

ORDINANCE NO. 187

AN ORDINANCE AMENDING TITLE 15, "MOTOR VEHICLES, TRAFFIC AND PARKING" CHAPTER 7 "ENFORCEMENT" SECTION 704 OF THE MOUNT CARMEL MUNICIPAL CODE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

SECTION I. That section 15-704 of the Code of Ordinances is hereby amended to read as follows:

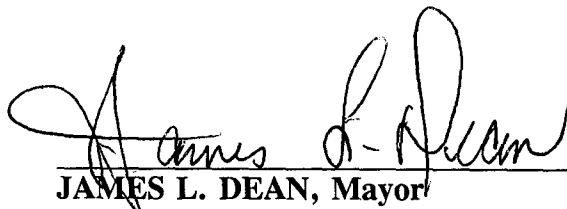
15-704. Impoundment of vehicles. Members of the police department are hereby authorized, when reasonably necessary for the security of the vehicle or to prevent obstruction of traffic, to remove from the streets and impound any vehicle whose operator is arrested or any unattended vehicle which is parked so as to constitute an obstruction or hazard to normal traffic, or which has been parked for more than one (1) hour in excess of the time allowed for parking in any place, or which has been involved in two (2) or more violations of this title for which citation tags have been issued and the vehicle not removed. Any impounded vehicle shall be stored until the owner or other person entitled thereto claims it, gives satisfactory evidence of ownership or right to possession, and pays all applicable fees and costs of impoundment and storage, or until it is otherwise lawfully disposed of. The fee for impounding a vehicle shall be twenty-five dollars (\$25.00) and the storage cost shall be six dollars (\$6.00) for each twenty-four (24) hour period or fraction thereof that the vehicle is stored. (1978 Code, sec. 9-604, as amended by ord. No. 141, sec. 3)

SECTION II. LEGAL STATUS PROVISIONS.

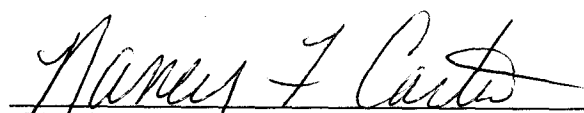
A. Conflict With Other Ordinances. In case of conflict between this ordinance or any part thereof, and the whole or part of any existing or future ordinance of the Town of Mount Carmel, the most restrictive shall in all cases apply.

B. Validity. If any section, clause, provision or portion of this ordinance shall be held to be in doubt or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this ordinance which is not of itself invalid or unconstitutional.

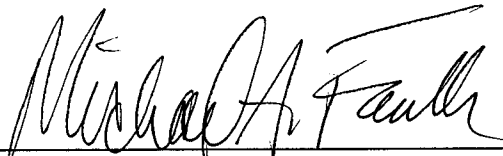
C. Effective Date. This ordinance shall become effective upon passage, the public welfare requiring it.


JAMES L. DEAN, Mayor

ATTEST:


NANCY F. CARTER, Recorder

APPROVED AS TO FORM:


LAW OFFICE OF MICHAEL A. FAULK

PASSED 1ST READING - DATE: 1-22-98 Ayes 5 Nays 0 Other 0
PASSED 2ND READING - DATE: 2-26-98 Ayes 3 Nays 1 Other 0

PUBLISHED ON:

DATE:

NEWSPAPER:

7-10-98
Kpt - Times News