

ORDINANCE NO. 31

AN ORDINANCE TO AMEND ORDINANCE NUMBER 13, ALSO KNOWN AS CHAPTER 3, ARTICLE 2, SECTION 3-203 OF THE CODE OF ORDINANCES FOR THE TOWN OF MARDELA SPRINGS, MARYLAND, SAID AMENDMENT TO MODIFY THE NOTICE REQUIREMENTS NECESSARY TO OWNERS OF JUNK VEHICLES.

NOW THEREFORE BE IT ENACTED AND ORDAINED, BY THE COMMISSIONERS OF MARDELA SPRINGS:

SECTION ONE: Ordinance number 13, also known as Chapter 3, Article 2, Section 3-201 et seq. of the Code of Ordinances for Mardela Springs is hereby amended by deleting Section 3-203 in its entirety and substituting the following in lieu thereof:

Section 3-203. Enforcement Procedures

In the case of an unregistered junk vehicle, the following procedure shall be followed:

a. Twenty (20) days written notice shall be given to the owners of record of the property, by certified mail, return receipt requested, as well as to the occupant of property where the vehicle is located (with a copy to the owner of the vehicle if known), whether on a street, improved or unimproved lot in said Town, to license, repair or remove same;

b. If the terms of the notice are not complied with within the twenty (20) day period as provided, the Town shall then have power and authority to physically remove the vehicle by towing or otherwise moving it to an open storage area maintained by the Town, where the vehicle shall remain for at least thirty (30) days and for these purposes the Town may hire persons for removing, towing and preserving abandoned vehicles;

c. During the said thirty (30) day period, the person properly designated by said Commissioners shall publish at least one (1) notice in a newspaper published in Wicomico County, State of Maryland, identifying the vehicle by make, year, model, serial number, color and owner's name (if known), stating the location where stored and stating that the same will be permanently disposed of unless reclaimed by the owner within thirty (30) days; and during the thirty (30) day period, the owner shall be entitled to reclaim the vehicle by furnishing the Town and/or the person so designated by the Commissioners of said Town sufficient proof that the vehicle will be licensed or repaired, or both, as the case may require, and by paying to the Town its towing charge, the cost of notice and storage costs, if any; and

d. If the vehicle is not reclaimed within thirty (30) days, it shall be conclusively presumed to be abandoned by its owner, and the Town shall then have power and authority to dispose of same permanently by selling same, giving same to a junk yard or disposing of same by any other reasonable means which the Town may select.

SECTION TWO: The remainder of Ordinance Number 13, also known as Section 3-201 et seq. of Article 2, of the Code of Ordinances for Mardela Springs shall remain in effect subject only to such changes as set forth hereinabove.

SECTION THREE: This Ordinance shall take effect from and after the date of passage.

The above Ordinance was introduced at a meeting of the Commissioners of Mardela Springs held on the 27th day of April, 1992; and having been published and a public hearing having been held thereon, was finally passed at the meeting of the Commissioners of Mardela Springs on the 18th day of May, 1992.

ATTEST:

COMMISSIONERS OF MARDELA SPRINGS

Shirley M. Bailey
Shirley Bailey, Town Clerk

By: Leland Smith
Leland Smith, President