

CHAPTER 9

MOTOR VEHICLE CODE

ARTICLE I - DEFINITIONS

9-1-1 ILLINOIS VEHICLE CODE; DEFINITIONS ADOPTED. The Illinois Vehicle Code, Illinois Revised Statutes, Chapter 95 1/2, Chapter 1, entitled, "Title and Definitions," as passed approved and amended by the Illinois General Assembly is hereby adopted by the Village, the provisions thereof shall be controlling within the corporate limits of the Village.

9-1-2 OBEDIENCE TO POLICE. Members of the Police, Auxiliary Police and Marshals assigned to traffic duty are hereby authorized to direct all traffic in accordance with the provisions of this Article, or in emergencies as public safety or convenience may require, and it shall be unlawful for any person to fail or refuse to comply with any lawful order, signal or direction of a policeman. Except in cases of emergency, it shall be unlawful for any person not authorized by law to direct or attempt to direct traffic.

9-1-3 SCENE OF FIRE. The Fire Department officer in command or any fireman designated by him may exercise the powers and authority of a policeman in directing traffic at the scene of any fire or where the Fire Department has responded to an emergency call for so long as the Fire department equipment is on the scene in the absence of or in assisting the Police Department.

9-1-4 SIGNS AND SIGNALS. It shall be unlawful for the driver of any vehicle to disobey the instructions of any traffic sign or signal placed in view by authority of the corporate authorities or in accordance with the laws of the State of Illinois, excepting on direction of a police officer.

9-1-5 UNAUTHORIZED SIGNS. No person shall place, maintain or display upon or in view of any street, any unauthorized sign, signal, marking, light, reflector or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, nor shall any person place, maintain or display upon or in view of any street, any other sign which hides from view or interferes with the movement of traffic or effectiveness of any traffic-control device or any railroad sign or signal, and no person shall place or maintain, nor shall any public authority permit upon any highway, any traffic sign or signal bearing thereon any commercial advertising. No tree, bush or foliage of any kind shall be so placed, maintained, allowed to remain, or be displayed upon either public or private property in such a manner as to hide from view or interfere with the movement of traffic or the effectiveness of any traffic-control device, sign or signal, and no person shall

place or maintain, nor shall any public authority permit upon any highway, any traffic sign or signal bearing thereon any commercial advertising. No tree, bush or foliage of any kind shall be so placed, maintained, allowed to remain or be displayed upon either public or private property in such a manner as to hide from view or interfere with the movement of traffic or the effectiveness of any traffic-control device, sign or signal.

9-1-6 INTEFFERENCE WITH SIGNS OR SIGNALS. It shall be unlawful for any person to deface, injure, move or interfere with any official traffic sign or signal.

9-1-7 ADVERTISING SIGNS. It shall be unlawful to maintain anywhere in the Village, any sign, signal, marking or device, other than a traffic sign or signal authorized by the Village Board or the Illinois State Department of Public Works and Buildings, which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, in view of any street or highway, and it shall be unlawful to place or maintain any sign which hides from view any lawful traffic-control device.

It shall be unlawful to maintain or operate in view of any street or highway, any flashing or rotating beacon of light.

9-1-8 ANIMALS OR BICYCLES. Any person riding a bicycle or an animal, or driving any animal drawing a vehicle upon any street shall be subject to the provisions of this Code applicable to the driver of a vehicle, except those provisions which can have no application to one riding a bicycle or driving or riding an animal.

9-1-9 LAMPS AND OTHER EQUIPMENT ON BICYCLES.

(A) Every bicycle, when in use at nighttime, shall be equipped with a lamp on the front which shall emit a white light visible from a distance of at least 500 feet to the front and with a red reflector on the rear of a type approved by the Department which shall be visible from all distance from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible from a distance of 500 feet to the rear may be used in addition to the red reflector.

(B) A bicycle shall not be equipped with, nor shall any person use any siren upon a bicycle.

(C) Every bicycle shall be equipped with a brake which will adequately control movement of and stop and hold such bicycle.

(D) No person shall sell a new bicycle or pedal for use on a bicycle that is not equipped with a reflex reflector or conforming to specifications prescribed by the State on each pedal, visible from the front and rear of the bicycle during darkness from a distance of 200 feet.

