

**TITLE 10**  
**VEHICLES AND TRAFFIC**

## TITLE 10

### VEHICLES AND TRAFFIC

#### Chapters:

- 10.01 Street names
- 10.02 Hindering the free passage of streets, alleys, sidewalks prohibited
- 10.08 Stop intersections
- 10.09 Yield intersections
- 10.16 Parking
- 10.32 Truck routes and weight limits
- 10.36 Operation of vehicles
- 10.40 Speed limits
- 10.60 Vehicle identification number
- 10.62 Abandoned vehicles

## Chapter 10.01

### STREET NAMES

#### Sections:

#### 10.01.010 Street names designated

**10.01.010 Street names designated.** A need exists to rename streets to make a more unified system to support the Enhanced 911 Emergency System and House Numbering System.

First Street is renamed to Cherry Street  
Third Street is renamed to Ash Street  
Fourth Street is renamed to Spruce Street  
Fifth Street to renamed to Walnut Street  
Front Street is renamed to First Street  
Saint John Street is renamed to West Second Street  
Lumbe Street is renamed to East Second Street  
King Street is renamed to East Second Street  
South Street is renamed to Third Street  
Herman Street is renamed to Fifth Street  
Atkins Street is renamed to Eighth Street  
Wells Street is renamed to Ninth Street  
Sanders Street is renamed to Tenth Street  
Main Street is renamed to State Road 64  
Oak Street is renamed to State Road 145

The following streets had no names and are hereby named the following:

King Street  
Pruitt Street  
Poplar Street  
Bergs Lane  
Maple Street  
Oak Street

Attachment A Depicts the Town as before.

Attachment B Depicts the Town with the new street names. (See the following page for map of new street names) (Ord. 89-03, July 13, 1989) (Res. 84-5, Aug. 7, 1984) (Res. 84-4, July 11, 1984)



## Chapter 10.02

### HINDERING THE FREE PASSAGE OF STREETS, ALLEYS, SIDEWALKS PROHIBITED

#### Sections:

**10.02.010 Obstructions in streets, alleys, lanes or sidewalks**

**10.02.020 Line of railroad cars standing across streets**

**10.02.030 Placing railroad cars on streets**

**10.02.040 Obstruction of street gutters**

**10.02.050 Throwing offal into the streets**

**10.02.060 Removal of objectionable matter from streets**

**10.02.070 Town Marshal duties**

**10.02.010 Obstructions in streets, alley, lanes or sidewalks.** That any person who shall obstruct or hinder the free passage of any street, alley, lane or sidewalk, by placing thereon any, building material, horse to be shod, vehicle to be repaired or any animal or furniture shall upon conviction thereof, become liable for and forfeit to said town a fine penalty and forfeiture in any sum not less than one nor more than five dollars for each day's obstruction, to be recovered according to law. Provided that nothing in this section shall prohibit the loading or unloading of goods, merchandise so without needless delay. (Res. 94-03, April 7, 1994) (Ord. 2, S1, Sept. 5, 1892) (Ord. 2, S1, Feb. 17, 1884)

**10.02.020 Line of railroad cars standing across streets.** Any conductor, running a train who shall suffer or permit any train of cars to remain standing across any public street or highway within the corporate limits of said town to the hindrance of travel for a longer time than ten minutes, or who shall leave any cars, car, or part of a car standing upon a street crossing, shall upon conviction thereof become liable for and forfeit to said town a fine penalty and forfeiture in any sum not less than one nor more than ten dollars, to be recovered according to law. (Ord. 2, S2, Sept. 5, 1892) (Ord. 2, S2, Feb. 17, 1884)

**10.02.030 Placing railroad cars on streets.** Any person who shall place any R.R. car upon any street crossing for the purpose of loading or unloading in any street in said town, shall become liable for and forfeit to said town a fine penalty and forfeiture in any sum, not more than three nor less than one dollar to be recovered according to law. (Ord. 2, S3, Sept. 5, 1892) (Ord. 2, S3, Feb. 17, 1884)

**10.02.040 Obstruction of street gutters.** Any person who shall deposit or cause to be deposited any dirt, trash, or any other substance into any ditch or gutter opened by the proper authority for drainage of said town or any part thereof, within the corporate limits of said town, which would prevent the free passage of water, shall become liable for and forfeit to said town a fine penalty and forfeiture in any sum not less than one nor more than ten dollars to be recovered according to law. (Ord. 2, S4, Sept. 5, 1892) (Ord. 2, S4, Feb. 17, 1884)

