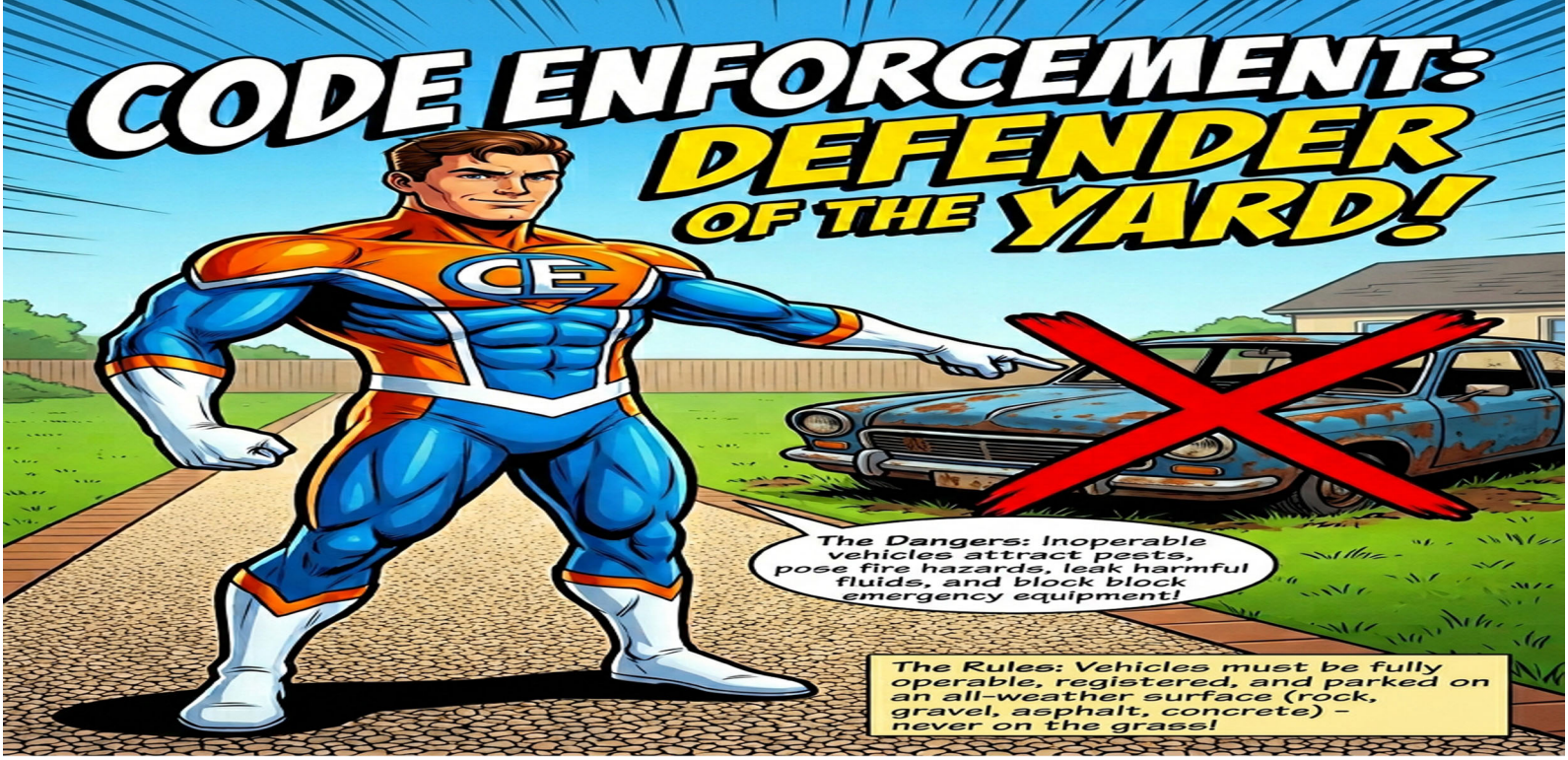
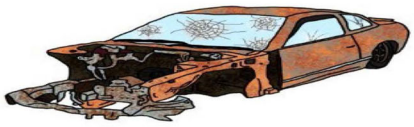


Nuisance Vehicles

All vehicles or means of conveyance, other than a bicycle, should be kept or maintained on an all-weather surface.

COMMON CODE VIOLATIONS

Inoperable Vehicle



A derelict/inoperable vehicle is a vehicle that does not display a current license tag and/or is not equipped with all parts that are required to legally and safely operate on public streets and/or can not be driven under its own power.

