

Abandoned or Junked Motor Vehicles

Sec. 38-181. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abandoned motor vehicle means a motor vehicle which:

- (1) Is more than five years old and is inoperable and left unattended on public property for more than 48 hours;
- (2) Has remained illegally on public property for a period of more than 48 hours;
- (3) Has remained on private property without the consent of the owner or person in control of such property for more than 48 hours; or
- (4) Has been left unattended on the right-of-way of a designated county, state or federal highway within the state for more than 48 hours, or for more than 24 hours on a turnpike project constructed and maintained by the state turnpike authority or a controlled access highway.

Antique auto means a passenger car or truck that was manufactured in 1925 or before, or that is at least 35 years old.

Junked vehicle means a motor vehicle as defined in V.T.C.A., Transportation Code § 601.001, that is self-propelled and:

- (1) Does not have an unexpired license plate or a valid motor vehicle safety inspection certificate attached to it;
- (2) Is wrecked, dismantled, partially dismantled or discarded; or
- (3) Is inoperable and has remained inoperable for more than:
 - a. Seventy-two consecutive hours, if the vehicle is on public property; or
 - b. Thirty consecutive days, if the vehicle is on private property.

Motor vehicle means a motor vehicle subject to registration under the Certificate of Title Act, V.T.C.A., Transportation Code § 501.001 et seq., except that for the purposes of sections 38-201, 38-202 and 38-204, such term shall include a motorboat, outboard motor or vessel subject to registration under V.T.C.A., Parks and Wildlife Code § 31.001 et seq.

Special interest vehicle means a motor vehicle of any age that has not been altered or modified from the original manufacturer's specifications, and is being preserved by hobbyists because of the historic interest of such vehicle.

(Code 1993, § 46-46)

Cross references: Definitions generally, § 1-2.

State law references: Similar definitions, V.T.C.A., Transportation Code §§ 683.001, 683.002, 683.077(b).

Sec. 38-182. Enforcement.

The person authorized by the city council to administer the procedures authorized by this article may enter upon private property for the purposes specified in such procedures to examine a vehicle, or part thereof, to obtain information as to the identity of the vehicle, and remove, or cause the removal of, a vehicle, or part thereof, that constitutes a nuisance.

(Code 1993, §§ 46-47, 70-86)