

**Resolution 2023-167**

**A RESOLUTION DECLARING MOTOR VEHICLE(S)  
LOCATED AT 3431 CLIME RD, PARCEL NUMBERS 140-006466-00, FRANKLIN  
TOWNSHIP, FRANKLIN COUNTY, OHIO, A JUNK MOTOR VEHICLE AND PROVIDING  
FOR ITS REMOVAL PURSUANT TO O.R.C. 505.871.**

The Board of Trustees of Franklin Township, Franklin County, Ohio, met in person in a Regular Meeting at 12:00 p.m. on Thursday, August 24<sup>th</sup>, 2023. The trustee marked below made a motion for the adoption of the following Resolution:

*Fleshman*                       *Leezer*                                       *Horn*

*The following trustee marked below seconded the motion:*

*Fleshman*                       *Leezer*                                       *Horn*

**PREAMBLE**

**WHEREAS**, pursuant to Section 505.871 of the Ohio Revised Code, the Franklin Township Board of Trustees (the "Board") is authorized to determine that a motor vehicle located on private property is a junk motor vehicle within the meaning of Section 505.173 of the Ohio Revised Code; order the property owner to remove any such junk motor vehicle from the property within fourteen (14) days of service of written notice; and, if the property owner fails to remove or to cause the removal of the junk motor vehicles from the property within said fourteen days, the Board may proceed to remove the junk motor vehicles from the property and enter the cost of such removal upon the tax duplicate for the property or cause the removal of the subject vehicles by a motor vehicle salvage dealer or scrap metal processing facility pursuant to Ohio Revised Code Sections 4737 and 4738; and

**WHEREAS**, the Board has found that there is a motor vehicle located at 3431 Clime Road, Franklin Township, Franklin County, Ohio, known as Parcel Number 140-006466-00 (the "Property") (the Junk Motor Vehicles) that is three model years old or older, apparently inoperable, extensively damaged, and that otherwise constitutes a junk motor vehicle pursuant to Sections 505.871 and 505.173 of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of Franklin Township (the "Township") and its residents to proceed under Section 505.871 of the Ohio Revised Code in order to remove, or have removed, the Junk Motor Vehicles from the property.

**RESOLUTION**

**NOW THEREFORE**, be it resolved by the Board of Township Trustees of Franklin Township, Franklin County, Ohio (the "Board") that the following Resolution be, and it hereby is, adopted:

**Section 1.** The "Board" hereby determines that a motor vehicle located at 3431 Clime Road, Franklin Township, Franklin County, Ohio, known as Parcel Numbers 140-006466-00 (the "Property"), which may be generally described as

White PT Cruiser with a flat tire and visible deterioration  
Red Chrysler Sebring with visible deterioration and deflated tires.  
Per the Auditor's Aerial images, both vehicles appear not to have been moved for nearly 3 years,

is three model years or older, apparently inoperable, and thus constitutes a "junk motor vehicle" as defined in Section 505.173 of the Ohio Revised Code.

**Section 2.** The "Board" hereby determines that it is in the best interest of the "Township" and its residents that the "Board" proceed under Section 505.871 of the Ohio Revised Code, and the "Board" hereby orders that the record owner of the "Property" ("Record Owner"), or the Executor for the estate of the Record Owner or other lawful representative for the Record Owner remove or provide for the removal of the Junk Motor Vehicle from the "Property" within fourteen (14) days of the date of receipt of written notice of the passage of this Resolution.

**Section 3.** The Board authorizes the Township Administrator to provide written notice to the Record Owner, his representative(s), or the Executor of the estate of the Record Owner, and to the holders of liens of record on the "Property" of the Board's intention to remove or cause the removal of the Junk Motor Vehicle from the "Property" as provided in Section 505.871 (C) of the Ohio Revised Code.

