

A RESOLUTION REGULATING THE STORAGE OF JUNK
MOTOR VEHICLES ON PRIVATE OR PUBLIC PROPERTY
IN BROWN TOWNSHIP
CARROLL COUNTY, OHIO

WHEREAS, Section 505.173 ORC empowers a board of township trustees to adopt resolutions to regulate the storage of junk motor vehicles on private or public property within the unincorporated area of a township, and

WHEREAS. The Board of Trustees of Brown Township find it necessary to regulate the storage of such junk motor vehicles within the township;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF BROWN TOWNSHIP, CARROLL COUNTY, OHIO, that;

Section One: As used herein:

a) the term "person" shall be defined as any individual, corporation, partnership or other business entity or association.

b) the term "junk motor vehicle" shall be defined as any motor vehicle as defined in Section 4501.01 (B) ORC, that is;

I) three years old or older;
II) extensively damaged, such damage including but not limited to any of the following; missing wheels, tire, motor, transmission or any other part generally considered to be necessary for the operation of a motor vehicle.

III) apparently inoperable

IV) Has a fair market value of four hundred dollars or less.

For purpose of this resolution a "junk motor vehicle" does not Include an agricultural tractor as defined in Section 4501.01 (C) ORC or self-propelled farm machinery

Section Two: From and after the effective date of this resolution, no person shall maintain, allow, keep, or permit any junk motor vehicle to be stored on public or private property within Brown Township unless such motor vehicle is concealed from view by means of buildings, fences, vegetation, terrain or other suitable obstruction.

The provisions of this Section shall also apply to a collector's vehicle as Defined in Section 4501.01 (F) ORC

SECTION THREE: Nothing in this resolution shall be construed to restrict the Operation of a scrap metal processing facility licensed under authority of Sections 4737.05 to 4737.12 ORC; the operation as a motor vehicle as salvage dealer, salvage motor vehicle auction, or salvage motor vehicle pool of a person licensed under Chapter 4738 ORC; or the provision of a towing and recovery services conducted under Section 4513.60 to 4513.63 ORC, including the storage and disposition of junk motor vehicle remote from public or private property in accordance with those sections.

SECTION FOUR: The Board of Brown Township Trustees, in addition to any Other remedies provided for any law, may institute an auction for injunction, mandamus, Or abatement or any other appropriate action or proceeding to prohibit the storage of junk motor vehicles in violation of this resolution.

SECTION FIVE: Whoever violates any provision of this Resolution shall be Guilty of a minor misdemeanor. Each day that a violation of this resolution continues Shall constitute a separate offense

SECTION SIX: This Resolution shall go into effect on the 2nd day of October, 2006.

Board of Brown Township Trustees
Carroll County, Ohio

Rodney D. Wise

Eddie L. Hunt - Vice Chairman

Joseph Chiuso

ATTEST:

JEANNE A. GRIMM
Notary Public, State of Ohio
My Comm. Expires _____

Jeanne A. Grimm
Fiscal Officer