

TOWN OF DUNN

ORDINANCE #11-3

**AN ORDINANCE REGULATING, CONTROLLING AND LICENSING JUNK YARDS
IN THE TOWN OF DUNN, DANE COUNTY, WISCONSIN**

Section 1: Purpose

There is hereby created a town ordinance for the Town of Dunn, regulating, controlling and licensing junk yards in said town.

Section 2: Authority

The Town Board of the Town of Dunn has specific statutory authority, powers and duties, pursuant to the specific statutory sections noted in this ordinance and/or by its adoption of village powers under Sec. 60.10, (1988-1989) Wis. Stats., to regulate, control, license, register or permit in the Town of Dunn persons engaged in certain uses, activities, businesses and operations at certain locations in the Town of Dunn, to assess these persons with appropriate fees for the licenses, registrations or permits as noted herein and to enforce, by revocation or penalty, the provisions of these ordinances and the provisions of the licenses, registrations and permits.

Section 3: Coverage

a) No person, firm, partnership or corporation shall accumulate or store any junked automobiles or parts thereof within the corporate limits of said town without having first been issued a permit therefore by the Town Board of said Town of Dunn, said permit to be in writing and executed by the Town Chairman and Town Clerk and pursuant to the authority of the Town Board.

b) No accumulation or storage of such material shall be allowed within two thousand feet of the corporate limits of any village or within seven hundred and fifty feet of the center line of any state trunk or federal highway, except upon permit issued by permission of the Town Board.

c) No accumulation or storage of such material shall be allowed within five hundred feet of the center line of any town or county highway.

d) All such junked automobiles or parts thereof stored in such duly licensed junk yards shall be stored so as leave at least sixteen (16) foot laneways between each two rows of such stored vehicles or parts thereof.

Section 4: Permit

a) The annual license fee for permits to store such material shall not be less than \$10.00 nor more than \$50.00 in the discretion of the town board, but any annual license fee shall be the same for all permits granted within each year.

b) No annual permits issued shall be assignable or transferable without the approval of the Town Board.

c) Any and all permits granted shall first comply with the Dane County Zoning Ordinance.

d) Such permit shall be revoked at any time, or revocable, by such town board after a hearing at which it has been found that the permit holder has failed or refused to comply with this ordinance.

Section 5: Penalties

Any firm, partnership, person or corporation violating any of the provisions hereof shall upon conviction forfeit not less than \$10.00, nor more than \$50.00 for each offense, and in default of payment of said forfeiture shall be imprisoned in the county jail for a period not to exceed 30 days. Each day that junk, as herein defined, shall be stored contrary to the provisions hereof shall constitute a separate and distinct offense.

Section 6: Separability

Any provision of this ordinance adjudged by the courts to be invalid or unconstitutional shall not affect the validity of the provisions hereof.