

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 10.42 of the Lincoln Municipal Code
2 relating to Abandoned Vehicles by amending Section 10.42.110 to add an exception for
3 vehicles located on the premises of a farmstead; amending Section 10.42.115 relating to
4 hobbyist permits to provide that such permits shall be renewed or extended for one 180-day
5 period only and to provide that the permit shall cover the vehicle only and not miscellaneous
6 junk contained in, on, or near the vehicle; and repealing Section 10.42.115 of the Lincoln
7 Municipal Code as hitherto existing.

8 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

9 Section 1. That Section 10.42.110 of the Lincoln Municipal Code be amended
10 to read as follows:

11 **10.42.110 Keeping of Unregistered, Wrecked or Junked Vehicles Unlawful; Exceptions;**
12 **Penalty.**

13
14 It shall be unlawful for any person in charge or control of any property within the city,
15 whether as owner, tenant, occupant, lessee, or otherwise, to allow any nonoperating,
16 wrecked, junked, or partially dismantled vehicle to remain on such property longer than thirty
17 days. It shall be unlawful for any person in charge or control of any property within the city,
18 whether as owner, tenant, occupant, lessee, or otherwise, to allow any motor vehicle or trailer
19 which has been unregistered for more than thirty days to remain on such property. This
20 section shall not apply to a vehicle in an enclosed building, a vehicle on the premises of a
21 business enterprise operated in a lawful place and manner, when necessary to the lawful

1 operation of such business enterprise, a vehicle on the premises of a farmstead as defined in
2 Neb. Rev. Stat. §15-905 (1943 as amended) when necessary for the operation of the farmstead,
3 or a vehicle in an appropriate storage place or depository maintained in a lawful place and
4 manner, or a vehicle on the premises of a person who has obtained a hobbyist permit for the
5 restoration of said vehicle.

6 Any person violating any of the provisions of this section shall be guilty of a
7 misdemeanor and, upon conviction thereof, such person shall be fined in a sum not to exceed
8 \$500.00, except that each person so convicted shall be fined in a sum of not less than \$100.00
9 for the first offense, not less than \$200.00 for the second offense, and not less than \$300.00
10 for the third offense and each offense thereafter. Each day that a violation of any of the
11 provisions of this section continues shall constitute a distinct offense and shall be punishable
12 as such.

13 Section 2. That Section 10.42.115 of the Lincoln Municipal Code be amended
14 to read as follows:

15 **10.42.115 Hobbyist Permit.**

16 A hobbyist permit for the restoration or repair of up to two non-operating, wrecked,
17 junked, or partially dismantled vehicles on any premises used for residential purposes may be
18 granted to the resident of such premises as follows:

19 (a) Application for the hobbyist permit shall be filed in writing with the City Clerk
20 on a form provided by the City and shall contain the name and address of the applicant and
21 the make, model, year and vehicle identification number of each vehicle to be restored or
22 repaired.

23 (b) The vehicle(s) to be restored or repaired shall be owned by the applicant.

1 (c) The permit shall cover the vehicle(s) only and does not authorize the storage of
2 miscellaneous vehicle parts or junk contained in, on, or near the vehicle(s).

3 ~~(d)~~ The fee for such hobbyist permit shall be \$50.00 per vehicle.

4 ~~(d)~~ All such permits shall expire on the 180th day following the date of issuance
5 thereof. The hobbyist permit for the vehicle(s) shall be renewable one time only upon
6 payment of the \$50.00 per vehicle.

7 Section 3. That Sections 10.42.110 and 10.42.115 of the Lincoln Municipal
8 Code as hitherto existing be and the same are hereby repealed.

9 Section 4. That this ordinance shall take effect and be in force from and after
10 its passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant