

CHAPTER 124

SALVAGE YARDS

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124.01 SCREENING AND CONTROL. All junk yards or storage areas, within which more than five (5) junk motor vehicles, as defined by this Code of Ordinances, are kept, shall have and maintain the following:

1. A chain link fence or other fence material as approved by the Council surrounding and enclosing the junk yard or storage area at least ten (10) feet in height above ground and at least two (2) feet in depth below the ground.
2. A board or other paneling material placed outside and attached to the chain link fence completely surrounding and enclosing said junk yard or storage area and of such material and color as is approved by the Council.
3. A program, as approved by the Council, for the eradication and prevention of the habitat for rats, vermin, insects and noxious weeds and the implementation of said program.

124.02 APPLICATION FOR OPERATION. All owners or operators of junk yards and storage areas for junk motor vehicles shall, within sixty (60) days, or such longer period as may be granted upon application to the Council, present to the Council a statement showing that the owner is in compliance with this chapter.

124.03 FAILURE TO COMPLY. Any owner who fails to provide such statement to the Council shall be given ten (10) days' notice to comply or show cause why such compliance cannot be achieved. Said notice shall be given by personal delivery to said owner. If the owner is not a resident of the City, then said notice shall be delivered by certified mail. In the event that no good cause is shown, then the junk yard or storage area shall be deemed a public nuisance and the Council shall initiate abatement procedures as outlined in Chapter 50 of this Code of Ordinances.

124.04 INJUNCTIVE RELIEF. In addition, and not by way of limitation, the City may pursue its remedies at law and equity, including but not limited to injunctive relief.

124.05 CONTINUING VIOLATIONS. Each day after the ten-day show cause period has elapsed without the owner's showing good cause as to noncompliance shall be deemed a separate violation.

124.06 JUNK AND REAL ESTATE UNDER DIFFERENT OWNERSHIP. In the event the owner of stored vehicles is other than the property owner on which the vehicles are stored or the junk yard is maintained, then both the owner of the real estate and the owner of the junk motor vehicles shall show compliance with this chapter and are both liable for compliance herewith.

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