Examples are vehicles with flat tires, supported upon jacks, supported with blocks, wrecked, or junked. Derelict/inoperable vehicles cannot be stored except when screened in conformance with the landscaping and fencing code so as to not be visible from any adjoining property and when stored upon an all-weather surface that is accessible from an all-weather surface drive.

Operable vehicles shall be parked on paved driveways or parking areas relating to the garage or carport and on the streets except where specifically prohibited.

Failure to comply may result in Code Enforcement issuing fines.

8-401a NUISANCE AUTOMOBILES. (a) Policy. The governing body of the city finds that junked, wrecked, dismantled, inoperable and abandoned vehicle(s), in and upon private real property within the city is a matter affecting the health, safety and general welfare of the citizens of the city for the following reasons: (1) Such properties and conditions serve as a breeding ground for flies, mosquitoes, rats and other insects and rodents; 2) They are dangerous to persons, particularly children, because of broken glass, sharp metal protrusions, insecure mounting on blocks, jacks or supports, potential for entrapment, and because they are a ready source of fire and explosion; (3) They encourage pilfering and theft, and constitute a blighting influence upon the area in which they are located, thereby causing a loss in property value to surrounding property; and (4) They constitute a fire hazard in that they block access for fire equipment to adjacent buildings and structures, and leak environmentally harmful fuels and lubricants onto/into the ground. (b) Definitions. (I) any passenger vehicle, automobile, trailer, camper top or shell, motor home, recreational vehicle, pickup camper, boat or other device or means of conveyance, other than a bicycle, which is Located on any residential or commercial property and not kept or maintained on an all-weather surface free of weeds or grass or from other debris; or 7-19 (2) any motor vehicle or other means of conveyance other than a bicycle which is: (A) required by any applicable law to be registered and which does not have displayed thereon a current registration plate or temporary permit or placard; (B) any motor vehicle or other means of conveyance, other than a bicycle, which is parked in violation of any ordinance of the city; (C) any motor vehicle or other means of conveyance, other than a bicycle, which is incapable of moving under its own power; (D) any motor vehicle or other means of conveyance, other than a bicycle, which is junked, wrecked or inoperable. For purposes of this article, any one or more of the following conditions shall raise a rebuttable presumption that any motor vehicle or other means of conveyance, other than a bicycle, upon which such condition or conditions is or are found, is junked, wrecked or inoperable: (i) absence of display of current registration; (ii) placement of such vehicle or other means of conveyance, or parts thereof upon jacks, jack stands, blocks or other supports; or (iii) absence of one or more parts of such vehicle or other means of conveyance when such part is necessary for the lawful operation upon streets, roads or highways. (3) any motor vehicle parked in a residential yard shall be located on an all-weather or hard surface, as defined by the Haysville Zoning Code. Any motor vehicle not parked on an all-weather or hard surface when such vehicle is parked in an area located within a residential yard shall be declared a nuisance vehicle. If any language of the Haysville Zoning Code shall be deemed to be in conflict with this provision, the more restrictive interpretation shall govern. (c) Exceptions. This section on nuisance automobiles shall not: (1) be construed to prohibit lawfully zoned automotive businesses, or lawfully maintained parts cars (as defined within the City's zoning code) kept in compliance with all applicable zoning regulations and maintained on an all-weather surface; (2) apply to any person, firm, corporation or partnership or their agent with one vehicle inoperable for a period of thirty (30) consecutive days or less which is maintained in such a condition that it visually does not appear to be inoperable, is not leaking fluids, and no portions of the vehicle, such as tires, doors, or hood are missing; (3) apply to any person, firm or corporation or their agent who is conducting a business enterprise in compliance with existing zoning regulations and who places such vehicles behind screening of sufficient size, strength and density to screen such vehicles from the view of the public using adjacent thoroughfares and to prohibit ready access to such vehicles by children, provided however, that nothing in this section shall be construed to authorize 7-20 the construction of any such fence or screen where such construction is prohibited by ordinance; (4) apply to any vehicle which is enclosed in a garage or other building; (5) apply to a single inoperable vehicle stored within an enclosed and screened area of the backyard in a manner that is tidy and inoffensive to neighbors, protected by a weather resistant automobile cover in good condition, maintained upon an all-weather surface in compliance with the definition as set forth in the City's zoning code. (Ord. 817; Ord. 819; Code 2003; Ord. 906, Code 2007; Code 2015; Code 2022)

8-401a: City Code Chapter 8