

O R A N G E

Year 1982

Ordinance No. II

ORDINANCE REGULATING JUNKYARDS

The Board of Supervisors of the Town of Orange, County of Juneau, State of Wisconsin, do ordain as follows:

Section 1. No junkyards shall be permitted in the Town of Orange, Juneau County, Wisconsin, unless such junkyards shall comply with the following requirements:

a. No junk or salvage materials shall be located within 1,000 feet from the centerline of all Federal, State or County Trunk Highways or the boundary of a public park, or within 600 feet from the centerline of all Town roads, unless written permission is first obtained from the Town Board of the Township of Orange, Juneau County, Wisconsin.

b. The Town Board shall not grant written permission to a junkyard unless said junkyard complies with the provisions of subsection c and subsection d below and does not present a nuisance to public health.

c. All junk and salvage materials shall be screened by natural objects, plantings, fences or other appropriate means so as not to be visible from the highway, road or park.

d. A fifteen (15) foot fire lane shall be maintained as follows: No junk or salvage materials shall be located closer than fifteen (15) feet to any object screening the junkyard; or where no such screen exists, no junk or salvage materials shall be located closer than fifteen (15) feet to the owner's property.

Section 2. A junkyard is an open or fenced in area where used or second hand materials, whether junk or salvage, are stored. A junkyard does not include uses established entirely within closed buildings. Three or more inoperative pieces of junk or salvage material shall constitute a junkyard.

Section 3. Old farm machinery shall not be included within the meaning of the words "junk or salvage materials".

Section 4. An automobile collector's storage area is not considered to be a "junkyard" or an "automobile junkyard" as defined herein.

Section 5. A collector may store unlicensed, operable or inoperable motor vehicles on his property provided the vehicles and outdoor storage area are maintained in such a manner that they do not

constitute a health hazard and are screened from ordinary public view by means of fences, rapidly growing trees, shrubbery or other appropriate means.

Section 6. "Collector", for the purpose of this ordinance, means a person who collects, purchases, or acquires, grades, or disposes of motor vehicles or parts hereof for his own use.

Section 7. A collector who fails to comply with the provisions of this ordinance will be subject to the same penalties as provided for junkyards or automobile junkyards.

Section 8. Penalties. Any person, firm, partnership or corporation violating any of the provisions hereof shall, upon conviction, forfeit not less than one thousand Dollars nor more than three thousand Dollars for each offense together with the costs of prosecution. If a person, firm, partnership or corporation defaults on the payment of any forfeiture for violation of any provision of this ordinance or fail to pay the costs of prosecution for such violation, he may be imprisoned in the county jail of Juneau County until such forfeiture and costs shall be paid; however, such incarceration shall not exceed thrity (30) days. Each day that a junkyard, as herein defined, shall violate the provisions of this ordinance shall constitute a separate and distinct offense.

Section 9. Any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

Section 10. Effective Date. This ordinance shall take effect and be in force upon its passage and publication or posting as provided by law.

DATED 9th day of February, 1982.

James C. Bell
James C. Bell
Town Chairman

ATTEST:

AYES 3
NAYES 0
TOTAL 3

Jeanette Anderson
Jeanette Anderson
Town Clerk