

ORDINANCE NO. 179

AN ORDINANCE RELATING TO LICENSED MOTOR VEHICLES, UNLICENSED MOTOR VEHICLES, RECREATION VEHICLES OR TRAILERS BEING PLACED IN THE YARD SETBACK AREA BETWEEN THE STREET/HIGHWAY RIGHT OF WAY AND THE STRUCTURE ON THE PROPERTY

The Village of Otisville ordains:

Section 1. Definition.

As used in this chapter:

Motor vehicle shall refer to automobiles, trucks, all-terrain vehicles, motorcycles, snow mobile or other motor driven conveyance.

“Trailers” shall refer to any trailer licensed or unlicensed.

“For Sale” shall refer to an item(s) being offered for sale.

“Storage” shall refer to the storage of item(s) not for sale

“Display” shall refer to the display of an item for the purpose of making it visible.

Section 2. Intent

It is the intent of this chapter to regulate the placement of such vehicles, trailers or recreational vehicles in residential areas, or commercial zoned areas used as residential, so that the residential environment of such areas is not disturbed or disrupted, and to prohibit the infringement of any business into such established areas.

Section 3. Restrictions and Permitted Locations.

It is hereby permitted that such vehicles may be offered for sale in the driveway of said residence. There shall be no sales other than in the driveway. The required yard setback area from the street/highway right-of-way to the structure, SHALL NOT be used for display, sale or storage of vehicles or trailers. Such item(s) for sale shall be the personal property of the occupant of the address.

Section 4. Signs

- (a) Signs advertising a sale regulated by this ordinance may be erected or placed on the premises.
- (b) No sign may be placed on the right-of-way of the State Highway or Village Streets or between the sidewalk and the curb.
- (c) No sign shall be in excess of six square feet and no sign shall be illuminated in any manner whatsoever, except incidentally by streetlights, house or yard lights.
- (d) The posting of a for sale sign is not considered to be display advertising, as otherwise defined in other ordinances of the Village of Otisville.

Section 5. Penalties.

Any person or persons violating any provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction, be punished by a fine not exceeding One Hundred (\$100.00) Dollars or imprisonment in the County Jail of Genesee County, for a period not exceeding ninety (90) days, or both such fine and imprisonment in the discretion of the court who shall try such offender.

Section 6. Severability.

This ordinance is deemed to be severable and if any part shall be declared invalid by any court, such judgment or decree shall affect only that part directly involved in the controversy.

Section 7. Approval

This ordinance was approved by a vote of the Village Council, a Quorum being present of the 17th day of February, 2004 and ordered published in three public places in the Village within (10) days after its adoption

Section 8. Posting of Ordinance.

This ordinance shall take effect and be in full force and effect on 10th day of March, 2004


Tom Bess, Village President


Andrea Barden, Village Clerk

Effective Date Posting of Ordinance: February 24, 2004