

ORDINANCE 05-7

An Ordinance Rescinding Portions of Ordinance 00-18
Amending Ordinance 84-15 Regulating House Trailers,
Within The Village of South Point, Ohio Repealing
Any Legislation in Conflict Herewith and Declaring an Emergency.

Whereas, Ordinances 84-15, 86-9, 90-15 and 00-18 regulating the use of house trailers, mobile homes, house cars, camp cars or similar type vehicles or structures for homes or the conduct of business within the Village of South Point, Ohio, have previously been adopted.

Whereas, it is this Council's desire to delete paragraph B, C, D, and the last sentence of paragraph A of Section VI of Ordinance 2000-18 defining "manufactured homes".

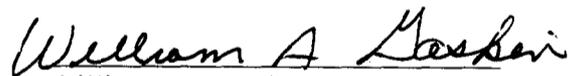
Now, Therefore be it ordained by the Council of the Village of South Point, Ohio that:

Section 1. The Ohio Supreme Court, in opinion 2000-2130 Canton V. State, 2002-Ohio-2005, has determined, according to the letter received 5/27/05 from our attorney Mark McCown, that the manufactured home statute violated Ohio's home-rule provisions and was therefore unconstitutional and the Village may amend the ordinance to remove the permissive uses of "manufactured homes" from ordinance 00-18.

Section 2. Paragraphs B, C, D, and the last sentence of paragraph A of Section VI of Ordinance 00-18 adopted 10/3/2000 are hereby rescinded.

Section 3. This ordinance is hereby declared to be an emergency measure to preserve the public peace, health and safety of the Village and for the immediate regulation of house trailers, mobile homes, etc. to preserve the present tax values, to alleviate traffic problems by providing off street parking, wherefore, this ordinance shall be in full force and effect from and immediately after its passage.

Adopted This 7th Day of June, 2005


William A. Gaskin, Mayor

Attest: 
Scott Thomas, Clerk