

Article 18: Material Public Nuisances

Section 343: Intent and Purpose

Franklin County finds that controlling and eliminating material public nuisances within unincorporated Franklin County is necessary in order to preserve the public health, safety and welfare of the citizens. Material nuisances, if not controlled and eliminated, can result in visual blight, attractive nuisances and incompatibility with land uses. This article provides minimum standards for material public nuisances on properties and enforcement mechanisms if material nuisances are found.

Section 344: Violations

It shall be unlawful for any person as identified in these regulations to allow or cause the accumulation of material public nuisances on any lot, parcel or tract of land in Franklin County and shall be punishable through the Franklin County Municipal Court.

A. For the purpose of this chapter, material public nuisances shall include the following:

1. Construction waste material
2. General waste material
3. All landfill waste material
4. More than 2 unlicensed vehicles, vessels or trailers
5. Substantially destroyed buildings
6. Junk, dismantled, burned, derelict or wrecked motor vehicles, mobile homes, trailers or vessels

Section 345: Penalties and Remedies

A. In accordance with and by virtue of the provisions of Chapter 64.895 RSMo, any person liable, as defined in Article 5, located within any unincorporated area covered or affected by the provisions of these regulations, who violates any of the provisions hereof shall be guilty of a Class A misdemeanor under the Franklin County Municipal Court. Upon conviction of same, any said party shall be punished by virtue of Chapters 557.021, 560.016, and 560.021 RSMo regulating fines and imprisonment of anyone convicted of a Class A misdemeanor under the Franklin County Municipal Court.

B. Any act constituting a violation of the provisions of this section or a failure to comply with its requirements shall also subject the offender(s) to the penalties set forth in Subsection A.

C. These regulations may also be enforced by any appropriate civil action, including injunctions.

D. Each day a violation continues shall be deemed a separate offense.

E. Any one, all, or any combination of the foregoing may be used to enforce the provisions of these regulations.