

AN ORDINANCE REGULATING ABANDONED OR
JUNKED VEHICLES ON PRIVATE PROPERTY
WITHIN THE BOROUGH OF LOGANVILLE, YORK
COUNTY, PENNSYLVANIA

BE IT ENACTED AND ORDAINED by the Borough Council of
the Borough of Loganville, York County, Pennsylvania, and it is hereby en-
acted and ordained by the authority of the same:

SECTION 1: From and after the effective date of this
Ordinance, it shall be unlawful for any person, partnership, firm, associa-
tion or corporation to park or store on any street or in the open on public
or on any private property within Loganville Borough, York County, Penn-
sylvania, any abandoned or junked vehicle for a period longer than fifteen
(15) days.

SECTION 2: The following acts or circumstances shall be
prima facia evidence that a vehicle is an abandoned or junked vehicle:

1. Failure to move any vehicle disabled by reason of
an accident for a period of fifteen (15) days from the date of the said accident,
2. The leaving of a vehicle that is inoperatable upon
public property unattended for a period of more than fifteen (15) days, or
3. A vehicle that has remained illegally on public
property for more than a period of fifteen (15) days, or
4. A vehicle that has remained on private property
without the consent of the owner or person in control of the property for a
period of more than fifteen (15) days, or
5. A motor vehicle or parts thereof not in running con-
dition, left or stored in the open and not in such an enclosure as is reason-
ably calculated to prevent children from playing on or about such motor
vehicles, or

6. A motor vehicle which does not bear a current state registration or a current official state inspection emblem which is parked or stored for a period longer than fifteen (15) days on any public or private property within the said Borough of Loganville, or

7. Any vehicle or parts thereof which has been voluntarily relinquished by its owner with the intention of terminating his ownership, possession and control, without vesting ownership in any other person.

SECTION 3: Any police officer, or the mayor of the Borough, is hereby authorized to remove or cause to have removed any abandoned vehicle or junked vehicle from the street or from public or private property after fifteen (15) days from the time the vehicle had been parked or stored on the said street or public or private property and cause such vehicle to be stored temporarily pending determination of ownership and notice to the owner of its removal, if ownership has been determined. Such police officer shall, within five (5) days of the removal, notify the owner or reputed owner of the said vehicle of its removal and of the intention of the Borough to dispose of the vehicle unless it is claimed and costs of removal and storage is paid within five (5) days from the date of mailing of the said notice.

SECTION 4: In the event that any abandoned or junked vehicle is not claimed and the cost of its removal and storage not paid within five (5) days of the mailing of the notice as set forth in Section 3 above, or in the event that the identity or whereabouts of the owner cannot be determined after a reasonable investigation, the Borough shall dispose of the said vehicle as provided for in the Motor Vehicle Code of Pennsylvania.

SECTION 5: The cost of removal and storage of any vehicle removed under the authority of this section, shall be born by the owner of such vehicle and in addition thereto, any person or any officer of any partnership, firm, association or corporation who shall violate any provision of this

Ordinance, shall, upon conviction thereof, in a Summary proceeding before a District Magistrate of York County, Pennsylvania, be sentenced to pay a fine of not less than Ten (\$10.00) Dollars nor more than Three Hundred (\$300.00) Dollars together with costs of prosecution for each and every day said violation continues or be imprisoned in the York County Jail for a period of not more than thirty (30) days or both. Any violation of this Ordinance shall be deemed a separate offense for each and every day such violation shall continue and shall be subject to the penalty imposed herein for each and every separate offense.

SECTION 6: If any sentence, clause or section of this Ordinance shall, for any reason, be found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this Ordinance.

SECTION 7: Any other prior Ordinance or part thereof which is inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 8: This Ordinance shall become effective five (5) days after the enactment and ordination hereof as provided by law.

ENACTED AND ORDAINED this 9th day of December, 1974, by the Borough Council of the Borough of Loganville.

Lewis E. Elchert III
President

ATTEST:

H. Adam
Secretary

APPROVED this 9th day of December, 1974.

John H. Slatfelter
Mayor