

**JUNK MOTOR VEHICLES RESOLUTION
NO. 051005.01
MONTVILLE TOWNSHIP, MEDINA, OHIO.**

WHEREAS Ohio Revised Code 505.173 authorizes a board of township trustees to adopt resolutions as the board considers necessary to regulate the storage of junk motor vehicles on private or public property within the unincorporated area of the township; and

WHEREAS the Board of Trustees has decided that it is necessary to adopt a uniform system governing the storage of junk motor vehicles on private or public property within the unincorporated area of the township;

BE IT RESOLVED THAT subject to the exceptions contained in this resolution, no person shall store or maintain on his property, whether public or private, a junk motor vehicle in such a manner as to render it visible to passerby;

BE IT FURTHER RESOLVED THAT As used in this section, 'junk motor vehicle' means a motor vehicle that meets all of the following criteria:

1. Three years old, or older;
2. Apparently inoperable; and
3. Extensively damaged, including, but not limited to, any of the following: missing wheels, tires, motor, or transmission;
4. Having a fair market value of One Thousand Five Hundred Dollars or less.

BE IT FURTHER RESOLVED THAT this resolution does not restrict the operation of a scrap metal processing facility licensed under authority of sections 4737.05 to 4737.12 of the Revised Code; the operation of a motor vehicle salvage dealer, salvage motor vehicle auction, or salvage motor vehicle pool of a person licensed under Chapter 4738 of the Revised Code; or the provision of towing and recovery services conducted under sections 4513.60 to 4513.63 of the Revised Code, including the storage and disposal of junk motor vehicles removed from public or private property in accordance with those sections;

BE IT FURTHER RESOLVED THAT this resolution does not prevent a person from

storing or keeping, nor does it restrict a person in the method of storing or keeping, any collector's vehicle on private property with the permission of the person having the right to the possession of the property, except that a person having such permission is required to conceal, by means of buildings, fences, vegetation, terrain, or other suitable screening, any unlicensed collector's vehicle stored;

BE IT FURTHER RESOLVED THAT regardless of whether it is licensed or unlicensed, a collector's vehicle is a 'junk motor vehicle' for purpose of this section if the collector's vehicle meets all of the criteria contained with this resolution. If a collector's vehicle meets all of the criteria contained in this resolution, the board of township trustees may regulate the storage of the motor vehicle on private or public property in the same manner that the board regulates the storage of any other junk motor vehicle and, in case of a violation of this section, may pursue any remedy provided by the law.

BE IT FURTHER RESOLVED THAT under the Revised Code, whoever violates any resolution adopted under this section is guilty of a minor misdemeanor. Each day that a violation of this section continues constitutes a separate offense. Fines levied and collected under this section shall be paid into the township general revenue fund.

REGULAR MEETING May 10, 2005

The Board of Township Trustees of Montville Township, Medina County, Ohio met on this date with the following members present: Chuck Reed, Ron Bischof, Jeff Shuran.

Ron Bischof offered the following resolution and moved the adoption of same, which was duly seconded by Chuck Reed.

Voting AYE thereon:

Ronald Bischof, Jeffrey Shuran, Chuck Reed

Voting NAY thereon:

Adopted