

AN ORDINANCE PROHIBITING THE KEEPING OF JUNK OR SALVAGE MATERIALS, AUTOMOBILE PARTS OR SCRAP METAL ON PRIVATE PROPERTY AND PROHIBITING LEAVING OF INOPERABLE VEHICLES ON STREETS, SIDEWALKS, OR PROPERTY WITHIN THE VILLAGE OF TILTONSVILLE, OHIO, AND IMPOSING PENALTIES.

BE IT ORDAINED By The Council of the Village Of Tiltonsville,
County of Jefferson, State Of Ohio:

SECTION I: As used in this Ordinance, the following words shall have the following respective meanings in the interpretation and enforcement of this Ordinance:

a. Persons shall mean any person, firm, partnership, association, corporation, company or organization of any kind.

b. Inoperable vehicles shall mean any style or type of vehicle which is in a dangerous condition, has defective or missing parts or is in such a condition generally as to be unfit for further use as a conveyance, or which will not start and run.

SECTION II: No person in charge of or in control of any private property within this municipality, whether as owner, tenant, occupant, lessee or otherwise, shall allow any automobile parts, scrap metal, junk or inoperable vehicle to remain on such property longer than 15 days after receipt of a written notice from the police of this municipality to remove such inoperable vehicle, automobile parts, scrap metal or junk from such property; except that this Section shall not apply with regard to such automobile parts, scrap metal, junk, or inoperable vehicle in an enclosed building or in other sheds or enclosures, specially designed for the purpose of storage of such material unless the same should become a nuisance.

SECTION III: When, in the opinion of the Chief of Police of this municipality, the storage of inoperable vehicles, automobile parts, scrap metal or junk in any building or specially designed enclosure within this municipality has become a nuisance by the reason that such building or enclosure also harbors rats, roaches, or other vermin, or is a nuisance by reason of danger from fire or entry therein by juveniles or suspicious persons or upon repeated complaints by residents of this municipality in the surrounding area, the Chief of Police of this municipality or any member of his department designated by him, shall give notice to the person in charge of or in control of such property to the effect that such building or enclosure has become a nuisance.

No person in charge of or in control of any property with the municipality, whether as owner, tenant, occupant, lessee, or otherwise, shall allow any inoperable vehicle, automobile parts, scrap metal or any junk or any junked vehicle to remain in any building or enclosure within this municipality longer than thirty days after receipt of a written notice from the Chief of Police or any member of his department designated by him to the effect that such building or enclosure has become a nuisance.

If any such person served with the notice as provided in the paragraph immediately preceding, fails to cause such violation to cease within thirty days of the date upon which the notice provided above was issued, he shall be subject to the penalties provided in this Ordinance and a separate offense shall be deemed committed upon each day during or on which the violation occurred or continues beyond such thirty day period; provided that no additional notice of violation is required to be given in such cases.

SECTION IV: Notwithstanding the provisions stated above in this Ordinance, it shall not be unlawful for any person in charge of or in control of any property within this municipality to purchase new or used building

materials and to place or store them in any lot, lots, parts of lots, or parcel of land within this municipality when such materials are to be used by the purchaser or person in charge of or in control of such property in later construction on the same lot or any lot owned or controlled by such person; provided that such material shall not remain on said lot, lots, parts of lots, or parcel of land for a period of more than **30** days, unless actual construction or erection planned for the use of said material has commenced and continues unabated daily, and provided further that such materials are actually used or consumed in the construction on or removed from the premises within a period of four months from the time said materials are first placed on the lot, lots, parts of lots, or parcel of land. It shall be unlawful for any person or persons to move any materials so stored or placed to another location within this municipality for the purpose of avoiding the intent of this section, except that any such materials may be moved to another lot, lots, parts of lots, or parcel of land when the same has been sold to a bona fide purchaser for value for such purchaser's own use.

Excepting also bona fide used and new car dealers, kept in proper lots.

SECTION V: No person shall leave any inoperable vehicle or abandoned vehicle, licensed or unlicensed, on any street, highway or sidewalk within the municipality for a period longer than 48 hours.

SECTION VI: The police of this municipality are hereby authorized to remove or have removed any vehicle left at any place within this municipality which is in violation of this Ordinance. Such vehicles shall be impounded until lawfully claimed or disposed of in accordance with Chapter 737 of the Revised Code of Ohio.

SECTION VII: Notices under this Ordinance shall be in writing and shall be served upon the person in charge of or in control of such property within this municipality, whether as owner, tenant, occupant, lessee, or otherwise either personally or at the usual place of residence of such person in charge of or in control of such property, or by registered or certified mail, addressed to such person's last known place of residence.

SECTION VIII: Whoever violates this Ordinance shall be fined not more than \$50.00. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable.

SECTION IX: That all Ordinances or parts of Ordinances inconsistent herewith be repealed and this Ordinance shall take effect from and after the earliest period allowed by law.

First Reading February 21, 1967
Second Reading March 7, 1967
Third & Final Reading

April 12, 1967

Frank McNeil
Mayor

PASSED: April 12, 1967, 1967.

ATTEST: Emilio Dolfi
Clerk
Emilio Dolfi

FORM OF CERTIFICATE OF POSTING:
I, Emilio Dolfi, Clerk of Council of the Village of Tiltonville, State of Ohio, do hereby certify that a copy of the foregoing ordinance was duly mailed to each of the newspapers printed in said municipality, and that a copy thereof at five of the most public places in said village as determined by the council, as follows:

each for the period of fifteen days, commencing on the _____ day of _____, 19____, and terminating on the _____ day of _____, 19____.

Emilio Dolfi
Clerk of Council of the Village of Tiltonville