

## Chapter 8

---

### Storage of Automobiles

- 9-8-1 Storage of Automobiles Restricted
- 9-8-2 Definitions
- 9-8-3 Exceptions
- 9-8-4 Overweight Vehicles
- 9-8-5 Parking on Residential Lots
- 9-8-6 Enforcement

#### Sec. 9-8-1 Storage of Automobiles Restricted.

No disassembled, inoperable, unlicensed, junked, or wrecked motor vehicles, truck bodies, tractors, trailers, farm machinery, vehicle parts, or tires shall be stored upon private residential property or not enclosed within a building upon nonresidential property within the Town of Westport for a period exceeding ten (10) days unless it is in connection with an authorized business enterprise located in a properly zoned area maintained in such a manner as to not constitute a public nuisance.

#### Sec. 9-8-2 Definitions

As used in this article, the following terms shall have the meanings indicated.

- (a) **Disassembled, Inoperable, Junked or Wrecked Motor Vehicles, Truck Bodies, Tractors, Trailers.** Motor vehicles, recreational vehicles, truck bodies, tractors, farm machinery, trailers, or parts in such state of physical or mechanical ruin as to be incapable of propulsion, of being operated upon the public streets or highways, or which are otherwise not in safe or legal condition for operation on public streets or highways due to missing or inoperative parts, flat or removed tires, expired or missing license plates or other defects.
- (b) **Motor Vehicle.** As defined in Sec. 340.01(35), Wis. Stats.
- (c) **Unlicensed Motor Vehicles, Truck Bodies, Semi-Tractors, or Trailers.** Motor vehicles, truck bodies, semi-tractors, recreational vehicles, or trailers that do not bear lawful current license plates.

#### Sec. 9-8-3 Exceptions.

Sec. 9-8-2 shall not apply to any motor vehicle or motor vehicle accessories stored within an enclosed building or on the premises of a business enterprise operated in a lawful place and manner

## STORAGE OF AUTOMOBILES

in a properly zoned area when necessary to the operation of such business enterprise, in a storage place or depository maintained in a lawful place and manner; or seasonal-use vehicles such as snowmobiles, motorcycles, motor scooters and nonmotorized campers, provided such vehicles are stored in compliance with the ordinances of the Town. Also excepted are motor vehicles registered pursuant to Secs. 341.265 and 341.266, Wis. Stats. In other situations, the Town Board may issue temporary permits permitting an extension of not to exceed an additional 30 days' time to comply with this article where exceptional facts and circumstances warrant such extension.

### **Sec. 9-8-4 Overweight Vehicles.**

No operator shall park a motor truck, truck tractor, trailer or semitrailer, motor home, or any other vehicle or combination of vehicles, other than motor buses, having a gross weight of ten thousand (10,000) pounds or more as registered with the Wisconsin Department of Transportation, on any roadway, other than routed State Trunk Highways, or residential driveway in any residential district except for such time as is reasonably necessary to facilitate the loading or unloading of such vehicle. It is permissible to park or store a recreational vehicle on private property in the following manner:

- (a) The recreational vehicle shall be owned by the resident on whose property the vehicle is parked for storage.
- (b) The recreational vehicle is parked only for storage purposes.
- (c) No part of the recreational vehicle may extend over the public sidewalk or public right-of-way.

### **Sec. 9-8-5 Parking on Residential Lots.**

No operator shall park a motor vehicle, passenger motor vehicle, truck, motorhome, motorcycle, boat, or recreational vehicle in the front yard area of a lot in a residential zoning district.

- (a) Front yard area means the area of an improved residential-use property, excluding driveways, from the front property lines of the lot to a line coinciding with and parallel to the front building line of the residential structure extending to the side property lines. The front yard of a corner lot shall be determined by both street frontages of the residence.

### **Sec. 9-8-6 Enforcement**

- (a) Whenever a Town law enforcement officer or building inspector shall find any vehicles, vehicle parts, or tires, as described herein, placed, or stored in the open upon private property within the Town, they shall notify the owner of said property on which said vehicles are stored of the violation of this Chapter. If said vehicles or parts thereof are not removed within five days, the Police Department or Building Inspector may issue a citation

---

**STORAGE OF AUTOMOBILES**

to the property owner or tenant of the property upon which said vehicle or parts thereof are stored.

- (b) If such vehicle or parts are not removed within 30 days after issuance of the citation, the Town law enforcement officers, the Fire Inspector, the Town Building Inspector, and any other agent authorized by the Town Board shall cause the vehicle or parts to be removed and impounded, and it shall thereafter be disposed of, as a public nuisance, as prescribed in Sec. 9-6-6 of the Code. Any costs incurred in the removal and sale of said vehicle or parts shall be recovered from the owner of the vehicle or parts. However, if the owner of the vehicle or parts cannot readily be found, the cost of such removal shall be charged to the property from which it is removed, which charges shall be entered as a special charge on the tax roll.
- (c) Town law enforcement officers, the Fire Inspector, the Town Building Inspector, and any other agent authorized by the Town Board, may enforce the provisions of this Chapter and may make periodic inspections and inspections upon complaint to ensure that such provisions are not violated. Action shall be taken under Section 9-6-6 to abate a violation once the Town law enforcement officers, the Fire Inspector, the Town Building Inspector, or other agent has inspected or caused to be inspected the premises where the violation is alleged to exist and is satisfied that a violation does, in fact, exist.

### **Sec. 9-8-7 Violations and Penalties**

- (a) Any person who shall violate of any of the provisions of this Article and shall be found guilty thereof shall be subject to a penalty as provided in Section 1-1-6 of this Code. Each motor vehicle involved shall constitute a separate offense.
- (b) In addition to any other penalty imposed by this Chapter for the erection, contrivance, creation, continuance, or maintenance of a public nuisance, the cost of abating a public nuisance by the Town shall be collected as a debt from the owner, occupant or person causing, permitting or maintaining the nuisance, such cost shall be assessed against the real estate as a special charge on the tax roll.