

ORDINANCE NO. 19-10

REPLACING SECTION 660.07 OF THE CODIFIED CODE OF THE VILLAGE OF SOUTH POINT, OHIO, AND CHANGING THE NAME TO "REMOVAL OF JUNK, INOPERABLE, UNLICENSED OR ABANDONED VEHICLES"

WHEREAS, Junk, Inoperable, abandoned and/or unlicensed vehicles stored or parked within the Village of South Point on residential property and on Village right of ways has caused numerous complaints from residents as the vehicles are unsightly, health hazards as they harbor rodents, and depreciating property values in the areas where they are stored.

WHEREAS, this ordinance replaces Section 660.07 of the Code of the Village of South Point and Replaces Ordinance 12-05 and amends the name of Section 660.07 to "**REMOVAL OF JUNK, INOPERABLE, UNLICENSED OR ABANDONED VEHICLES**"

Now, Therefore Be it Ordained , by the Council of the Village of South Point, that: Section 660.07 of the South Point Code is hereby replaced with the following and renamed "**REMOVAL OF JUNK, INOPERABLE, UNLICENSED OR ABANDONED VEHICLES**"

SECTION 660.07 "REMOVAL OF JUNK, INOPERABLE, UNLICENSED OR ABANDONED VEHICLES"

a) It shall be unlawful for any person, firm, or corporation to use the streets or public ways of the Village of South Point for the purpose of storing vehicles. Storing shall be deemed to exist when a vehicle has been parked continuously, and has not moved for a period of ten consecutive days when such vehicle is inoperable and/or fails to display current vehicle registration plates. Parking as used above also means the standing of a vehicle upon a public street or way.

b) No personal shall willfully leave a "Junk Motor Vehicle" as defined by Section 4513.63 divisions (B), (C)(D), and (E) of the Ohio Revised Code in the open for more than ten days after receipt of a "Notice To Remove" given by the Chief of Police of the Village of South Point.

c) Upon a complaint from a village resident, or observation by a police officer or code enforcement officer of a junk motor vehicle, including an inoperable, abandoned and/or unlicensed vehicle, or an improperly stored vehicle as defined by Section (a) herein, the Chief of Police, or a Village Police Officer, shall inspect the vehicle and if he determines the vehicle to be a junk motor vehicle, shall issue the owner of the vehicle, in person or by certified mail, a Notice To Remove. The owner of the junk motor vehicle shall either house the vehicle in a garage or other suitable structure, or shall remove the vehicle from the property within ten days of receiving the Notice to Remove.

d) Upon receiving a Notice to Remove a vehicle, a resident may apply at the Mayor's Office for a forty five (45) day Permit to restore a vehicle to operable condition. The fee for the permit shall be (\$20.00) dollars and may not be renewed.

e) Any person not complying with a Notice to Remove a junk motor vehicle or improperly stored vehicle issued by the Chief of Police shall be in violation of this ordinance and the vehicle shall be removed by securing a wrecker under the direction of the Chief of Police. Such vehicles will be released to the owner upon the payment of necessary and reasonable towing and storage fees together with any other proper fines levied against the owner thereof. If the vehicle is not claimed by the owner after 30 days from notification, the vehicle shall be disposed of at the reasonable discretion of the Chief of Police and any and all money received for the dispossession shall be deposited into the General Fund.

Notice of intended disposition shall be sent to the titled owner if one exists or to the address where the vehicle was picked up, at least ten (10) days before disposition. Owner, if verified may apply for any remaining funds within thirty (30) days of the disposition date and upon verification of ownership shall receive any monies remaining after payment and all costs and fines. If no such application is made, then any remaining funds will become the property of the Village.

f) This Code section shall not apply to vehicles in fenced storage areas.

g) Whoever violates this section is guilty of a minor misdemeanor and subject to a fine of up to \$100.

EMERGENCY PROVISION

This Ordinance is hereby needed to preserve the public peace, welfare, health and safety of the citizens of the Village of South Point are involved and shall become effective immediately upon passage.

REPLACEMENT OF ORDINANCES AND CODE SECTIONS

This Ordinance repeals prior Ordinance 12-05 rendering it null and void and replaces Section 660.07 of the South Point Code and renames the section "REMOVAL OF JUNK, INOPERABLE, UNLICENSED OR ABANDONED VEHICLES"

Adopted This 7th Day of May, 2019



Mayor

Attest: 
Clerk