

**GENEVA TOWNSHIP Junk Yard ORDINANCE #12
Amended April 10, 2001**

An Ordinance to protect and promote the health, safety and general welfare of the people of the Township of Geneva by establishing methods of operating a junk yard and by setting penalties for violation of this ordinance.

The General Law Township of Geneva Ordains:

Section 1. No person, corporation or organization shall operate a junk yard or place of dismantling, wrecking or disposing of the junk and/or refuse material of automobiles, farm machinery, manufacturing refuse and boats, without having first obtained a license from the Township.

Section 2. Said license shall be issued within the discretion of the Township Board and when issued will be issued by the Township Clerk for a fee of \$25.00. Said license must be renewed each year on or before January 2nd. If, for any reason, the Licensee fails to renew the license, the property must be cleared of all junk, blight or blighted conditions, any dismantled, non-operating, wrecked, junked, unlicensed or discarded vehicles.

Section 3. In the event that the Board in its discretion issues a license, the licensee shall be required to erect an approved fence 83 feet from the center of the road, 10' from each adjoining property line and at a height of at least eight (8) feet surrounding the area in which the junk yard shall operate so as to keep the junk yard contents from public view. Licensed Junk Yards in operation as of April 10, 2001, with previously approved fencing shall not be charged with non-compliance to Section 3 of this ordinance.

Section 4. The Township Board may, in its discretion, for just cause, refuse to grant the license provided for in this act.

Section 5. PENALTY Any person, firm, corporation, or organization which violates or fails to comply with the provision of this Ordinance shall be deemed guilty of a misdemeanor and shall, upon conviction, be punished by a fine not to exceed \$500 and costs of prosecution or by imprisonment in the County Jail for a term not exceeding ninety (90) days, or by both fine and imprisonment in the discretion of the Court. Each day that a violation of this Ordinance exists shall constitute a separate offense. The imposition of any sentence shall not exempt the offender from compliance with the provisions of this Ordinance.

Section 6. If any section, sub-section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portion of this ordinance which shall remain in force and effect, and to this end the provisions of this ordinance are hereby declared to be severable.

Section 7. Amended Ordinance Adopted this 10th day of April, 2001. This amendment wording shall replace and supersede contents of Ordinance #1 & #3 & #12, as adopted and amended. Effective as Amended April 10, 2001.

Motion to adopt Ordinance #12 amendment, by Nancy Ann Whaley, seconded by Bridgette Gumpert.

Yes: 4 Yes: Funk, Primmer, Gumpert, Whaley.
No: 0 No: None
Absent: 1 Absent: Trowbridge

Adopted this 10th day of April, 2001.

Bridgette Gumpert
Bridgette Gumpert, Clerk

Ordinance #3 Adopted 9/15/64.
Ordinance #3 Amended & changed to Ordinance #12 - 2/14/84.
Ordinance #12 - amended 4/10/01.