

CITY OF DOVER ORDINANCE #2018-07

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

That Chapter 106 - Traffic and Vehicles, Article III - Stopping, Standing and Parking, Division 1 - Generally, Section 106-130 - Wrecked, Nonoperating, or Improperly Parked or Equipped Vehicles of the Dover Code be amended to read as follows:

Sec. 106-130. - Wrecked, nonoperating, or improperly parked or equipped vehicles.

- (a) *Prohibited.* It shall be unlawful for any person to park any vehicle or permit any vehicle to remain parked on the streets of the city when that vehicle is wrecked, nonoperating or improperly equipped to such an extent that it would be unlawful to drive the vehicle upon the streets of the city in its condition.
- (b) *Leaving vehicles on property.*
 - (1) It shall be unlawful for any person in charge or in control of any property within the city, whether as owner, tenant, occupant, lessee or otherwise, to:
 - a. allow any vehicle partially dismantled, stripped, nonoperating or in such repair as to render it unable to operate legally on a public street, or a wrecked, junked or discarded vehicle to remain on the property for more than five days; or
 - b. allow any operable unregistered or uninspected vehicle to remain on the property for more than 90 days.
 - (2) This subsection shall not apply with regard to a vehicle in an enclosed building or enclosed area designed and approved for such purposes, a vehicle on the premises of a business enterprise licensed and approved for vehicle storage or salvage or repair, or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner as approved by the city.
 - (3) Unregistered or uninspected vehicles whose owners have properly parked and secured them and who have notified the department of planning and inspections may be granted extensions of the 90-day limit on keeping of unregistered or uninspected vehicles for reasons including but not limited to out-of-state military service, illness, extended travel or such other reasons as approved by the department.
- (c) *Parking in grass.* Vehicles shall not be permitted to be parked in front, side, or rear yards required by appendix B pertaining to zoning, except in approved driveways, garages, carports, or parking pads.

(Code 1968, § 31-81; Code 1981, § 13-37; Ord. of 11-12-1996)

State Law reference - Driving of hazardous vehicles prohibited, 21 Del. C. § 4335.

ADOPTED: AUGUST 27, 2018

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SYNOPSIS

The proposed ordinance clarifies the provisions limiting the leaving of vehicles on property. Depending on the condition of the vehicle, the timeframe may be limited to 5 days or 90 days with provisions for extension of the time limit subject to certain criteria.

(SPONSORS: HUGG AND ANDERSON)

Actions History

08/27/2018 - Final Reading - City Council

07/23/2018 - First Reading - City Council

07/10/2018 - Introduced - Council Committee of the Whole/Legislative, Finance, and Administration Committee