

TOWN OF BENTONIA, MISSISSIPPI

MUNICIPAL ORDINANCES 2022

ARTICLE 5 ABANDONING OR STORING VEHICLES, JUNK, ETC., ON PRIVATE PROPERTY

Section 5.0 General Prohibition.

(A) It shall be unlawful for the owner, occupant, or agent or employee thereof, of any lot, area or premises located within the corporate limits of this Town to use or permit to be used, such lot, area or premises for the storage, burial or other disposal, either permanent or temporary, of any household appliances or materials (i.e.: washers, dryers, refrigerators), also and including but not limited to building materials or supplies, tires, automotive parts and equipment, petroleum products, metals, paper, chemicals whether farm, home or industrial, waste, food or human waste, but the provision of this subparagraph (A) shall not apply unto trees, limbs, bushes, grasses or other vegetation.

(B) It shall be unlawful for the owner, occupant or agent or employee thereof, of any lot, area or premises located within the corporate limits of this Town used for the storage or disposal of any trees, limbs, bushes, grasses or other vegetation to permit said lot, area or premise to become unsanitary or in a condition that would be detrimental to the health of the community. All such trees, limbs, bushes, grasses or other vegetation so stored or disposed of within the corporation limits of this Town shall be buried under a minimum of 12 inches of dirt or similar materials in such a regular manner as to prohibit the same from becoming unsanitary or otherwise detrimental to the health of this community.

(C) It shall be unlawful for the owner, occupant or agent or employee thereof, of any lot, area or premise located within the corporate limits of this Town to use such lot, area or premises for the storage, burial or other disposal, either permanent or temporary, of trees, limbs, bushes, grasses or other vegetation without first securing from this Town or its designated agent a license /permit to conduct such operation and a permit to conduct such business.

(D) Any license and permit required under the provisions of this section shall be granted by the designated agent of the Town only after the approval of the Mayor and Alderman as a special exception under the provisions of the ordinances of this Town and fire marshal of this Town as well as the state department of health. Such license and permit shall be valid for a period of 60 days and shall be renewable upon the application thereof in accordance with the provisions of this article.

Section 5.1 Storing Motor Vehicles in Residential Areas.

(A) It shall be unlawful for any person to store for sale, transfer, future use or repair any motor vehicle, being any automobile, truck or bus, in any areas which are presently classified-R-1, R-2 and-R-3 by the Town ordinance, except Where preexisting nonconforming uses permit such storage.

Section 5.2 - Abatement by Public Authorities.

(A) If any owner, Occupant, or agent, or employee thereof, of any such lot, area, or premises shall fail to clean off said property within seven days from the receipt of notice from the police department of the Town to do so, said property may be cleaned of such articles by the county health department or the Town street superintendent, or under their direction, who shall keep an account of the expense thereof and report the same to the Town tax assessor or collector who shall charge said expense, together with 25 percent damages thereon to said lot, area or premises as a part of the taxes for the current year, and collect said expense and damages along with all other taxes on said property, and such health department or street superintendent shall have full authority to enter upon private property for the purpose of carrying into effect the provisions hereof.

Section 5.3 Punishment for Violations.

(A) In addition to the foregoing provisions for the removal of said properties or articles from said premises and the collection of the expense thereof, any person violating any of the provisions hereof shall be guilty of a misdemeanor and upon conviction thereof shall be fined \$500.00.

Section 5.4 Notice of Violations.

(A) All notices required to be given pursuant to the above listed ordinances, and shall be deemed to have been given as required by said ordinances upon the mailing thereof by U.S. mail, postage prepaid to the owner of record and address thereof as shown on the then most recent ad valorem tax record of said Town.

(B) Violations of this ordinance for either leaving improper or illegal items and/or leaving items outside of the public dumpsters shall be a fine of \$500.00 for violations of the Town ordinance.