

**BENTON COUNTY ORDINANCE NO. 282**

**Unlicensed Motor Vehicle Storage**

WHEREAS, the Benton County Board of Commissioners instituted proceedings to adopt the following ordinance; and,

WHEREAS, on February 24, 1998 Notice of Public Hearing and intent to amend Benton County Ordinance 185, Section 8.7 was published in the official newspaper of the county; and,

WHEREAS, on March 12, 1998 the Benton County Planning Commission held a public hearing thereon; and,

WHEREAS, on March 17, 1998 the Benton County Board of Commissioners took official action to approve the proposed ordinance.

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS: that Benton County Ordinance 185, Section 8.7 be amended as follows:

**8.7 Unlicensed Motor Vehicle Storage**

The storage of unlicensed motor vehicles for personal use shall be subject to the following regulations:

**8.7.1 Residential Districts**

In areas zoned R-1, R-2 or R-3, no unlicensed motor vehicles may be stored unless completely enclosed within a structure.

**8.7.2 Agricultural Districts**

- (a) In areas zoned A-1 or A-2, the storage of up to three (3) unlicensed motor vehicles shall be a permitted use.
- (b) In agriculturally zoned area, the storage of more than three (3) vehicles shall be permitted if the following criteria are met:
  - 1. If all the unlicensed motor vehicles on the property are within a fully enclosed structure, there shall be no limit to the number of unlicensed vehicles stored on the property; or,
  - 2. Up to twenty-five (25) unlicensed motor vehicles may be stored within an area that is totally encircled by an opaque wall or opaque privacy fence of not less than six (6) feet in height. Property owners who store unlicensed

motor vehicles pursuant to this paragraph must first obtain a land use permit authorizing storage within a fenced area. Applicants must state the number of vehicles to be stored. Land use permits issued pursuant to this section shall be valid for two years from the date of issuance.

### 8.7.3 Commercial Storage Not Allowed

No storage of motor vehicles for commercial purposes, such as sale, repair or salvage shall be allowed in any zoning district, except for permitted, conditional or accessory uses specifically authorized by the Benton County Development Code. Commercial uses are subject to the regulations of the pertinent zoning districts.

The following definition shall be added to Ordinance 185, Section 3.0:

Unlicensed Motor Vehicle: Any self-propelled vehicle not bearing current number license plates and tabs issued to the vehicle pursuant to Minnesota Statutes Chapter 168. For the purposes of this definition, the term "vehicle" includes, but is not limited to, passenger cars, trucks, vehicles used for racing or demolition derbies, inoperable vehicles, snowmobiles, all terrain vehicles, and motorcycles.

A vehicle that is regularly used by the property owner for lawn care, snow removal, or agricultural purposes shall not be considered an unlicensed vehicle.

This Ordinance shall be effective upon publication.

APPROVED AND ADOPTED by the Benton County Board of Commissioners this 17<sup>th</sup> day of March in the year of 1998.

  
\_\_\_\_\_  
Al Seppelt, Chair  
Benton County Board of Commissioners

ATTEST:

  
\_\_\_\_\_  
Curtis Nordling, County Auditor

SEAL:



2 4 8 1 2 4

OFFICE OF  
BENTON COUNTY RECORDER  
BENTON COUNTY, MO  
CERTIFIED TO BE FILED  
AND/OR RECORDED ON

MAR 27 4 34 PM '98

ALICE O. EMBLETT  
COUNTY RECORDER

BY *Alice O. Emblett* ~~REC'D~~ 40