**10.02.050 Throwing offal into the streets.** Any person who shall throw any vegetable matter, meat, filth or carcass of a dead animal or who shall cause or suffer the flow of any stagnation or noxious fluid in any gutter or upon any street, public square or alley of said town, shall upon conviction thereof become liable for and forfeit to said town, a fine penalty and forfeiture in any sum not less than one nor more than ten dollars to be recovered according to law. (Ord. 2, S5, Sept. 5, 1892) (Ord. 2, S5, Feb. 17, 1884)

**10.02.060 Removal of objectionable matter from streets.** It is hereby made the duty of the Marshal to remove all dead animals, or decaying vegetable matter outside of the corporation limits and collect his damage from the owners of said dead animals, or from the persons who deposits said decayed matter upon the streets or suffer the same to remain upon their premises, and upon their refusal to pay him said charges he shall collect the same in an action of debt in the name of the corporation, Provided that whenever the Marshal fails to collect his charges as above mentioned, the Board of Trustees shall allow him suitable and reasonable recompensation therefor. (Ord. 2, S6, Sept. 5, 1892) (Ord. unnumbered, S5, Oct. 17, 1885) (Ord. 2, S6, Feb. 17, 1884)

**10.02.070 Town Marshal duties.** The Town Marshal has the authority to ask that any obstructions of sidewalks be removed. (Res. 94-03, April 7, 1994)

## Chapter 10.08

### STOP INTERSECTIONS

#### Sections:

#### 10.08.010 Stop intersections designated

**10.08.010 Stop intersection designated.** Stop signs are to be placed at the following intersections:

- (1) First and Cherry
- (2) First and Ash
- (3) First and Spruce
- (4) Second and Cherry
- (5) Second and Ash
- (6) Second and Spruce
- (7) Second and Division
- (8) Third and Division
- (9) First and Ingle
- (10) Second and Ingle
- (11) Second and Borden
- (12) Third and Ingle
- (13) Third and Borden
- (14) Third and Antonia
- (15) Fifth and Antonia
- (16) Fifth and Elm
- (17) Oak and Maple  
(Ord. 93-02, July 1, 1993)

## Chapter 10.09

### YIELD INTERSECTIONS

#### Sections:

#### 10.09.010 Yield intersections designated

**10.09.010 Yield intersections designated.** Yield signs are to be placed at the following intersections:

- (1) At the intersection of First and Borden (Ord. 93-02, July 1, 1993)



## Chapter 10.16

### PARKING

#### Sections:

#### 10.16.120 Angle parking areas designated

#### 10.16.120 Angle parking areas designated.

- (1) The parking of all vehicles including motor vehicles, motor bicycles, wagons, buggies, and every vehicle on wheels of any kind whatsoever, shall be at an angle of 45 degrees with the curb, the right side of the vehicle to be nearest the curb, on Oak Street between St. John's Street and Indiana State Highway No. 64 in said town. (Ord. 26, SII, July 2, 1935)

## Chapter 10.32

### TRUCK ROUTES AND WEIGHT LIMITS

#### Sections:

10.32.010	Truck hauling permit required
10.32.020	Applies to all town streets, except state highways
10.32.030	Exemptions
10.32.040	Determination by Town Board of designated weight limits
10.32.050	Erection and maintenance of weight limit signs
10.32.060	Provisions in 10.32.040 Effective when
10.32.070	Issuance of truck hauling permit/bond
10.32.080	Penalty for conviction
10.32.090	Rights upon violation
10.32.100	Ordinance effective when

**10.32.010 Truck hauling permit required.** All persons, companies, corporations, partnerships and other legal entities shall be required to obtain a Truck Hauling Permit prior to operating any motor vehicle upon any highway or street within the jurisdiction of the Town of Birdseye, Indiana, if the total gross vehicle weight is in excess of 13 Tons (26,000 pounds), except as hereinafter provided. (Ord. 94-02, S1, April 7, 1994) (Ord. 90-02, S1, May 3, 1990)

**10.32.020 Applies to all town streets, except state highways.** This Ordinance (Chapter) shall apply to all highways in the Town of Birdseye Highway System under the jurisdiction of the Town Council of the Town of Birdseye, Indiana, except highways in the State Highway System and the State maintained routes thereof. (Ord. 94-02, S2, April 7, 1994) (Ord. 90-02, S2, May 3, 1990)

**10.32.030 Exemptions.** The exemptions set forth below, as contained in I.C.9-8-1-19; -19.9; and -21(b) and I.C. 9-1-1-2(j), and (k) shall apply to this Ordinance (Chapter).