(E) No person shall sell or offer for sale a new bicycle that is not equipped with side reflectors. Such reflectors shall

be visible from each side of the bicycle from a distance of 500 feet and shall be essentially colorless or red to the rear of the center of the bicycle and essentially colorless or amber to the front of the center of the bicycle provided. The requirements of this paragraph may be met by reflective materials which shall be at least 3/16th-inch wide on each side of each tire or rim to indicate as clearly as possible the continuous circular shape and size of the tires or rims of such bicycle and which reflective materials may be of the same color on both the front and rear tire or rim. Such reflectors shall conform to specifications prescribed by the State.

ARTICLE II - STOP AND THROUGH STREETS

9-2-1 STOP STREETS. The driver of a vehicle shall stop in obedience to a stop sign at an intersection where a stop sign is erected pursuant to ordinance at one or more entrances thereto and shall proceed cautiously, yielding to the vehicles not so obliged to stop which are within the intersection or approaching so close as to constitute an immediate hazard, unless traffic at such intersection is controlled by a police officer on duty, in which event, the directions of the police officer shall be complied with. (See Schedule "A")

9-2-2 YIELD RIGHT-OF-WAY STREETS. The driver of a vehicle approaching a yield sign shall, in obedience to such sign, slow down to a speed reasonable for the existing conditions and if required for safety to stop, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping, the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard during the time such driver is moving across or within the intersection.

9-2-3 POSTING SIGNS. Appropriate signs shall be posted to show all stop and yield right-of-way streets; all one-way streets and alleys; and all stop intersections.

ARTICLE III - DRIVING RULES

9-3-1 ILLINOIS VEHICLE CODE; RULES OF THE ROAD ADOPTED. The Illinois Vehicle Code, Illinois Revised Statutes, Chapter 95 1/2, Section 11, entitled, "Rules of the Road," as passed, approved and amended by the Illinois General Assembly is hereby adopted by the Village and the provisions thereof shall be controlling within the corporate limits of the village, except for the following changes, deletions and omissions:

(A) Omissions:

- (1) Omit Section 11-202, 11-204, 11-207, 11-208, 11-208.1, 11-208.2, 11-209, 11-209.1, 11-211,

11-302, 11-303, 11-310(f), 11-313, 11-401 to and including 11-416, 11-500(i), 11-501(c), 11-501.1, the last paragraph beginning with "notwithstanding" and ending with "appropriate;" 11-502, the last sentence beginning with "a" and ending with "offense;" 11-503, 11-504, first paragraph beginning with "any" and ending with "amended;" 11-602, 11-603, 11-604, 11-606(b), 11-608 and 11-1422

(B) Changes and Additions:

- (1) Change 11-904(a) to read: "Preferential right-of-way at an intersection may be indicated by stop or yield signs as authorized by this Code."
- (2) Change 11-1204(a) to read: "Preferential right of-way at an intersection may be indicated by stop signs or yield signs as authorized by this Code."
- (3) Change 11-1416(a) to read: "Any person who shall willfully and unnecessarily attempt to delay, hinder or obstruct any other person in lawfully driving and traveling upon or along any highway within this State or who shall offer for barter or sale, merchandise on said highway so as to interfere with the effective movement of traffic shall, upon conviction, be guilty of a violation of this Code."

9-3-2 DRIVING RULES.

(A) Careless Driving. It shall be unlawful to operate a vehicle in the Village in a careless manner so as to interfere with the safe or lawful operation of any other vehicle or so as to interfere with or to injure, damage, or endanger persons or property engaged in the lawful use of the street.

(B) Drag Racing Unlawful. No person shall be a participant in drag racing as defined in Section 11-504 of the Statutes of the State of Illinois.

(C) Fleeing or Attempting to Elude Police Officer. Any driver or operator of a motor vehicle who, having been given a visual or audible signal by a police officer, directing such driver or operator to bring his vehicle to a stop, willfully fails to or refuses to obey such direction, increases his speed, extinguishes his lights or otherwise flees or attempts to elude the officer is guilty of a violation of this Chapter. The signal given by the police officer may be by hand, voice, siren, red or blue light. Provided, the officer giving such signal shall be in police uniform and if driving a vehicle, such vehicle shall be marked showing it to be an official police vehicle.

