

ORDINANCE NO. 2019-09

**AN ORDINANCE AMENDING 40-2-11 OF THE CODE OF ORDINANCES OF THE VILLAGE OF THAYER INVOLVING THE REQUIREMENT TO FULLY COVER INOPERABLE VEHICLES AS A MEANS OF EXCLUDING THEM AS INOPERABLE VEHICLES WITHIN THE VILLAGE OF THAYER, ILLINOIS**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF THAYER, ILLINOIS:

WHEREAS, the Village Board of Trustees of the Village of Thayer, Sangamon County, Illinois, an Illinois municipal corporation; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety, and welfare of its citizens; and

WHEREAS, this Ordinance is adopted to allow owners of inoperable vehicles to exclude certain vehicles from the category of inoperable vehicles by qualifying them as historic vehicles, keep them in a building out of sight or fully covering them so that no part of the vehicle including the wheels and tires is visible; and

WHEREAS, Village Officials also believe it is in the public interest and the public safety to expand the scope of the ordinance to include boats with expired tags and trailers.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS AS FOLLOWS:

SECTION 1. That the foregoing recitals be and the same are hereby incorporated herein by this reference and made a part hereof as though fully set forth as findings of fact by the President and Board of Trustees.

SECTION 2. That the Thayer Village Code be and the same is hereby amended by amending Chapter 40 (40-2-11) which shall read as set forth in Exhibit "A", attached hereto and by this reference incorporated herein and made a part hereof.

SECTION 3. That if any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such

occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

SECTION 4. That this Ordinance shall be in full force and effect 10 days after its passage, approval and publication as provided by law.

APPROVED: December 9, 2019

PUBLISHED: December 10, 2019

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ROBERT McMAHAN, President  
Board of Trustees  
Village of Thayer

ATTEST:

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CAROLINE JORN, Village Clerk

## EXHIBIT "A"

### 40-2-11 INOPERABLE VEHICLES

(A) Any vehicle, boat with expired tag and trailer with expired tag within the Village, whether on public or private property, that is either an inoperable vehicle, or a boat or a trailer with expired tag shall be considered a nuisance.

(B) It shall be the duty of the Chief of Police, or other designated Village Representative to inspect vehicles that may be considered inoperable vehicles, boat with expired tag or trailer with expired tag.

(C) The Chief of Police or other designated Village Representative shall notify the vehicle owner, owner of a boat with expired tag or owner of a trailer with expired tag to dispose of any inoperable vehicles, boat or trailer not exempted below, within **twenty (20) days** of the date of mailing of the notice to dispose of said property.

(D) Any person who receives a notice to dispose of any property covered by this ordinance shall dispose of such a) inoperable motor vehicle, b) boat with expired tag or c) trailer with expired tag within twenty (20) days of the date of mailing of the notice. Failure to do so will subject said person to a fine not exceeding **Two Hundred Dollars (\$200.00)** for each offense; each day a violation continues to exist shall constitute a separate offense.

(E) Excluded from these requirements are 1) historic vehicles over **twenty-five (25) years** of age; 2) motor vehicles, boats or trailers kept with a building when not in use, or being maintained or serviced; and 3) vehicles, boats or trailers which are fully covered or enclosed so that no part of said vehicle, boat or trailer, including the wheels and tires, if applicable, is visible.  
**(See Chapter 24; Article VII also).**

**VILLAGE OF THAYER**

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**ORDINANCE NO. 2019-09**

**AN ORDINANCE OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS BY AMENDING SECTION 40-2-11 TO THE CODE OF ORDINANCES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, IL BY EXPANDING THE SCOPE OF THE ORDINANCE TO INCLUDE BOATS AND TRAILERS AND PROVIDING FOR THE FULLY COVERING OF INOPERABLE VEHICLES, BOATS AND TRAILERS WITHIN THE JURISDICTION OF THE VILLAGE OF THAYER, IL**

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**ADOPTED BY THE  
VILLAGE BOARD  
OF THE  
VILLAGE OF THAYER  
THIS 9th DAY OF DECEMBER, 2019**

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Published in a pamphlet form by authority of the Village Board of the Village of Thayer, Sangamon County, Illinois, this 10th day of December, 2019.

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STATE OF ILLINOIS                    )  
  )  
COUNTY OF SANGAMON            )        SS.

CERTIFICATE

I, CAROLINE JORN, certify that I am the duly elected and acting Village Clerk of the Village of Thayer, Sangamon County, Illinois.

I further certify that on December 10, 2019 the Corporate Authorities of such municipality passed and approved Ordinance No. 2019-09, entitled **“AN ORDINANCE OF THE VILLAGE OF THAYER, SANGAMON COUNTY, ILLINOIS BY AMENDING SECTION 40-2-11 TO THE CODE OF ORDINANCES OF THE VILLAGE OF THAYER, SANGAMON COUNTY, IL BY EXPANDING THE SCOPE OF THE ORDINANCE TO INCLUDE BOATS AND TRAILERS AND PROVIDING FOR THE FULLY COVERING OF INOPERABLE VEHICLES, BOATS AND TRAILERS WITHIN THE JURISDICTION OF THE VILLAGE OF THAYER, IL,”** which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2019-09 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on December 10, 2019, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

DATED at Thayer, Illinois, this 9th day of December, 2019.

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CAROLINE JORN  
Village Clerk

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