I.C. 9-8-1-19 Highway construction vehicles; permit

The provisions of this act shall not apply to vehicles while engaged in the construction of public highways when the movement of such vehicles is confined wholly to such highway or roads, or sections thereof actually under construction and not yet opened to unlimited public use: Provided, that the owner or operator of such vehicle first obtains from the proper authority having jurisdiction, a permit in writing allowing such operation.

I.C. 9-8-1-19.9 Exempted machinery and equipment

The provisions of this chapter shall not apply to machinery or equipment used in highway construction or maintenance by the state highway commission, counties, or municipalities; nor to farm drainage machinery: nor to implements of husbandry, when so constructed that they can be moved without material damage to the

highways; nor as limiting the width or height of farm vehicles when loaded with farm products: and the vehicles enumerated in this section may be moved or operated as to avoid any material damage to the highway, or unreasonable interference with other highway traffic. For the purpose of this chapter, any truck hauling unprocessed leaf tobacco is a farm vehicle loaded with a farm product.

I.C. 9-8-21(b) Implement of Husbandry defined

"Implement of husbandry" means special farm machinery and farm machinery as defined in IC 1971, 9-1-1-2 as well as other self-propelled equipment, specially adapted to be capable of both over-the-road and off-road usage, for the transportation and application of plant food materials or agricultural chemicals and vehicles designed to transport farm implements.

I.C. 9-1-1-2(j) Definitions

Special Farm Machinery - Every paint spray outfit, all livestock dipping equipment and seed cleaning and treating equipment, when mounted and transported upon a trailer using the public highways.

I.C. 9-1-1-2(k) Definitions

Farm Machinery - Every grain and bean separator, combine, corn picker, ensilage cutter, corn shredder, corn sheller, hay raker, manure spreader, portable saw mill, all well drilling machinery, and all seeding, cultivating and harvesting machinery.

There shall also be exempted from the provisions of this Ordinance (Chapter) any bus owned by or under contract with a public school corporation and used for purposes of transporting children to and from school or school sponsored activities. (Ord. 94-02, S3, April 7, 1994) (Ord. 90-02, S3, May 3, 1990)

**10.32.040 Determination by Town Board of designated weight limits.** The Town Council of Birdseye, Indiana, shall determine, in its sole discretion, the town highways and streets, and portions thereof, which shall be closed or which shall be limited to vehicles not exceeding a total gross vehicle weight as determined by said Councilmen for each of said town highways and streets as from the time to time designated by said Board of Trustees, as hereinafter provided.

Upon adoption of this Ordinance, the total gross vehicle weight limit on all town highways and streets is established to be a maximum of (1) tons (2,000 pounds), except that the following streets shall have no maximum limit:

Second Street between State Road #145 and Ingle Street;

Ingle Street between Second Street and Third Street;

Third Street between State Road #145 and Ingle Street.

The determination of street closings and limitations may be altered or amended from time to time by the addition or deletion of streets or portions thereof or by the increase or decrease of weight limits for any of said streets, as shall be determined to be necessary in the sole

discretion of said Town Council. (Ord. 94-02, S4, April 7, 1994) (Ord. 90-02, S4, May 3, 1990)

**10.32.050 Erection and maintenance of weight limit signs.** The Town Street Department is now authorized and directed to erect and maintain signs designating the provisions of this Ordinance (Chapter) at each highway and street entering the Town of Birdseye, Indiana. (Ord. 94-02, S5, April 7, 1994) (Ord. 90-02, S5, May 3, 1990)

**10.32.060 Provisions in 10.32.040 Effective when.** The provisions of section 10.32.040 of this Chapter shall not be effective until signs designating the closing or weight limits are erected and maintained as provided in section 10.32.050 of this Ordinance (Chapter). (Ord. 94-02, S6, April 7, 1994) (Ord. 90-02, S6, May 3, 1990)

