

VILLAGE OF KINGSTON

ORDINANCE NO. 2017-12

AN ORDINANCE AMENDING CERTAIN
PROVISIONS OF CHAPTER 74,
TRAFFIC AND VEHICLES,
OF THE MUNICIPAL CODE
OF THE VILLAGE OF KINGSTON
RELATING TO INOPERABLE MOTOR VEHICLES

ADOPTED BY THE
VILLAGE BOARD OF THE
VILLAGE OF KINGSTON
THIS 4th DAY OF DECEMBER, 2017

Published in pamphlet form authority of the Village Board of the Village of Kingston, DeKalb County Illinois, this 4th day of December, 2017A.D.

ORDINANCE NO. 2017-12

BE IT ORDAINED by the President and the Board of Trustees of the Village of Kingston, DeKalb County, Illinois, as follows:

SECTION 1. That Chapter 74, Article VII, Abandoned And Inoperable Vehicles, of the Kingston Municipal Code shall be amended as follows:

1. That **Section 74-261, Definitions**, shall be modified to strike and replace the present definitions for “inoperable motor vehicle” with the following:

Inoperable motor vehicle means any unregistered motor vehicle or any motor vehicle from which, for a period of at least seven days, the engine, wheels or other parts have been removed or on which the engine, wheels or other parts have been altered, damaged or otherwise so treated that the vehicle is incapable of being driven under its own motor power; provided, however, that such term shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own power in order to perform ordinary service or repair operations. Further, the term “inoperable motor vehicle” shall not include any motor vehicle that is kept within a building when not used, to operable and properly registered historic motor vehicles over 25 years of age, or to motor vehicles kept on the premises of a place of business engaged in wrecking or junking motor vehicles.

2. That **Section 74-264 Inoperable Vehicles Declared to be a Nuisance**, shall be modified to strike and replace the present text with the following:

Inoperable motor vehicles as defined in section 74-261, whether on public or private property, which are kept in view of the general public are declared to be a nuisance and subject to the provisions of Section 1-16 of the Kingston Municipal Code.

SECTION 2. VALIDITY

(a) All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent that they conflict with this Ordinance, or any part of this Ordinance.

(b) If any provision contained in this Ordinance is found to be invalid, such provision shall be deemed to be severable and shall not affect the validity of any of the remaining provision of the ordinance.

SECTION 3. ORDINANCE IN FORCE

(a) This ordinance shall be in full force and effect from and after its passage and approval and publication in pamphlet form as provided by law.

ADOPTED this 4th day of December, 2017, pursuant to roll call vote as follows:

AYES: 3, Altmaier, Hengels and Van Buren

NAYS: 2, Fischer and Lynch

ABSENT: 0

APPROVED this 4th day of December, 2017.

Jim Baenziger, Village President

ATTEST:

Angie Lauderdale, Village Clerk

CERTIFICATE

STATE OF ILLINOIS)
)SS.
COUNTY OF DEKALB)

I, Angie Lauderdale, certify that I am the duly appointed and acting municipal clerk of Kingston, DeKalb County, Illinois.

I further certify that on December 4, 2017 the Corporate Authorities of such municipality passed and approved Ordinance 2017-12, entitled AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CHAPTER 74, TRAFFIC AND VEHICLES, OF THE MUNICIPAL CODE OF THE VILLAGE OF KINGSTON RELATING TO INOPERABLE MOTOR VEHICLES, which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance 2017-12 including the ordinance and cover sheet thereof prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on, December 4, 2017 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the front office of the municipal clerk.

Dated at Kingston, Illinois, this 4th day of December, 2017.

(SEAL)

Angie Lauderdale, Village Clerk