

One-rdg. \_\_\_\_\_  
P. Hrngs. \_\_\_\_\_  
Pgs. 3  
Filed: 07-09-19

Sponsored by: Ferguson

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

COUNCIL BILL 2019 - 161

GENERAL ORDINANCE \_\_\_\_\_

AN ORDINANCE

1 AMENDING Springfield City Code Chapter 106 – ‘Traffic and Vehicles,’ Article I. – ‘In  
2 General,’ Section 106-35. – ‘Wrecked, discarded or inoperable vehicles,’  
3 to re-define “Inoperable vehicle” in order to simplify enforcement.  
4

5  
6 WHEREAS, City Code Section 106-35. – ‘Wrecked, discarded or inoperable  
7 vehicles,’ requires inspectors to identify current inspection certificates on vehicles; and  
8

9 WHEREAS, said section requires inspectors to identify a vehicle’s registration  
10 state; and

11  
12 WHEREAS, inspectors must enter private property to make such identifications;  
13 and

14  
15 WHEREAS, said incursions onto private property can endanger inspector safety;  
16 and

17  
18 WHEREAS, the inspection-certificate requirement is redundant because most  
19 states, if not all, require license plates; and

20  
21 WHEREAS, the lack of a license plate is plainly visible and easier to determine.  
22

23 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
24 SPRINGFIELD, MISSOURI, as follows, that:

25  
26 NOTE: Language to be added is underlined. Language to be deleted is ~~stricken~~.

27  
28 Section 1 – Springfield City Code Chapter 106 – ‘Traffic and Vehicles,’ Article I. –  
29 ‘In General,’ Section 106-35. – ‘Wrecked, discarded or inoperable vehicles,’ subsection  
30 (a) “Inoperable vehicle” defined,’ is hereby amended as follows:

31  
32 Sec. 106-35. - Wrecked, discarded or inoperable vehicles.  
33

34 (a) *"Inoperable vehicle" defined.* For the purposes of this section, an inoperable,  
35 nonoperable, or nonoperating motor vehicle is one ~~which is a vehicle~~ normally  
36 operated by a motor, ~~which is~~ but which is incapable of traveling under its own  
37 power upon the public streets because of mechanical, structural, or other similar  
38 failures or defects, or which does not display a valid license. ~~and current inspection~~  
39 ~~certificate, if such are required by the state in which the vehicle is registered in order~~  
40 ~~to operate the vehicle upon public streets.~~ If the vehicle is designed for travel upon  
41 public streets, the license and ~~inspection certificate~~ requirements applies for  
42 purposes of this section whether or not the vehicle is actually being used solely on  
43 private property.

44  
45 Passed at meeting: \_\_\_\_\_

46  
47 \_\_\_\_\_  
48 Mayor

49  
50 Attest: \_\_\_\_\_, City Clerk

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52  
53 Filed as Ordinance: \_\_\_\_\_

54  
55 Approved as to form: *Duke McDonald*, Assistant City Attorney

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57  
58 Approved for Council action: *Jason A. Hays*, City Manager  
59

**EXPLANATION TO COUNCIL BILL 2019-161**

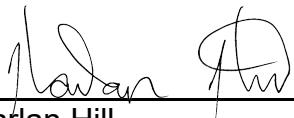
FILED: 07-09-19

ORIGINATING DEPARTMENT: Building Development Services


PURPOSE: Amending Springfield City Code Chapter 106 – ‘Traffic and Vehicles,’ Article I. – ‘In General,’ Section 106-35. – ‘Wrecked, discarded or inoperable vehicles,’ to re-define “Inoperable vehicle” to simplify enforcement.

BACKGROUND AND REMARKS: This Ordinance allows code enforcement without requiring City inspectors to go onto private property to look for a current inspection certificate on a vehicle and having to verify what state the vehicle is registered in. This provides a safer environment for inspection staff. The inspection certificate requirement is also redundant since one is required to obtain plates in most states. Whether a license is displayed is plainly visible and easier to determine without going onto private property.

Submitted by:

  
\_\_\_\_\_  
Harlan Hill,  
Director, Building Development Services

Approved by:

  
\_\_\_\_\_  
Jason Gage,  
City Manager