

ORDINANCE # 105-16

AN ORDINANCE ENACTING AN EXTERIOR PROPERTY MAINTENANCE CODE FOR THE VILLAGE OF MIDDLE POINT, OHIO AND REPLACING ANY EXISTING ORDINANCE CONTROLLING JUNK MOTOR VEHICLES

BE IT HEREBY ORDAINED BY THE COUNCIL of the Village of Middle Point, State of Ohio:

SECTION ONE: That the following shall be known as the Exterior Property Maintenance Code of the Village of Middle Point, Ohio:

Motor Vehicles:

A nuisance is hereby declared to exist when a person, firm, or corporation keeps, stores, places, or allows to remain, untagged, unlicensed motor vehicles, motor vehicles in an inoperative condition, motor vehicles unfit for further use, water crafts, implements, automobile or motor vehicle parts on any parcel of land, street, or alley, within the corporate limits of the Village of Middle Point.

1. Motor vehicle in an inoperative condition means and includes any style or type of motor driven vehicle used or useful for the conveyance of persons or property which is unable to move under its own power due to defective or missing parts and which has remained in such condition for a period in excess of ten (10) consecutive days.
2. Motor vehicle unfit for further use means and includes any style or type of motor driven vehicle used for the conveyance of persons or property 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.
3. Automobile and motor vehicle parts shall mean and include any portion or parts of any motor driven vehicle as detached from the vehicle as a whole.
4. Trailers and Semi-Trailer: No person, firm, or corporation shall knowingly store or permit to be stored, without Administrators approval, any trailer or semi-trailer upon any lot or land situated in the village where such use is not specifically permitted by law.

SECTION TWO: Any portion or portions of ordinances or resolutions heretofore approved by the Village of Middle Point which are in conflict or inconsistent with any provisions of the Exterior Property Maintenance Code, adopted in Section One hereof, are hereby repealed as of the effective date of this Ordinance

SECTION THREE: Pursuant to R.C. 731.30, the village council finds that this Ordinance is necessary for the immediate preservation of the public peace, health, or safety of the village of Middle Point, and shall go into immediate effect.

Pursuant to said ordinance, you have ten (10) days upon receipt of this letter to bring your property in to compliance. If you are in violation of this ordinance because of a junk vehicle (a vehicle that does not operate or have current tags) and you need assistance in removal, call Van Wert Auto Salvage at (419) 749-2710 or another salvage yard.

If you fail to bring your property into compliance within 10 days of receipt of this letter, the Village will take action to correct the problem and the costs to the village will be assessed to your property taxes.

VIOLATION OF THIS ORDINANCE A MISDEMEANOR

Pursuant to Ohio Revised Code Section 715.67, failure to abate a public nuisance is subject to a misdemeanor punishable by a fine of not more than five hundred dollars and a jail term not to exceed six months.

PASSED AND ADOPTED BY THE COUNCIL OF THE VILLAGE OF MIDDLE POINT, OHIO THIS 13th DAY OF DECEMBER, 2016;

Brenda Mengerink, President of Council

Approved by me this 13th day of December, 2016;

Mark Dickman, Mayor

Attested:

Lynn Stoffel, Office Manager