

CHAPTER 7-7 JUNK

7-7-1

DEFINITIONS

- A. The term "junk" shall mean derelict or scrap copper, brass, rope, batteries, paper trash, rubber, debris, waste; or junked, dismantled or wrecked automobiles, or parts thereof; or iron, steel and other old or scrap ferrous or nonferrous material; or uncut, un-stacked, or disorganized accumulation of trees, branches, or parts thereof. "Junk" shall also mean any vehicle found in violation of Chapter 12-20 that is located on private property.

- B. The term "automobile graveyard" shall mean any establishment or place of business which is maintained, used or operated for storing, keeping, buying or selling wrecked, scrapped, ruined, or dismantled motor vehicles or parts thereof.

- C. The term "junk yard" shall mean an establishment or place of business which is maintained, operated, or used for storing, keeping, buying, or selling junk, or for the maintenance of operation of an automobile graveyard, and the term shall include garbage dumps and sanitary landfills.

Legislative History:

Ordinance No. 215, 8/4/93

Ordinance No. 532, 5/31/16

7-7-2

JUNK YARD PROHIBITED

No person or place of business shall establish, operate, or maintain any new or existing junk yard within the City limits or the City of Brandon except as regulated in 7/7/3 or this Ordinance.

Legislative History:

Ordinance No. 215, 8/4/93

7-7-3

INCIDENTAL JUNK YARD OPERATION.

All existing or new junk yards or accumulation of junk which are clearly related but incidental to the operation of a business may be permitted but must be properly screened. Such screening may include but is not totally obscure said junk yard of junk from the public's view.

Legislative History:

Ordinance No. 215, 8/4/93

7-7-4

RULES AND REGULATIONS RESPECTING SCREENING.

The City of Brandon shall have authority to promulgate rules and regulations governing the location, planting, construction and maintenance, including the materials used in

screening or fencing as required by this Ordinance.

Legislative History:
Ordinance No. 215, 8/4/93

7-7-5

ACCUMULATION OF JUNK PROHIBITED.

No person shall accumulated, store, keep, or otherwise collect any junk within the City limits except as regulated in 7-7-3 of this Ordinance.

Legislative History:
Ordinance No. 215, 8/4/93

7-7-6

ABATEMENT

- A. Whenever a City official shall find that a violation of this ordinance exists, written notice of the violation shall be given by said official or his designated representative to the person creating, permitting, or maintaining such violation as well as any known owner of record of the real property upon which violation exists. Such notice shall be served by regular mail addressed to the last known address of said person or persons and by posting for twenty four (24) hours, a copy of such notice upon the premises where said violation exists and direct that the violation shall be remedied within fourteen (14) days.
- B. If any person who is served a written notice to abate said violation under the provisions of this article fails to comply within fourteen (14) days allowed in such notice, the person is in violation of Chapter 7-7 et seq., which offense is a Class 2 misdemeanor. The misdemeanor shall be continuing with a fine applicable each day the violation continues past the fourteen (14) day notice period.
- C. If at the end of fourteen (14) days the violation has not been abated as directed by said notice, the City shall cause the violation to be abated through Court action. All costs incurred by the City of the abatement shall be assessed, levied and collected as a special assessment payable in one sum or as otherwise Court ordered.

Legislative History:
Ordinance No. 215, 8/4/93
Ordinance No. 532, 5/31/16

7-7-7

SEPARABILITY CLAUSE.

Should any section or provision of this Ordinance be declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

Legislative History:
Ordinance No. 215, 8/4/93