(D) Unlawful Possession of Highway Sign or Marker. The Department of Local Authorities, with reference to traffic-control signals, signs or markers owned by the Department of Local Authorities, are authorized to indicate the ownership of such signs, signals or markers on the back of such devices in letters not less than 3/8ths inch or more than 3/4ths inch in height, by use of a metal stamp, etching or other permanent means and, except for employees of the Department of Local Authorities, police officers, contractors and their employees engaged in highway construction contract or work on the highway approved by the Department of Local Authorities, it is a violation of this Chapter for any person to possess such sign, signal or marker so identified.

(E) General Speed Restrictions. The speed limits on various streets shall be approved by the Village Board, but shall not exceed 20 MPH in a school zone and not to exceed 30 MPH on any street in the Village.

(F) Special Speed Limit While Passing Schools. No person shall drive a motor vehicle at a speed in excess of 20 MPH while passing a school zone or while traveling upon any public thoroughfare on or across which children pass going to and from school during school days when school children are present.

This section shall not be applicable unless appropriate signs are posted upon streets and maintained by the Village or State wherein the school zone is located.

(H) Failure to Reduce Speed. A vehicle shall be driven upon the streets and alleys of this Village at a speed which is reasonable and proper with regard to traffic conditions and the use of the street or alley. The fact that the vehicle does not exceed the applicable maximum speed limit does not relieve the driver of the duty to decrease speed when approaching and crossing an intersection or when special hazard exists with respect to pedestrian or other traffic or by reason of weather or highway conditions. Speed must be decreased as may be necessary to avoid colliding with any person or vehicle on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

(I) Traffic Lane Usage. Whenever any roadway within the Village has been divided into two (2) or more clearly marked lanes for traffic, a vehicle shall be driven as nearly as practicable entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

9-3-3 DUTY TO REPORT ACCIDENT. The driver of a vehicle which is in any manner involved in an accident within the Village shall, without unnecessary delay, notify the Police Department and

shall make a report of such action. Failure to report an accident within the Village within 24 hours shall result in arrests of the person or persons involved.

ARTICLE IV - EQUIPMENT OF VEHICLES-

9-4-1 ILLINOIS VEHICLE CODE; EQUIPMENT OF VEHICLES ADOPTED. The Illinois Vehicle Code, Illinois Revised Statutes, Section 12, entitled, "Equipment of Vehicles," as passed, approved, and amended by the Illinois General Assembly is hereby adopted by the Village and the provisions thereof shall be controlling within the corporate limits of the village, except for the following omissions:

(A) The last sentence of 12-205, beginning with "the" and ending with "act," 12-605, 12-605.1.

9-4-2 EXCESSIVE NOISE - STOPPED VEHICLE. No operator of a motor vehicle shall, when the motor vehicle is stopped, unreasonably accelerate the engine thereof with the gears of the vehicle in neutral, thereby causing an unreasonably loud or excessive noise.

9-4-3 SAME; WHEELS. No operator of a motor vehicle shall, when the motor vehicle is stopped, accelerate the engine with the gears of such vehicle in neutral and while so accelerating the engine, shift the gears of the vehicle into a forward or reverse movement, thereby causing an unreasonably loud noise with the rear wheels of the vehicle.

9-4-4 SAME; SQUEALING TIRES. No operator of a motor vehicle shall accelerate the engine thereof when shifting the gears of such vehicle in such a manner as to cause the rear wheels of such vehicle to spin violently, thereby causing an unreasonably loud or excessive noise.

9-4-5 MUFFLER. No motor vehicle shall be operated on any street unless such vehicle is provided with a muffler in efficient actual working condition; and the use of a cut-out is prohibited. No muffler shall cause an unreasonably loud or excessive noise.

9-4-6 RECKLESS, NEGLIGENT OR CARELESS DRIVING. It shall be unlawful to operate any vehicle in the Village in a careless, reckless, negligent or wanton manner, or carelessly so as to endanger life or property.

