BILL 2011-31

****** Third Reading ******

Memo

To: Mayor and City Council

Fr: Shellby Hendee, Development Director

Dt: March 23, 2011

Re: Ordinance, Except Military from Vehicle Storage Requirements

ISSUE

Current City regulations allow the parking or outside storage of unlicensed vehicles for no more than 72 hours on private property. This does not take into account extended overseas duty by U.S. military personnel. Staff concludes that this exceptional service by those in the Armed Forces who are deployed in foreign, often hostile, lands warrants an exception from the requirement and that they should be allowed to store their personal vehicles, which may be unlicensed, on private property which is often provided by a relative or friend. The attached ordinance gives the City Manager authority to do so for one year, with provisions for reasonable extension. The vehicle must be operable and must be licensed within 60 days of return to the U.S.

RECOMMENDATION

Staff recommends that the City Council approve the attached ordinance granting exception from unlicensed parking requirements for military personnel serving overseas.

Bill 2011-31

AN ORDINANCE AMENDING ARTICLE IX, PROPERTY MAINTENANCE CODE, OF CHAPTER 3, BUILDINGS, OF THE CODE OF THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI AND ENACTING A PROVISION EXCEPTING CERTAIN MILITARY PERSONNEL FROM VEHICLE STORAGE REQUIREMENTS THEREIN

WHEREAS, the Cameron City Code allows the parking or storage of unlicensed vehicles outdoors on private property for not more than seventy-two (72) hours; and

WHEREAS, the regulation contains no provision for exception of military personnel who are stationed overseas in service of their country and who should be recognized and accorded certain consideration in appreciation of said service.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI, AS FOLLOWS:

Section 1. Enact Subsection (d) of Section 302.8, Motor vehicles, Storing, parking or leaving wrecked, dismantled, or inoperative vehicle, or junk prohibited; declared a public nuisance; exceptions, of Article IX, Property Maintenance Code, of Chapter 3, Buildings, of the Cameron City Code as follows:

(d) The City Manager, or his designee, shall have the authority to grant the following exceptions for active U.S. Military personnel who are stationed outside the United States for up to one (1) year.

(1) Vehicles owned by such personnel may be excepted from unlicensed parking or storage regulations on private property, provided that such vehicles are not junk nor inoperative and otherwise are in running condition.

(2) If such vehicle is unlicensed, it may not be operated nor parked on public ways, and the owner shall have not longer than sixty (60) days to license said vehicle upon return to the United States.

(3) The Applicant shall submit evidence of anticipated overseas deployment in the form of a valid military order or letter signed by the commanding officer.

(4) The City Manager, or his designee, shall be further authorized, upon receipt of written evidence thereof, to grant extensions for reasons of injury, hospitalization, expected redeployment or similar extenuating military-related circumstances.

third reading

Section 2. The Mayor is authorized to sign this ordinance approving it on behalf of the City.

Section 3. The City Clerk is directed to attest to the Mayor's signature.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved on first reading this 4th day of April 2011.
Passed and approved on second reading this 18th day of April 2011.
Passed and approved on third and final reading this 2nd day of May 2011.

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Mayor Dennis M. Clark

ATTEST:

_____
City Clerk

third reading