with the police department, setting forth the location of said vehicle, its make or model, the license number and the name of the owner, if known. The police department shall notify the owner in writing to remove the vehicle within twenty-four (24) hours and in the event said vehicle is not removed, the police department is hereby authorized and directed to remove said vehicle and impound the same in accordance with the laws governing abandoned motor vehicles. In the event said motor vehicle obstructs the movement of traffic or constitutes a traffic hazard, the police department shall immediately remove said motor vehicle. The primary responsibility for the enforcement of this article is placed upon the police department.

Sec. 1-6. Dealers excepted.

Nothing in this article is to be interpreted as preventing any licensed business dealing in any manner with any type of automobile from operating in a property zoned area.

Sec. 1-7. Exception for vehicle being repaired or prepared for drag racing; permit.

It is hereby further provided that nothing in this article is to be interpreted as preventing a person from keeping upon his private property one such inoperable motor vehicle, as defined in this article, for the purpose of making minor repairs or preparing and/or modifying a vehicle for the purpose of racing the same upon sanctioned drag strips or racecourses. In either of the situations mentioned above, the owner of said vehicle shall be permitted to obtain a permit from the police department or other designated persons allowing him to keep such an automobile upon his property for a period of three (3) months for the purposes stated aforesaid. Said permit may be extended for an additional three (3) months where necessary to complete construction or repairs.

Sec. 1-8. Lien upon vehicle for costs.

The cost of investigation, towing, removal and storage of said motor vehicle shall constitute a lien upon said property from which it was removed, not to exceed twenty-five dollars (\$25.00), and the

city attorney is hereby authorized and directed to take the necessary legal action to establish and perfect a lien against said property.

Sec. 1-9. Repeal of Conflicting Ordinances.

Any ordinance now in effect that conflicts with any provisions of this ordinance is hereby repealed, held to be invalid and to no effect.

Sec. 1-10. Emergency Clause.

Whereas an emergency exists for the immediate taking effect of this ordinance, therefore, the same shall be in full force and effect from and after its passage.

The foregoing ordinance was introduced at a regular meeting of the City Council of the City of Conway, State of Arkansas, held on the 12 day of March, 1974, and duly passed and adopted at a regular meeting held on the 12 day of March, 1974, and duly passed and adopted at a regular meeting held on the 12 day of March, 1974.

Approved: \_\_\_\_\_  
Mayor

Attest: *Doris Dunn*  
Clerk-Treasurer

AUTOMOBILE ~~REPAIR~~ PERMIT

The City of Conway, Arkansas, under the provisions of Ordinance No \_\_\_\_\_ hereby grants to:

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NAME	ADDRESS
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a permit to keep, store and maintain the following described automobile:

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MAKE	MODEL	DESCRIPTION
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upon the premises located at \_\_\_\_\_

for the purpose of construction, repair and work so that it can be raced and used in competition upon sanctioned courses.

This permit is granted for a period of three (3) months from date \_\_\_\_\_ . Upon expiration, application for an extension may be filed for an additional three months period for the completion of construction.

\_\_\_\_\_  
Chief of Police