**10.32.070 Issuance of truck hauling permit/bond.** Truck Hauling Permits shall be issued by the Clerk-Treasurer of Birdseye, Town Office, Birdseye, Indiana. Prior to issuing any Truck Hauling Permit for any vehicle which shall be using a specific Town highway or street for a continuous or extended period of time, as determined by the Board of Trustees in its sole discretion, the Clerk-Treasurer shall follow the procedures adopted thereto by the Town Council, including the requirement that the owner of said vehicle shall post with the Clerk-Treasurer a cash and surety bond, at least 20% of which shall be a cash bond in a form approved by the Board of Trustees, said bond equaling not more than \$30,000.00 per mile for each mile of surfaced blacktop road to be used, not more than \$20,000.00 per mile for each mile for chip and seal road to be used, not more than \$5,000.00 per mile for each mile of gravel road to be used by said owner. Said cash and surety bond shall insure and save harmless the Town of Birdseye, Indiana, from maintenance of damage to, and repairs to said street while said bond is in effect.

The cash portion of the bond shall be invested by the Town in a savings account or certificate in a depository of public funds in a savings account or certificate in the name of the Town with interest earned thereon to be credited to the individual, partnership or company filing the bond. The Town shall withdraw from said cash bond for the purpose of maintaining and repairing streets for which the bond was filed under the following procedure.

When the Town Council finds that a bonded highway or street is in need of repair or maintenance, it shall give three (3) days notice by receipted mail, return receipt requested or delivered in person to the users of said highway or street to repair or maintain the same to its satisfaction. If needed maintenance or repair is not done within three (3) days of delivery of the notice, the Town Council will cause to be made the necessary repairs or provide the needed maintenance. After the maintenance or repair work is done, those persons, partnership or companies bonded to keep the road maintained and in repair are to be notified of the amount expended for such maintenance and repair and their proportionate part of such cost, which shall be paid to the Birdseye Town Clerk-Treasurer within seven (7) days. If said sums are not paid, the Town shall withdraw the sum required from the cash bond to pay for the repair and maintenance and notify the person, partnership or company of the withdrawal. Within ten (10) days thereafter cash equal to the amount of the expenditure must be deposited by the holders of the permits with the Town Clerk-Treasurer to maintain their twenty (20) percent cash bond. If said bond is not maintained at twenty

(20) percent the Town Council may order that their permit be revoked until such time as the proper bond is filed.

Provided, however, the owners of vehicles having surety bonds with the Town of Birdseye in existence as of the effective date of this ordinance which allow for use of specific highways and streets having weight limits thereon shall not be required to place additional bonds on said specific town highways and streets. The owners of vehicles who have continuously used, operated over, and satisfactorily maintained, in the sole discretion of the Town Council, designated town highways and streets for five (5) immediately preceding years and who have not been in default on, sued upon, or forfeited bonds on said highways and streets may provide bond of an approved surety in the amounts hereinabove provided in lieu of a cash bond. (Ord. 94-02, S7, April 7, 1994) (Ord. 90-02, S7, May 3, 1990)

**10.32.080 Penalty for conviction.** Upon conviction of violation of this ordinance, any such person shall for the first conviction thereof be punished by a fine of not more than \$100.00; for a second such conviction within one year thereafter, such person shall be punished by a fine of not more than \$200.00, upon a third or subsequent conviction, within one year after the first conviction, such person shall be punished by a fine of not more than \$500.00. (Ord. 94-02, S8, April 7, 1994) (Ord. 90-02, S8, May 3, 1990)

**10.32.090 Rights upon violation.** Law enforcement personnel, owners and operators of vehicles shall have the same rights upon violation of this ordinance as set forth in I.C. 9-8-13, -14, -15, -17, -18, and -22. (Ord. 90-02, S9, May 3, 1990)

**10.32.100 Ordinance effective when.** This Ordinance shall be in effect on and after April 7, 1994. (Ord. 94-02, S10, April 7, 1994) (Ord. 90-02, S10, May 3, 1990)

## Chapter 10.36

### OPERATION OF VEHICLES

#### Sections:

#### 10.36.050 U-turns

**10.36.050 U-turns.** It shall be unlawful for the operator of any vehicle to make a “U” turn upon any street or highway within said town at any point other than the intersection of any two streets, or any street and highway. Anyone who shall violate any of the provisions of this Ordinance shall be fined in any amount, not less than five (\$5.00) dollars and not more than twenty-five (\$25.00) dollars for each offense. (Ord. 26, SIII and IV, July 2, 1935)

## Chapter 10.40

### SPEED LIMITS

#### Sections:

**10.40.010 Maximum speed limit**

**10.40.020 Exceptions**

**10.40.080 Penalty for violation**

**10.40.010 Maximum speed limit.** That it shall be unlawful for any person to operate any motor vehicle or motor bicycle upon any street or highway within the corporate limits of the town of Birdseye, Indiana, at a speed greater than twenty (20) miles per hour. (Ord. 26, S1, July 2, 1935)

