

ORDINANCE BILL NO. 3 FOR 1989

ORDINANCE NO. 990

AN ORDINANCE AMENDING ORDINANCE NO. 952 CONCERNING THE DISPOSING OF DISCARDED VEHICLES, AND DECLARING AN EMERGENCY.

The City of Sweet Home does ordain as follows:

Section 1. Subsection 1 of Section 1 of Ordinance No. 952 shall be amended to read as follows:

Discarded Vehicle:

(1) A vehicle, whether licensed or unlicensed, of any kind which is parked, stored or left upon any public property, other than on a public way, or private property within the City of Sweet Home in excess of 7 days and is in one or more of the following conditions: abandoned, inoperative, wrecked, dismantled, partially dismantled, and/or junked, unless the vehicle is completely enclosed within a building or in an area that is completely enclosed by a solid fence, other solid structure and/or by vegetation, and is not visible from a public street, other public area or other private property, or unless it is in connection with a business enterprise properly operated in the appropriate business zone, but in no case shall an abandoned, inoperative, wrecked, dismantled, partially dismantled and/or junked vehicle be exposed at said business in excess of 30 days. This section shall not be interpreted to allow any condition, activity or conduct that is prohibited by other laws.

Section 2. Subsection (4) of Section 17 of Ordinance No. 952 shall be amended to read as follows:

(4) The lien shall be subject to collection and foreclosure in the same manner as liens under ORS 223.505 to ORS 223.595, inclusive, and shall bear interest at the rate of nine percent (9%) per annum. Interest shall accrue thirty (30) days from the date of the entry of the lien in the City Lien Docket.


As an additional remedy for the collection of the costs of abatement, if the City Council elects not to proceed against an offending party personally, the City may follow the procedures set out in the Uniform Code for the Abatement of Buildings (1988 Edition), as amended by Ordinance No. 986, Code Sections 905 to 912, inclusive, and impose a special assessment on the real property from which the vehicle is removed, and may submit the special assessment to the Linn County Assessor and Tax collector for collection. Said lien shall bear interest at the rate of 9% per annum.

Section 3. Section 21 of Ordinance 952 shall be amended to read as follows:

Section 21. Severability. The sections, subsections, or parts thereof, of this ordinance are severable. The invalidity of any section, subsection or part thereof shall not affect the validity of the remaining sections, subsections or parts thereof.


Section 4. Emergency Clause. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety, and an emergency is hereby declared to exist and this ordinance shall take effect and be in full force from and after the passage and approval of the Mayor.

PASSED by the Council and approved by the Mayor this 14th day of March, 1989.



President Pro Tem

ATTEST:



City Manager - Ex Officio City Recorder