

## TOWN OF GREENVILLE

### ORDINANCE NO. 2007-T-71

#### ORDINANCE CONCERNING THE DISPOSAL OF TRASH AND ABANDONED VEHICLES ON REAL PROPERTY WITHIN THE TOWN OF GREENVILLE, INDIANA

WHEREAS, the town council for the Town of Greenville, Indiana, in the interest of public health, safety and welfare, has deemed it necessary that the Town develop an Ordinance which forbids the placing or disposal of trash, waste, junk, and abandoned motor vehicles on real property within the Corporate limits of the Town of Greenville;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GREENVILLE, INDIANA, AS FOLLOWS:

I. Definitions:

i. "Abandoned vehicle" shall be defined as a vehicle that:

a} has remained on private real property without the consent of the owner for more than forty-eight {48} hours; or

b} is at least three {3} years old, is mechanically inoperable, and is left on private property continuously in a location visible from public property for more than twenty {20} days.

c} a vehicle which does not have a current year's license plate and registration from the State of Indiana will be considered not to be operational.

d} this Ordinance exempts any vehicle defined as a classic vehicle by the State of Indiana Bureau of Motor Vehicle. Exemption will apply to no more than six {6} vehicles and vehicles must be covered if outside of a covered structure while being physically repaired

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e} this Ordinance exempts any vehicle located on an Automobile for Sales Lot which has posted its Federal Identification Number and Indiana Sales and Use Tax Certificate.

Said term "abandoned vehicle" shall further have the meanings set forth in I.C. 9-13-2-1.

- ii. "Person" shall mean any natural person, firm, corporation, company, entity, or any association of the preceding, who own, lease, use, or reside on real estate, whether used for residential or commercial purposes, located within the Town of Greenville, Indiana.
2. No person shall store, or permit to be stored, on any real estate within the Town any used building materials, rubbish, garbage, waste, trash or any other materials that are not fit for any reasonable purpose, including, but not limited to, abandoned vehicles.
  3. No person shall permit any grass, weeds or other vegetation to grow on real property to a height greater than twelve {12} inches above the ground.
  4. No person shall permit any tree, shrub, bush, hedge, or other foliage or vegetation, on any real property within the Corporate limits of the Town of Greenville, Indiana, to encroach upon, or interfere with the use of, any public sidewalk, street, road, or right of way.
  5. No person shall allow any tree, shrub, bush, hedge or other foliage or Vegetation, on any real property, to grow to the extent that it obstructs the view on any public roadway, street, or right of way within the Corporate limits of the Town of Greenville, Indiana.

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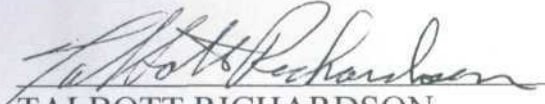
No penalty shall be levied for violation of this Ordinance, nor shall any action be taken by the Town to bring the real property into compliance with this Ordinance, unless all persons holding a substantial interest in the property are given a reasonable opportunity to bring the property into compliance.

6. The Town shall give all persons holding a substantial interest in any Real property which is not in compliance with this Ordinance ten {10} days written notice to correct the condition and bring the property into compliance. Such notice may be in person by any member of the Greenville Marshal Department, or by mailing it by registered or certified mail with return receipt requested.
7. That for each day any person or entity shall be in violation of this Ordinance after the ten {10} day period set forth in paragraph seven {7} above, said person shall be fined an amount not less than fifty dollars {\$50.00} per day or not more than five hundred dollars {\$500.00} per day.
8. Furthermore, if the condition of said real estate has not been corrected within thirty {30} days after the aforesaid ten {10} day notice period, the Town may cause such condition to be corrected by mowing said grass or weeds; trimming such trees, shrubs, bushes, hedges, or other foliage or vegetation; or by removal or cleanup of said motor vehicles, trash, waste, garbage, rubbish or unused building materials and the Town shall cause an amount, which is the sum of the penalty levied pursuant to paragraph six {6} above, and the cost of mowing, trimming, removal or cleanup, to be certified to the County Auditor as a charge against the taxes due and payable to the County Treasurer in the following year together with a penalty of ten percent {10%} in accordance with IC 36-1-6-2.
9. Any portion of any prior Ordinance in conflict with the provisions of this Ordinance is hereby repealed.

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ADOPTED BY THE TOWN COUNCIL OF GREENVILLE, INDIANA,  
ON THE 12th DAY OF MARCH, 2007.

TOWN COUNCIL OF THE  
TOWN OF GREENVILLE,  
INDIANA

  
TALBOTT RICHARDSON,  
PRESIDENT

  
HANZEL BARCLAY,  
COUNCIL MEMBER

  
PATTI HAYES-DANIEL,  
COUNCIL MEMBER

  
RANDAL JOHNES,  
COUNCIL MEMBER

  
BOB WRIGHT,  
COUNCIL MEMBER

ATTEST:

  
JACK TRAVILLIAN,  
CLERK/TREASURER

PREPARED BY:  
RICHARD R. FOX  
409 BANK STREET  
NEW ALBANY, IN 47150  
812-944-2500

I AFFIRM, UNDER THE PENALTIES FOR PERJURY,  
THAT I HAVE TAKEN REASONABLE CARE TO REDACT  
EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT,  
UNLESS REQUIRED BY LAW.  
NAME 