

CITY OF HOMER
HOMER, ALASKA

ORDINANCE 88-7

AN ORDINANCE OF THE CITY OF HOMER AMENDING CHAPTER 18.20, ABANDONED AND JUNK VEHICLES, OF THE HOMER MUNICIPAL CODE PERTAINING TO THE DEFINITIONS CONTAINED IN SECTION 18.20.010

WHEREAS, the Homer Advisory Planning Commission has requested amendments to the ordinance pertaining to the existing definition for junk vehicles and to include a definition for abandoned property and inoperable vehicles in an effort to improve the procedure for enforcement of code violations related to the keeping of abandoned property and junked vehicles; and,

WHEREAS, the Homer Advisory Planning Commission has considered and recommended City Council approval of the amended definitions related to abandoned property, junk vehicles and inoperable vehicles; and,

WHEREAS, a public hearing was held on the proposed amendments pertaining to abandoned property and junked and inoperable vehicles on April 13, 1988 before the Homer Advisory Planning Commission, as required by law:

NOW, THEREFORE, THE CITY OF HOMER ORDAINS that Homer Municipal Code, Section 18.20.010, Definitions be amended as follows:

HMC, Section 18.20.010 (b) is hereby repealed in its entirety and reenacted to read:

Section 18.20.010 (b) "Junk vehicle" means a motor vehicle that (1) is stripped, wrecked, or otherwise inoperable due to mechanical failure, (2) has not been repaired because of mechanical difficulties or because the cost of repairs required to make it operable exceeds the fair market value of the vehicle, and (3) does not have a current motor vehicle registration as required under the laws of the State of Alaska."

HMC, Section 18.20.010 (c) is hereby added to read:

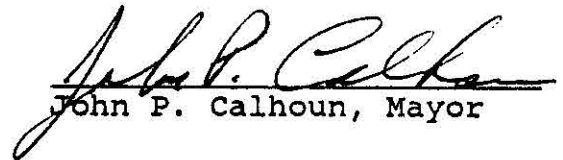
Section 18.20.010 (c) "Abandoned property" means any personal property, or junked property as defined in Chapter 21.32 of these regulations, including junk or inoperable vehicles, being stored or kept in a public right of way or on private property for a period in excess of 24 hours without the consent of the public or private property owner."

HMC, Section 18.20.010 (d) is hereby added to read:

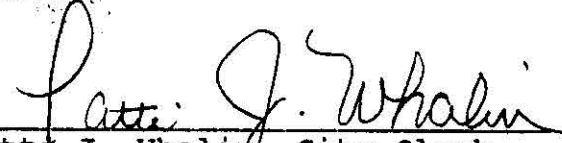
Section 18.20.010 (d) "Inoperable vehicle" means a vehicle which cannot be operated without certain mechanical repairs and/or additions, i.e., tires, being performed on same."

DATED at Homer, Alaska this 23rd day of May, 1988.

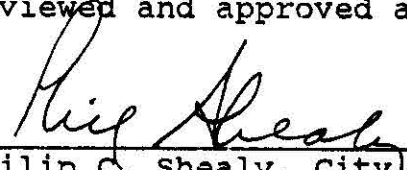
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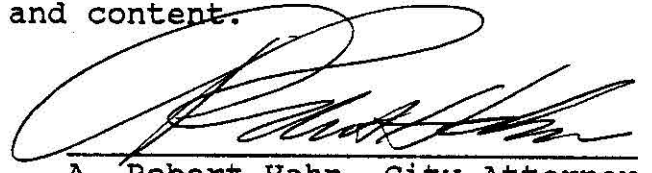

John P. Calhoun, Mayor

ATTEST:


Patti J. Whalin, City Clerk

Reviewed and approved as to form and content.


Philip C. Shealy, City Manager


A. Robert Hahn, City Attorney

First reading:
Public hearing:
Second reading:
Effective date: