

**AMENDMENT**  
**ORDINANCE NUMBER: 2-1009**

**AN ORDINANCE GOVERNING THE STORAGE OF JUNKED MOTOR VEHICLES**

BE IT ORDAINED by the Mayor and Council in meeting duly assembled.

WHEREAS, the Council desires to amend all areas that use the word "Town" to include "or the Ridgeway Police Department"; and "notification" or "tag" to insert "written citation".

WHEREAS, in order to reflect the additional words, council strikes Section 4 and Section 5, previously passed March 10, 1998, and corrects as follows:

NOW THEREFORE, BE IT ORDAINED THAT:

**SECTION 4: NOTICE OF REMOVAL**

Whenever any member of the Town's police department finds or is notified that any junked motor vehicle or motor vehicle accessories have been stored or permitted to remain on any private or public property in excess of 30 days the owner will be issued a written citation by the Ridgeway Police Department. Thereafter a notice by certified mail will be sent to the owner of record of such motor vehicle or accessory, if the owner can be ascertained through the exercise of reasonable diligence. The owner of the real property as shown on the tax records upon which the vehicle or accessory are located, if not the same as the owner of the vehicle or accessory, will also be directed by certified mail to remove the junked motor vehicle or motor vehicle accessories within 30 days. The notices will also contain the following information:

- E. Notice of Complaint
- F. Description and location of the motor vehicle and/or motor vehicle accessories.
- G. Statement that the motor vehicle or motor vehicle accessories should be removed from the premises no later than thirty days from date of the written citation or the Town or police department will remove and stored with a wrecking company at their expense.
- H. the wrecking company the Town will use for removal should the Town have to act and the fact that the operator of this wrecking company may after 30 days of storage sell the property to the highest bidder to recover unpaid storage fees.
- I. State that removal from the location specified in the notification to another location upon which said storage is not permitted, is prohibited and shall subject the person to additional penalties.
- J. Statement that if removal is made within the time limits, specific notification must be given in writing to the town police to assure the stopping of the Town's enforcement proceedings.
- K. Statement that the owner has a right to a hearing of the complaint in Municipal court and the date and time for the hearing and penalties provided if found in violation of the ordinance.

For the purposes of this section, the date on the written citation by the police department will be used to calculate how long the vehicle or accessories have been located on the property. For the purpose of this section the date shown upon the receipt for certified mail will be used to calculate the date when the Town or police department remove the vehicle or accessories.

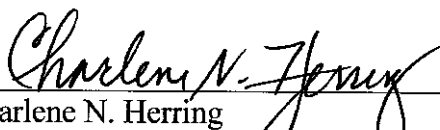
SECTION 5: REMOVAL OF JUNKED VEHICLES:

The Town or the Ridgeway Police Department may remove junked vehicles and or accessories located in violation of the ordinance 30 days after notice to the real property owner. The Town or the Ridgeway Police Department may remove the vehicle or accessories by contracting with one or more salvage yards or wrecking companies that will take the junked vehicles or accessories at no charge to the town. The contract with the wrecking company will provide that the wrecking company understands that the Town does not agree to pay the cost of removal and that the company expects to recover its compensation through the payment of a storage lien by the vehicle owner or in the alternative by the sale of the unclaimed vehicle or accessories after legal execution upon its lien.


To qualify to contract with the Town a salvage company or wrecking company must: (1) hold a license issued by the South Carolina Tax Commission (2) possess 10 or more vehicles or junked motor vehicles; (3) regularly engages in buying and selling used motor vehicle parts; (4) own the necessary equipment to transport junked motor vehicle or accessories, and (5) send written notice to the vehicle owner, if reasonably able to identify, that the junked vehicle or accessories are in storage and can be picked-up for the transportation fee and a storage fee calculated at a daily rate.

DONE in Council this 12th day of October, 2017.

MAYOR:

  
Charlene N. Herring

TOWN CLERK:

  
Vivian A. Case

FIRST READING: 9/14/17  
SECOND READING: 10/12/17