

ORDINANCE NO. 05-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST AMENDING THE RIDGECREST MUNICIPAL CODE RELATING TO ABANDONED VEHICLES

THE CITY COUNCIL OF THE CITY OF RIDGECREST, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

1. PURPOSE:

This ordinance amends the Municipal Code regarding abandoned, wrecked, dismantled or inoperative vehicles.

2. FINDINGS:

When left unregulated, vehicles left abandoned, wrecked, dismantled or inoperative have an adverse impact on public health, safety, and welfare. This ordinance protects the public health, safety, and welfare by ensuring such vehicles are enclosed from view and not left on roadways, protecting the rights of adjacent residences and land owners, and minimizing any adverse effects on surrounding properties and the environment.

3. AMENDMENT:

Section 4-8.102 of the Ridgecrest Municipal Code is amended to read:

"Section 4-8.102. Unlawful Actions.

It shall be unlawful for any person to abandon, park, store, or leave or permit the abandonment, parking, storing, or leaving of any licensed or unlicensed vehicle or part thereof which is in an abandoned, wrecked, dismantled, or inoperative condition upon any private property or public property, unless such vehicle or part thereof is completely enclosed within a building in a lawful manner or completely enclosed within a non-transparent, solid fence six (6) feet or more in height such that such vehicle or part thereof is not plainly visible from the street or other public or private property."

4. AMENDMENT:

Section 4-8.102.1 is added to the Ridgecrest Municipal Code to read:

"Section 4-8.102.1. Abandoned Vehicles: Public Highways.

No operator or owner shall park any vehicle upon any street or alley for more than seventy-two (72) consecutive hours, unless a permit has been previously granted by the Chief of Police. No such permit may be granted unless it is shown the parking of such vehicle shall pose no traffic safety hazard. The fee for such permit may be set by the City Council by resolution. Any vehicle left in violation of this section may be towed and stored at the owner's expense, as authorized by law. Any person violating this section shall be guilty of an infraction."

4. EFFECTIVE DATE:

This ordinance shall take effect 30 days from the date of adoption.

5. OTHER:

The City Clerk shall certify to the passage and adoption of this ordinance and shall cause this ordinance to be published in the manner required by law.

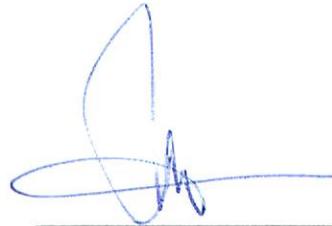
I, Rita Gable, City Clerk of the City of Ridgecrest, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the 15th day of December, 2004, and placed upon its second reading and adoption at a regular meeting of the City Council on the 19th day of January 2005, by the following vote:

AYES: Mayor Holloway, Council Members Martin, Clark, Morgan, and Carter

NOES: None

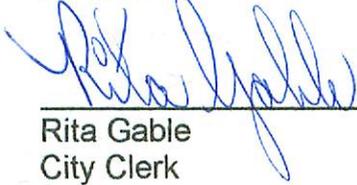
ABSENT: None

ABSTAIN: None



Marshall "Chip". Holloway, Mayor

ATTEST:



Rita Gable
City Clerk