



ORDINANCE NO. 523

AN ORDINANCE AMENDING SECTION II OF ORDINANCE NO. 407 AS AMENDED BY ORDINANCE NO. 447:

"AN ORDINANCE DECLARING IT UNLAWFUL TO USE THE STREETS OF THE CITY OF REXBURG, IDAHO, FOR THE REPAIRING OR STORAGE OF AUTOMOBILES, TRUCKS, BICYCLES, WAGONS OR OTHER CONVEYANCES, MACHINE, IMPLEMENT OR OTHER ITEM OF PERSONAL PROPERTY; DECLARING IT THE DUTY OF THE POLICE OFFICERS TO TAKE POSSESSION OF ANY SUCH ARTICLES FOUND DESERTED AND UNCLAIMED FOR A PERIOD OF TWENTY-FOUR HOURS, AND FURTHER DECLARING IT UNLAWFUL TO LEAVE OR STORE ANY AUTOMOBILES, TRUCKS, BICYCLES, WAGONS OR OTHER CONVEYANCE OR VEHICLE MACHINE, IMPLEMENT OR OTHER ITEM OF PERSONAL PROPERTY AT ANY TIME UPON CERTAIN STREETS OF THE CITY OF REXBURG, IDAHO, MORE PARTICULARLY DESIGNATED IN SAID ORDINANCE, AND ALSO DECLARING IT UNLAWFUL FOR ANY PERSON TO LEAVE OR STORE ANY AUTOMOBILE, TRUCK, BICYCLE, WAGON OR OTHER CONVEYANCE OR VEHICLE, MACHINE, IMPLEMENT OR OTHER ITEMS OF PERSONAL PROPERTY BETWEEN THE HOURS OF 2 O'CLOCK A.M. AND 7 O'CLOCK A.M. OF EACH DAY UPON CERTAIN STREETS OF THE CITY OF REXBURG, IDAHO MORE PARTICULARLY DESIGNATED IN SAID ORDINANCE, AND ALSO DECLARING IT UNLAWFUL FOR ANY PERSON TO LEAVE OR STORE ANY AUTOMOBILE, TRUCK, BICYCLE, WAGON OR OTHER CONVEYANCE OR VEHICLE, MACHINE, IMPLEMENT OR OTHER ITEM OF PERSONAL PROPERTY BETWEEN THE FIRST DAY OF NOVEMBER OF EACH YEAR AND THE FIRST DAY OF MARCH OF THE FOLLOWING YEAR UPON ANY OTHER STREET OR ALLEY IN THE CITY OF REXBURG, IDAHO BETWEEN THE HOURS OF 2 O'CLOCK A.M. AND 7 O'CLOCK A.M. AND DECLARING IT THE DUTY OF THE POLICE OFFICERS TO TAKE POSSESSION OF ANY SUCH ARTICLES, AND SAID ORDINANCE PROVIDING THAT ANY SUCH ARTICLES MAY BE RECLAIMED WITHIN 30 DAYS OR AT THE TIME OF SALE AS IN SAID ORDINANCE PROVIDED, BY THE OWNER MAKING PROOF OF OWNERSHIP AND PAYMENT OF COSTS, AND PROVIDING THAT IN THE EVENT SUCH ARTICLE IS NOT RECLAIMED WITHIN 30 DAYS THE SAME MAY BE SOLD; THAT ALL MONIES RECEIVED FROM THE SALE OF SUCH ARTICLE SHALL BE DEPOSITED IN THE GENERAL FUND, AND PROVIDING THAT THE OWNERSHIP BY THE OWNER MAY DRAW A WARRANT IN FAVOR OF THE CHARGED AGAINST THE SAME; SAID ORDINANCE DECLARING THE VIOLATION OF THE ORDINANCE A PUBLIC OFFENSE AND PROVIDING PENALTIES FOR SUCH VIOLATION."

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF REXBURG, IDAHO:

SECTION I: That Section II of Ordinance No. 407, as amended by Ordinance No. 447, be amended to read as follows, to-wit:

"It shall be unlawful for any person to leave or store any automobile, truck, bicycle,

wagon or other conveyance or vehicle, machine, implement or other item of personal property at any time on either side of West Fourth South Street in the City of Rexburg, Idaho, going East from the intersection of 2nd West to 1st West Street, and going West from the intersection of 2nd West Street a distance of 500 feet on the South side thereof and a distance of 400 feet on the North side thereof.

"It shall be unlawful for any person to leave or store any automobile, truck, bicycle, wagon or other conveyance or vehicle, machine, implement.. or other item of personal property between the hours of 2 o'clock a.m. and 7 o'clock a.m. of each day upon the following streets in the City of Rexburg, Idaho:

Main Street from railroad tracks on the West to Second East
First East from First South to First North
College Avenue from Main Street to Second South
Second South from Center Street to First East
Center Street from First South to First North
Carlson Avenue from College Avenue to Center Street
Cornell Avenue
Harvard Avenue
South First East between Second and Third South

"It shall be unlawful for any person to leave or store any automobile, truck, bicycle, wagon or other conveyance or vehicle, machine, implement or other item of personal property between the first day of November of each year and the first day of March of the following year upon any other street or alley in the City of Rexburg, Idaho, between the hours of 2 o'clock a.m. and 7 o'clock a.m.

It shall be the duty of the officers of the police department to take possession of any such automobile, truck, bicycle, wagon or other conveyance, machine, vehicle, implement of other item of personal property and hold the same at the City Hall or at some place suitable to store the same. Any such automobile, truck, bicycle, wagon or other conveyance or vehicle, machine, implement or other item of personal property may be reclaimed by the owner upon making proper proof of ownership, and the payment of the costs for moving the same. In the event such automobile, truck, bicycle, wagon or other conveyance or vehicle, machine, implement or other item of personal property is not claimed within thirty days as provided in Section 3 of Ordinance No. 407, the same shall be sold as provided in Section 3) 4, and 5 of Ordinance No. 407.

SECTION II: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 19th day of January, 1972.

Henry Shirley, Mayor

(SEAL)

ATTEST:

Beulah Johnson, City Clerk

