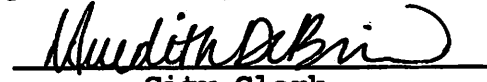


OFFICE OF THE CITY CLERK
Sheboygan, Wisconsin
City Hall

I hereby certify that this is a true copy
of a document from the Common Council
proceedings of the City of Sheboygan.


City Clerk

Gen. Ord. No. 26 - 20 - 21. By Alderperson Dekker. December 7, 2020.

AN ORDINANCE amending Sections 118-276 and 118-279 of the Municipal Code relating to unlicensed vehicles.

WHEREAS, as written, the City of Sheboygan's Abandoned Vehicle Ordinance is focused on vehicles that do not move; and

WHEREAS, however, one situation in which a vehicle can be deemed abandoned under the Abandoned Vehicle Ordinance is if it is unlicensed; and

WHEREAS, because unlicensed vehicles often move throughout the City, as the Abandoned Vehicle Ordinance is currently written, the City is not currently able to effectively and efficiently address the problem of unlicensed vehicles parked on public property; and

WHEREAS, this amendment to the Abandoned Vehicle Ordinance is intended to address the issue of unlicensed vehicles parked on public property and to balance the need for notice to the vehicle owner with the City's need to effectively and efficiently deal with vehicles that, because they are unlicensed, are illegally parked on the City's streets.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 118-276 of the Municipal Code entitled, "Prohibited acts; deemed nuisance" is hereby amended to read as follows:

"Sec. 118-276. *Prohibited acts; deemed nuisance.*

. . . .

(f) In this article, a vehicle is "unlicensed" if the vehicle is not displaying valid registration plates, a temporary operation plate, or other evidence of registration as provided under Wis. Stat. § 341.18(1), for the vehicle's current registration period or for a registration period for the vehicle that expired within the immediately preceding 31 days.

(g) If a vehicle is deemed abandoned under section 118-276(b)(2) because more than 72 hours have elapsed since notice was provided that the vehicle was unlicensed, the vehicle shall continue to be deemed abandoned for so long as it remains unlicensed even if its location changes. If this vehicle is found parked upon public property within the city while it continues to be deemed abandoned because it is unlicensed, the

vehicle may be removed without providing new notice under section 118-276(b)(2). Written notice under section 118-279 shall still be required each time the vehicle is removed."

Section 2. Section 118-279 of the Municipal Code entitled, "Reclamation or disposal" is hereby amended to read as follows:

"Sec. 118-279. *Reclamation or disposal.*

. . .

- (c) Except as provided elsewhere in this article, any motor vehicle, trailer, semitrailer, or mobile home removed and impounded under this division shall be retained in storage for a period of not less than ten days after certified mail notice has been sent to the last-known address of the owner and lienholders of record to permit reclamation of the vehicle after payment of accrued charges. Such notice shall set forth the year, make, model, and serial number of the abandoned vehicle, the place where the vehicle is being held, and shall inform the owner and any lienholders of their right to reclaim the vehicle. The notice shall state that the failure of the owner or lienholders to exercise their rights to reclaim the vehicle under this article shall be deemed a waiver of all right, title, and interest in the vehicle and a consent to the sale of the vehicle. If the vehicle was removed and impounded under section 118-276(b)(2) because it was unlicensed, the notice shall inform the owner that if the vehicle is reclaimed and remains unlicensed it continues to be deemed abandoned. Each retained vehicle not claimed by its owner or lienholder may be disposed of at a sale by sealed bid or by auction sale as set forth below:

. . ."

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Dean Decker

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the 21st day of December, 2020.

Dated December 22, 2020. [Signature] City Clerk

Approved December 22, 2020. [Signature] Mayor

Published December 26, 2020.

Certified December 22, 2020 to - Atty.; Police Dept.