9-4-7 EXCESSIVE NOISE WHILE DRIVING. No operator of a motor vehicle shall, when operating the vehicle, accelerate the vehicle or rapidly stop the vehicle causing an unreasonably loud noise.

ARTICLE V - PARKING RULES

9-5-1 TIME LIMIT PARKING. It shall be unlawful to park any vehicle for a period of time in excess of the amount of time

designated by law and so posted.

9-5-2 STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED PLACES.

(A) Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-control devices, no person shall:

(1) Stop, stand or park a vehicle:

- (a) On the roadway side of any vehicle stopped or parked at the edge or curb of a street.
- (b) On a sidewalk.
- (c) Within an intersection.
- (d) On a crosswalk.
- (e) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings.
- (f) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic.
- (g) Upon any bridge or other elevated structure upon a highway or within a highway tunnel.
- (h) On any railroad tracks.
- (i) At any place where official signs prohibit stopping.
- (j) On any controlled-access highway.
- (k) In the area between roadways of a divided highway, including crossovers.
- (l) In any alley that is opened and maintained.

(2) Stand or park a vehicle, whether occupied or not except momentarily to pick up or discharge passengers:

- (a) In front of a public or private highway.
- (b) Within 15 feet of a fire hydrant (1957).
- (c) Within 20 feet of a crosswalk at an intersection.
- (d) Within 30 feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of the roadway.
- (e) Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of such entrance (when properly sign-posted).
- (f) At any place where official signs prohibit standing.

(3) Parking a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading property or passengers:

- (a) Within 50 feet of the nearest rail of a railroad crossing.
- (b) At any place where official signs prohibit parking.

(B) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such a distance as is unlawful.

9-5-3 TOWING CARS AWAY. The Police Department and all members thereof assigned to traffic duty are hereby authorized to remove and tow away, or have removed and towed away by commercial towing service, any car, boat, trailer, or other vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any emergency vehicle.

Vehicles towed away shall be stored on any Village property or in a public garage or parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the Village in removing and storing such vehicle(s).

9-5-4 PRIMA FACIE PROOF. The fact that a vehicle which is illegally parked or operated is registered in the name of a person shall be considered prima facie proof that such person was in control of the vehicle at the time of such violation.

ARTICLE VI - ABANDONED VEHICLES

9-6-1 DEFINITIONS. For the purpose of this Code, the following words shall have the meanings ascribed to them as follows:

"ABANDONED VEHICLE" shall mean all motor vehicles or other vehicles in a state of disrepair, rendering the vehicle incapable of being driven in its condition; or any motor vehicle or other vehicle that has not been moved or used for 7 consecutive days or more and is apparently deserted.

"ANTIQUE VEHICLE" means any motor vehicle or other vehicle 25 years of age or older.

"COMPONENT PART" means any part of a vehicle, other than a tire, having a manufacturer's identification number or an identification number issued by the Secretary of State.

"DERELICT VEHICLE" means any inoperable, unregistered, discarded motor vehicle, regardless of title, having lost its character as a substantial property and left unattended without justification on the owner's land contrary to the public policy expressed in this Code.

"HIGHWAY" means any street, alley or public way within this municipality.

"REMOVE" means to remove, deface, cover, or destroy.

"VEHICLE" means every device in, upon, or by which any person or property is or may be transported or drawn upon a street or highway, whether subject to or exempt from registration, excepting, however, bicycles, snowmobiles and devices used exclusively upon stationary rails or tracks.
(Ill. Rev. Stat., Ch. 95 1/2; 4-201)

9-6-2 ABANDONMENT.

(A) Highway. The abandonment of a motor vehicle or other vehicle or part thereof on any highway in this municipality is unlawful and subject to penalties as set forth herein.

(B) Private Property. The abandonment of a motor vehicle or other vehicles or any part thereof on private or public property, other than a highway, in view of the general public anywhere in this municipality is unlawful, except on property of the owner or bailee of such abandoned vehicle.