**10.40.020 Exceptions.** The speed limit on Berg's Lane is set at 30 m.p.h. (Ord. 93-02, July 1, 1993)

**10.40.080 Penalty for violation.** Anyone who shall violate any of the provisions of this Ordinance shall be fined in any amount, not less than five (\$5.00) dollars and not more than twenty-five (\$25.00) dollars for each offense. (Ord. 26, SIV, July 2, 1935)

## Chapter 10.60

### VEHICLE IDENTIFICATION NUMBER

#### Sections:

**10.60.010 Fee for inspection**

**10.60.020 Collection of fee**

**10.60.030 Remittance and deposit of fee**

**10.60.010 Fee for inspection.** Anyone requesting a Vehicle Identification Number Inspection is required to pay a \$5.00 fee. (Res. 89-01, Jan. 5, 1989)

**10.60.020 Collection of fee.** The Town Marshal shall upon completion of inspection collect this fee. (Res. 89-01, Jan. 5, 1989)

**10.60.030 Remittance and deposit of fee.** The Town Marshal shall remit the collected fee to the Clerk-Treasurer for deposit into the appropriate fund. (Res. 89-01, Jan. 5, 1989)



## Chapter 10.62

### ABANDONED VEHICLES

#### Sections:

- 10.62.010 Definitions**
- 10.62.020 Prohibition**
- 10.62.030 Removal and disposal**
- 10.62.040 Disposition and sale**
- 10.62.050 Exempt vehicles**
- 10.62.060 Charges for removal and storage**

**10.62.010 Definitions.** As defined below unless the context otherwise indicates:

- (1) "Vehicle" means any motor vehicle, automobile, motorcycle, truck, trailer, semitrailer, truck tractor, bus, school bus, house car, or motor bicycle. (Ord. 94-03, S1(1), June 2, 1994)
- (2) "Abandoned" when used in conjunction with the term vehicle means:
  - A. Any vehicle located on public premises which does not have lawfully affixed thereto or displayed thereon a valid unexpired license plate permitting its operation upon the highways of the State of Indiana.
  - B. Any vehicle which is parked or located on public premises continuously without being moved for a period of three days, except next to the legal or temporary residence of the owner.
  - C. Any vehicle parked or located on public premises illegally or in such as to constitute a hazard or obstruction to the movement of pedestrian or other vehicle traffic on a public right-of-way, street or highway.
  - D. Any vehicle that has remained on private premises without the consent of the owner or person in control of such premises for more than forty-eight hours.
  - E. Any vehicle from which there has been removed the engine or transmission or differential or which is otherwise partially dismantled or inoperable and left unattended on private premises in a location visible from public premises for a period of thirty (30) days or more.
  - F. Any vehicle from which there has been removed the engine, transmission or differential or that is otherwise partially dismantled or

inoperable and left on public premises. (Ord. 94-03, S1(2), June 2, 1994)

- (3) "Public premises" means any public right-of-way, street, highway, alley, park, or other state, county, or municipally owned property. (Ord. 94-03, S1(3), June 2, 1994)
- (4) "Private premises" means all privately owned property which is not classified within the definition of public premises. (Ord. 94-03, S1(4), June 2, 1994)
- (5) "Person" means all natural persons, firms, partnerships, corporations, associations and organizations. (Ord. 94-03, S1(5), June 2, 1994)
- (6) "Officer" means any regular member of the Indiana State Police, Sheriff Department, or the Birdseye Town Marshal. (Ord. 94-03, S1(6), June 2, 1994)
- (7) "Bureau" shall mean the Bureau of Motor Vehicle of the Sate of Indiana. (Ord. 94-03, S1(7), June 2, 1994)
- (8) "Owner" means the last known record title holder to a vehicle according to the records of the Bureau of Motor Vehicles of the State of Indiana. (Ord. 94-03, S1(8), June 2, 1994)
- (9) "Disposal agent" means any firm or individual engaged in the business of converting vehicles and parts of vehicles into processed scrap or scrap mental. (Ord. 94-03, S1(9), June 2, 1994)
- (10) "Parts" means all component parts of a vehicle which are in a state of disassembly or are assembled with other vehicle component parts, but which, in their state of assembly do not constitute a complete vehicle. (Ord. 94-03, S1(10), June 2, 1994)

**10.62.020 Prohibition.** No person shall abandon his vehicle or parts thereof, on any public premises or on any private premises in a location which is visible from public premises. (Ord. 94-03, S2, June 2, 1994)

**10.62.030 Removal and disposal.** The Birdseye Town Marshal is assigned the responsibility for and shall remove vehicles defined as abandoned under the provisions of this Ordinance (Chapter).

