

NOTICE:

EFFECTIVE MAY 1st, 2004

ARTICLE II OF THE MUNICIPAL ORDINANCE OF THE
VILLAGE OF MIDDLETOWN, IL WILL BE ENFORCED.

ARTICLE II AS FOLLOWS:

ARTICLE II – DEPOSITING OR STORAGE OF PERSONALTY ON PRIVATE PROPERTY.

Sec. 22.201 Definition of Nuisance:

For the purposes of this ordinance, the term “nuisance” is defined to mean any condition of use of the premises or of building exteriors which is detrimental to the property of others or which causes or tends to cause substantial diminution in the value of other property in the neighborhood in which such premises are located. This includes, but is not limited to, the keeping or the depositing on, or scattering over the premises of any of the following:

- (a) Lumber, junk, trash, or debris;
- (b) Abandoned, discarded or unused objects or equipment such as automobiles, furniture, stoves, refrigerators, freezers, cans or other containers.

Sec. 22.202 Duty of Maintenance or Private Property:

No person owning, leasing, occupying or having charge of any premises shall maintain or keep any nuisance thereon, nor shall any such person keep or maintain such premises in a manner causing substantial diminution in the value of the other property in the neighborhood in which such premises are located.

Sec. 22.203 Exterior Storage of Non-operative Vehicles Prohibited:

No person in charge of or in control of premises, whether as owner, lessee, tenant, occupant or otherwise shall allow any partially dismantled, wrecked, junked, discarded or otherwise non-operative motor vehicle to remain on such property longer than ten (10) days; and no person shall leave any such vehicle on any property within the Village for a longer time than ten (10) days; except that this section shall not apply with regard to any vehicle in an enclosed building. This Ordinance shall further not apply with regard to any vehicle on the premises of a business enterprise operated in a lawful place, other than in a residential district, and operated in a lawful manner, when the keeping or maintenance of such vehicle is necessary to the operation of such business enterprise.

Sec. 22.204 Abatement of Nuisance by Owners:

The owner, owners, tenants, lessees and/or occupants of any lot or realty within the corporate limits of the Village upon which such types and kinds of personalty is kept or deposited, shall jointly or severally abate said nuisance by the prompt removal of said personalty into a completely enclosed building authorized to be used for such storage purposes, is located within the corporate limits of the Village or otherwise to remove it to a location without said Village limits.

CHAPTER XXII – OTHER REGULATIONS (continued)

ARTICLE V – Vehicles

Sec. 22.501 Vehicles Containing Hazardous Materials:

It shall be unlawful to cause any truck, trailer or other vehicle used for storage or transport of hazardous materials to be parked in one location within the Village limits for more than 2 hours within any 24 hour period if said truck, trailer or other vehicle has a tank or storage container in excess of 50 gallons or a storage area used in excess of 125 square feet.

The words “hazardous materials” as used in this section shall include but not be limited to gasoline, diesel fuel, oil, propane, fertilizer, anhydrous ammonia and any other flammable poisonous or radioactive liquid, gas or solid which is commonly recognized as hazardous.

Both the driver and the owner of such vehicle are responsible under this section. The penalty for violating this section shall be not less than \$ 100 nor more than \$ 500 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

The driver or owner of such vehicle may be issued a permit to extend the 2 hour time limit upon good cause shown by applying with any village official

Notes:

The word “may” in the last paragraph could be “shall”
Chapter, Article, Section numbers and headings are only suggested
The board should consider adding other known hazardous materials to the list in paragraph 2 that commonly could be transported into the Village.

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