(C) Owner's Property. A motor vehicle or other vehicle or any part thereof so abandoned on private property shall be authorized for removal by or upon the order of the Police of the municipality after waiting a period of 7 days or more.
(Ill. Rev. Stat., Ch. 95 1/2, 4-201).

9-6-3 POSSESSION OF VEHICLE BY OTHER PARTY; TOWING. When an abandoned, lost, stolen or unclaimed motor vehicle or other vehicle comes into the temporary possession or custody of a person in this municipality, not the owner of the vehicle, such person shall immediately notify the Police Department when the vehicle is within the corporate limits of the municipality. Upon receipt of such notification, the Police Department or designated representative shall authorize a towing service to remove and take possession of the abandoned, lost, stolen or unclaimed motor vehicle or other vehicle. The towing service will safely keep the towed vehicle and its contents, maintain a record of the tow until the vehicle is claimed by the owner or any other person legally entitled to possession thereof or until it is disposed of as provided in this Chapter.

9-6-4 REMOVAL OF MOTOR VEHICLES OR OTHER VEHICLES -
TOWING OR HAULING AWAY.

(A) When a vehicle is abandoned or left unattended on a highway in an urban district 10 hours or more, its removal by a towing service may be authorized by the Police Department of the municipality.

(B) When an abandoned, unattended, wrecked, burned or partially dismantled vehicle is creating a traffic hazard because of its position in relation to the highway or its physical appearance is causing the impeding of traffic, its immediate removal from the highway or private property adjacent to the highway by a towing service may be authorized by the Police Department of the municipality.

(C) When a vehicle removal from either public or private property is authorized by the Police Department, the owner of the vehicle will be responsible for all towing costs.

9-6-5 POLICE RESPONSIBILITIES. When a motor vehicle or other vehicle is authorized to be towed away as provided herein, the Police shall keep and maintain a record of the vehicle towed, listing by color, year of manufacture, manufacturer's trade name, manufacturer's series name, body style, Vehicle Identification Number and license plate year and number displayed on the vehicle. The record shall also include the date and hour of tow, location towed from, location towed to, reason for towing and the name of the officer authorizing the tow.

9-6-6 UNKNOWN OWNER. When the Police Department does not know the identity of the registered owner or other legally entitled person, they will cause the motor vehicle registration records of the State of Illinois to be searched by a directed communication to the Secretary of State for the purpose of obtaining the required ownership information.

The Police Department authorizing the impoundment will cause the stolen motor vehicle files of the Illinois State Police to be searched by a directed communication to the Illinois State Police for stolen or wanted information of the vehicle. The information determined from these record searches will be used by the Police Department in sending notification by certified mail to the owner or legally entitled person, advising where the vehicle is held, requesting a disposition to be made and setting forth public sale information.

9-6-7 STATE POLICE INFORMATION. When the registered owner or other person legally entitled to the possession of a motor vehicle or other vehicle cannot be identified from the registration files of this State or from the registration files of a foreign state, if applicable, the Police Department shall notify the Illinois State Police for the purpose of identifying the vehicle's owner or other person legally entitled to the possession of the vehicle. The information obtained by the Illinois State Police will be immediately forwarded to the Police Department having custody of the vehicle for notification of owner.

9-6-8 NOTIFICATION; NEW CAR; MAIL. Whenever an abandoned, lost, stolen, or unclaimed motor vehicle or other vehicle four years of age or newer remains unclaimed by the registered owner or other person legally entitled to its possession for a period of 30 days after notice has been given as provided herein, the Police Department having possession of the vehicle shall cause it to be sold at public sale to the highest bidder. Notice of the time and place of the sale shall be posted in a conspicuous place for at least 10 days prior to the sale on the premises where the vehicle has been impounded. At least 10 days prior to the sale, the Police Department shall cause a notice of the time and place to be sent by certified mail to the registered owner or other person known by the Police Department or towing service to be legally entitled to the possession of the vehicle. Such notice shall contain a complete description of the vehicle to be sold and what steps must be taken by any legally entitled person to reclaim the vehicle.

In those instances where the certified notification specified herein has been returned by the postal authorities to the Police Department due to the addressee having moved or being unknown at the address obtained from the registration records of this State, the sending of a second certified notice will not be required.