- (1) When the Birdseye Town Marshal finds a vehicle or parts believed to be abandoned, he will make reasonable attempt to ascertain and contact the owner. Immediately after contacting the owner, or after making reasonable attempt to contact the owner, if ascertained, the vehicle or parts shall be tagged with a notice containing the following information.

- A. The date, time, officers name, public agency address and telephone number to contact for information.
  - B. That the vehicle or parts are considered abandoned.
  - C. That the vehicle or parts will be removed after 72 hours from the time of such tagging.
  - D. That the owner, will be held responsible for all costs incidental to the removal, storage and disposal of said vehicle or parts.
  - E. That the owner may avoid costs by removal of the vehicle or parts within such 72 hours. (Ord. 94-03, S3(1), June 2, 1994)
- (2) If the tagged vehicle or parts are not removed within that 72 hour period, the officer shall prepare a written abandoned vehicle report of the vehicle or parts and photographs shall be taken to describe the condition of the vehicle or parts. (Ord. 94-03, S3(2), June 2, 1994)
- (3) Within 48 hours after removal of an abandoned vehicle or parts to a storage area the owner and or leinholder of the vehicle or vehicle parts will be advised by first class mail that the vehicle or parts have been impounded at a certain location and must be removed within 15 days of the date of mailing of the notice and advising that the vehicle or parts will be disposed of after that time. The owner or leinholder will also be advised that all costs incurred in removing and storing the vehicle or parts are his legal responsibility. (Ord. 94-03, S3(3), June 2, 1994)

**10.62.040 Disposition and sale.**

- (1) If the vehicle or parts are in such condition that the vehicle identification number or other means of identification are not available to determine the owner or leinholder, the vehicle may be disposed of without notice. (Ord. 94-03, S4(1), June 2, 1994)
- (2) If the owner or leinholder does not appear within 15 days after the mailing of notice, the Bureau of Motor Vehicles or the Town shall sell the vehicle or parts to the highest bidder at a public sale conducted after the notice under I.C. 5-3-1, except that only one newspaper insertion one week before the public sale shall be required. A certificate of sale will be issued to the purchaser. (Ord. 94-03, S4(2), June 2, 1994)
- (3) The proceeds from the sale of an abandoned vehicle in accordance with paragraph (2) above shall be first credited against all costs incident to the removal, storage and disposal of such vehicles or parts, and the Town Clerk/Treasurer shall remit such excess to the owner or leinholder, if known. (Ord. 94-03, S4(3), June 2, 1994)

**10.62.050 Exempt vehicles.** The provisions of this Ordinance (Chapter) shall not apply to:

- (1) A vehicle in operable condition specifically adapted or constructed for operation on a privately owned raceway. (Ord. 94-03, S5(1), June 2, 1994)
- (2) A vehicle stored as the property of a member of the armed forces of the United States who is on an active duty assignment. (Ord. 94-03, S5(2), June 2, 1994)
- (3) A vehicle on a vehicle sale lot or at a commercial vehicle serving facility. (Ord. 94-03, S5(3), June 2, 1994)
- (4) A vehicle registered and licensed under I.C. 9-7-6 as an antique vehicle. (Ord. 94-03, S5(4), June 2, 1994)
- (5) A vehicle located upon or property licensed or zoned as a automobile scrapyard. (Ord. 94-03, S5(5), June 2, 1994)
- (6) If the owner of a "tagged" vehicle informs the Birdseye Town Marshal that the vehicle is in the process of being restored, then the vehicle will be considered exempt as long as an automobile cover is kept on the vehicle at all times. (Ord. 94-03, S5(6), June 2, 1994)

**10.62.060 Charges for removal and storage.**

- (1) The owner of an abandoned vehicle or parts shall be charged for and be responsible for payment of all expenses related to towing or removal of such vehicle or parts and for storage thereof. The storage charge shall be limited to the actual number of days of storage, not to exceed thirty days. (Ord. 94-03, S6(1), June 2, 1994)