

ORDINANCE NO. 2018-041

AN ORDINANCE AMENDING SECTION 521.04(c)(1) AND SECTION 521.07(a) OF CHAPTER 521 OF THE CODIFIED ORDINANCES OF THE CITY OF FINDLAY, OHIO.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Findlay, State of Ohio, two-thirds (2/3) of all members elected thereto concurring:

SECTION 1: That Section 521.04(c)(1) of the Codified Ordinances of the City of Findlay, Ohio which reads as follows:

521.04 JUNK AND MATERIAL STORAGE.

(c) Unlawful to Store Motor Vehicles.

- (1) It shall be unlawful and a nuisance per se to store, place or allow to remain on any lot, lots, parts of lots or parcel of land within the corporate limits of the City, motor vehicles in an inoperative condition, motor vehicles unfit for further use or automobile parts. Motor vehicles unfit for further use, hence being defined as "abandoned junk motor vehicle", as defined in ORC 4513.63, shall be dealt with as outlined in Sections 303.08 and 303.09 of the City of Findlay Code of Ordinances.

Be and the same is hereby amended to read as follows:

521.04 JUNK AND MATERIAL STORAGE.

(c) Unlawful to Store Motor Vehicles.

- (1) It shall be unlawful and a nuisance per se to store, place or allow to remain on any lot, lots, parts of lots or parcel of land within the corporate limits of the City, motor vehicles in an inoperative condition, motor vehicles unfit for further use or automobile parts. Motor vehicles unfit for further use, hence being defined as JUNK or INOPERABLE VEHICLE. A vehicle shall be deemed a junk or inoperable vehicle whenever any one of the following occurs:
 - (1) The vehicle is without a valid current registration and/or license plate;
 - (2) The vehicle is without fully inflated tires and/or has any types of support under it;
 - (3) The vehicle has a substantially damaged or missing windshield, door(s), motor, transmission, or other similar major part;
 - (4) The vehicle is motorized but is incapable of being moved under its own power;
 - (5) The vehicle is abandoned;
 - (6) The vehicle is primarily being used for the purpose of storage;

SECTION 2: That Section 521.07(a) of the Codified Ordinances of the City of Findlay, Ohio which reads as follows:

521.07 WEEDS.

(a) Cutting and Destroying. The Service-Safety Director is authorized, empowered and directed to cut and destroy or cause to be cut or destroyed all noxious weeds growing in the corporate limits of the City, provided notice, as required by Ohio R.C. 731.51, has been served on any owner, lessee, agent or tenant having charge of lands on which noxious weeds are growing, and such owner, lessee, agent or tenant has failed to comply within five days after service of the notice by failing to cut and destroy noxious weeds in accordance with the notice. Prior to cutting and destroying the noxious weeds or causing them to be cut or destroyed, the Director shall determine by an actual inspection of such lands that the weeds growing thereon are noxious weeds within the meaning of Ohio R.C. 907.01 and Ohio Administrative Code Chapter 901:5-31.

Be and the same is hereby amended to read as follows:

521.07 WEEDS.

(a) Cutting and Destroying. The Service Director is authorized, empowered and directed to cut and destroy or cause to be cut or destroyed all noxious grass or weeds of six inches (6") or more growing in the corporate limits of the City, provided notice, as required by Ohio R.C. 731.51, has been served on any owner, lessee, agent or tenant having charge of lands on which noxious weeds are growing, and such owner, lessee, agent or tenant has failed to comply within five days after service of the notice by failing to cut and destroy noxious weeds in accordance with the notice. Prior to cutting and destroying the noxious weeds or causing them to be cut or destroyed, the Director shall determine by an actual inspection of such lands that the weeds growing thereon are noxious weeds within the meaning of Ohio R.C. 907.01 and Ohio Administrative Code Chapter 901:5-31.

SECTION 3: This Ordinance shall take effect and be in force from and after the earliest period provided by law.

D. Donald Monday
PRESIDENT OF COUNCIL
Sydney J. Phaeck
MAYOR

PASSED May 15, 2018

ATTEST *Denise Devere*
CLERK OF COUNCIL

APPROVED May 15, 2018