9-6-9 PUBLIC SALE; RECLAMATION. Any time before a motor vehicle or other vehicle is sold at public sale or disposed of as provided in Section 24-7-8, the owner or other person legally entitled to its possession may reclaim the vehicle by presenting to the Police Department proof of ownership, or proof of the right to possession of the vehicle. No vehicle shall be released to the owner or other person under this section until all towing and storage charges have been paid.

9-6-10 NOTIFICATIONS "FOR SALE".

(A) New Car. When the identity of the registered owner or other person legally entitled to the possession of an abandoned, lost, or unclaimed vehicle of 7 years of age or newer cannot be determined by any means provided for in this Chapter, the vehicle may be sold as provided herein, or disposed of in the manner authorized by this Chapter without notice to the registered owner or other person legally entitled to the possession of the vehicle.

(B). Old Car. When an abandoned vehicle of more than 7 years of age is impounded as specified by this Chapter, it will be kept in custody for a minimum of 10 days for the purpose of determining ownership, the contacting of the registered owner by th U.S. Mail, public service, or in person for a determination of disposition; and an examination of the Illinois State Police stolen motor vehicle files for theft and wanted information. At the expiration of the 10 day period, without the benefit of disposition information being received from the registered owner, the Sheriff will authorize the disposal of the vehicle as junk.

An exception to the above is provided for if, in the opinion of the police officer processing the vehicle, it has a value of \$200.00 or more and can be restored to safe operating condition. In this event, the agency may authorize its purchase as salvage and the Secretary of State may issue a salvage certificate if the vehicle is bonded in the manner as provided for certificates of title under Chapter 95 1/2, Section 3-100 of the Illinois Revised Statutes.

(C) Antique Vehicle. A motor vehicle or other vehicle classified as an antique vehicle may, however, be sold to a person desiring to restore such vehicle.

9-6-11 POLICE RECORD FOR DISPOSED VEHICLE. When a motor vehicle or other vehicle in the custody of the Police Department is reclaimed by the registered owner or other legally entitled person or when the vehicle is sold at public sale or otherwise disposed of as provided in this Chapter, a report of the transaction will be maintained by the Police Department for a period of one year from the date of the sale or disposal.

9-6-12 PUBLIC SALE PROCEEDS. When a vehicle located within the corporate limits of this municipality is authorized to be towed away by the Police Department and disposed of as set forth in this chapter, the proceeds of the public sale or disposition, after the deduction of towing, storage and processing charges shall be deposited in the municipal treasury.

9-6-13 LIABILITY OF VILLAGE. Any police officer, towing service owner, operator or employee shall not be held to answer or be liable for damages in any action brought by the registered owner, former registered owner, or his legal representative, or any other person legally entitled to the possession of a motor vehicle or other vehicle when the vehicle was processed and sold or disposed of as provided by this chapter. (Ill. Rev. Stat., Ch. 24; 11-40-3 and Ch. 95 1/2 4-201, et seq., as amended).

9-6-14 INOPERATIVE MOTOR VEHICLES:. It shall be unlawful for any person to park an inoperable motor vehicle owned or maintained by said person, on the public streets or other public property, or allow an inoperable motor vehicle to be parked on such person's private property or shall any person allow any inoperative motor vehicle owned by another to be placed on his private property if such vehicle is on private property in view of the general public. However, nothing herein shall apply to any motor vehicle that is kept within a building when not in use, to historic vehicles over 25 years of age, or to a motor vehicle on the premises of a place of business engaged in the wrecking or junking of motor vehicles.

"Inoperable Motor Vehicle" as used herein, means any motor vehicle which, for a period of at least seven days, the engine, wheels or other parts have been removed or on which the engine, wheels or other parts have been altered, damaged or otherwise so

treated that the vehicle is incapable of being driven under its own power. "Inoperable Motor Vehicle" shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repair operations.

Any person, firm or corporation who allows said nuisance to exist or fails to abate said nuisance upon conviction thereof, shall be fined in an amount not less than \$50.00 nor more than \$500.00 for each separate offense and a separate offense shall be deemed committed on each day during or on which a violation or failure occurs or continues.