



Town Code Chapter 10-5: Abandoned Vehicles

Text Amendment P16-0132

Town Council

August 15, 2018



Request

- Add Article 10-5-9: Inoperable Vehicles



History

May 2015—Nov. 2016: Council amended the Town Code and Zoning Ordinance to decriminalize certain codes and utilize a Civil Hearing Officer

July 2018—Council approved amending *Chapter 10: Health and Sanitation*, with the exception of Article 10-5: Abandoned Vehicles that was continued for further discussion





Highlights of Code Changes

- **Adding a Definition of Inoperable Vehicle as a Nuisance**
 - Current: No definition or enforcement authority for inoperable vehicles on private property in public view
 - Proposed: Having the authority to enforce regulations for inoperable vehicles on private property in public view similar to most jurisdictions

Municipality	Penalties	Definitions for Vehicles in Public View
Queen Creek (Proposed)	Civil Violation	<ul style="list-style-type: none"> • partially or wholly dismantled, discarded, wrecked, on jacks, stripped or scrapped • deflated tires or removed tires or wheels • no license plate affixed or expired license plate
Town of Gilbert	Civil Violation	<ul style="list-style-type: none"> • vehicle incapable of being lawfully driven
City of Chandler	Civil Violation	<ul style="list-style-type: none"> • partially or wholly dismantled, discarded, wrecked, on jacks, stripped or scrapped • deflated tires or removed tires or wheels • no license plate affixed or expired license plate
City of Mesa	Civil Violation	<ul style="list-style-type: none"> • partially or wholly dismantled, discarded, wrecked, on jacks, stripped or scrapped • deflated tires or removed tires or wheels • no license plate affixed or expired license plate
City of Goodyear	Class 1 Misdemeanor	<ul style="list-style-type: none"> • vehicle without the required current license plates or tabs, inoperable, stripped, unclaimed, scrapped, junked or discarded
Town of Buckeye	Civil Violation	<ul style="list-style-type: none"> • inoperable vehicles are not allowed to be stored in public view on residential properties

Highlights of Code Changes

- Approx. 2 inoperable vehicle complaints per week
- Staff spends an average of 4 hours/case or 32-40 hours/month
- Adding a definition of Inoperable vehicle in public view to be consistent with most jurisdictions (Mesa, Gilbert, Chandler, Goodyear & Buckeye)





Enforcement process: Operations & Code Compliance Manual

1) 14-day Courtesy Notice

2) 14-day Notice of Violation

3) 28th day Civil Citation issued

4) 14-day extensions allowed for extenuating circumstances



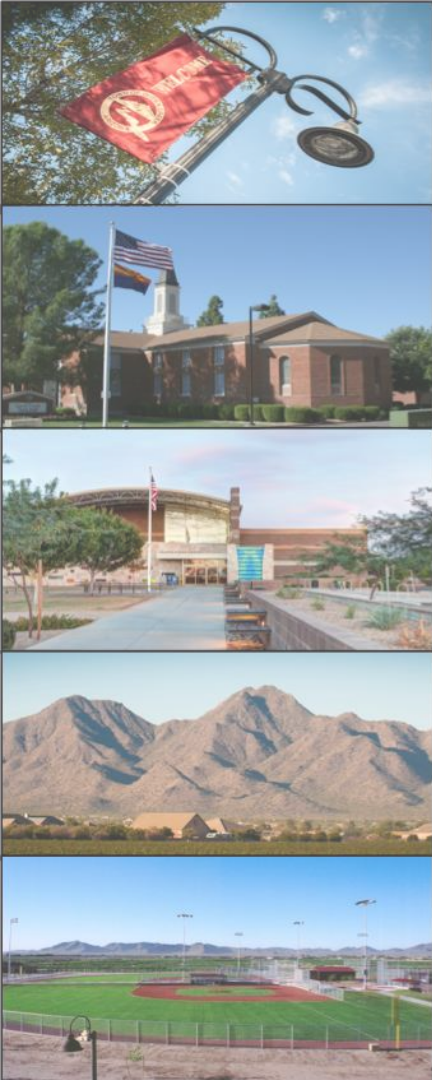
Options

1. Approve the Inoperable Vehicle Ordinance as presented
2. Do not approve current proposal
3. Create alternative regulations for inoperable vehicles on properties zoned R1-43 and larger



Questions?

Thank you.



Penalties

Civil penalty fines are proposed to match current fines in other Town Code Chapters:

- 1st offense \$250
- 2nd offense \$500 in a 12 month period
- 3rd offense \$2,000 in a 12-month period