**Section 4.** If the Record Owner, his representative(s), or the Executor of the estate of the Record Owner does not remove or cause the removal of the Junk Motor Vehicle from the "Property" within fourteen (14) days of receipt of written notice of the passage of this Resolution evidencing the "Board's" intention to remove or cause the removal of the Junk Motor Vehicle from the "Property", then the Township Administrator is authorized to order Township employees, materials and equipment to be used to remove

*Adopted August 24<sup>th</sup>, 2023*

the Junk Motor Vehicle from the Property or to enter into a contract with a motor vehicle salvage dealer or scrap metal processing facility, as defined in Sections 4738.01 and 4737.05 of the Ohio Revised Code, for removal of the Junk Motor Vehicle, and all costs and expenses incurred in connection therewith, in an amount not to exceed \$500.00, shall be paid from the Township's general fund, which funds are hereby appropriated for the purpose.

**Section 5.** The "Board" hereby directs the Fiscal Officer to certify any and all costs and expenses that the Township incurs in the removal of the Junk Motor Vehicle from the "Property," together with a general description of the "Property" to the Auditor of Franklin County, Ohio, for entry upon the tax duplicate as a lien upon the "Property" to be collected as other taxes and returned to the Township's general fund, all as provided in Section 505.871 of the Ohio Revised Code.

**Section 6.** The "Board" finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board and that all deliberations of this Board that resulted in formal actions were taken in meetings open to the public, in compliance with all legal requirements, including but not limited to, Ohio Revised Code Section 121.22, except as otherwise permitted thereby.


**Section 7.** This Resolution shall take effect immediately upon its passage.

*Roll was called for the adoption of the Resolution, and the vote was as follows:*


**Fleshman:**  YES/  NO    **Leezer:**  YES/  NO    **Horn:**  YES/  NO


**BOARD OF TRUSTEES,  
FRANKLIN TOWNSHIP,  
FRANKLIN COUNTY, OHIO**

ATTEST:

  
\_\_\_\_\_  
John Fleshman, Chairman

\_\_\_\_\_  
James Leezer, Vice-Chairman

  
\_\_\_\_\_  
Ralph Horn, Trustee

  
\_\_\_\_\_  
Linzie Justus, Franklin Township Fiscal Officer

*Franklin Township*  
*Franklin County,*  
*Ohio*

August 24<sup>th</sup>, 2023

3431 Clime Road  
Columbus Ohio 43223

**Subject: Junk Motor Vehicle located at 3431 Clime Road  
(Franklin Township, Franklin County, Ohio)**

Dear Property Owner:

Pursuant to Section 505.871 of the Ohio Revised Code and Franklin Township Resolution No 2023-167, the Franklin Township Board of Trustees (the "Board") has found the motor vehicle located at 3431 Clime Road, Parcel # 140-006466-00 (the "Property"), meeting the following general description:

White PT Cruiser with a flat tire and visible deterioration  
Red Chrysler Sebring with visible deterioration and deflated tires.  
Per the Auditor's Aerial images, both vehicles appear not to have been moved for nearly 3 years.

is (the "Junk Motor Vehicle") to be three model years or older, apparently inoperable, extensively damaged, and otherwise a junk motor vehicle pursuant to Sections 505.871 and 505.173 of the Ohio Revised Code.

As the record owners/occupants of this Property, you are hereby ordered to remove or make arrangements to remove the Junk Motor Vehicle within fourteen (14) days of the date you receive this letter.

If the Junk Motor Vehicle is not removed, or arrangements for removal are not made within fourteen (14) days from the receipt of this letter, the Board will remove the Junk Motor Vehicle, and all expenses incurred in the removal will be entered upon the tax duplicate and will be a lien upon the Property from the date of entry.

I have been assigned to this case and will help you resolve this matter. You may contact me at 614-279-9411 x 2301. I appreciate your cooperation.

  
Steve Mazer,  
Franklin Township Administrator

Board of Trustees

John Fleshman, Chairman  
James Leezer, Vice-Chairman  
Ralph Horn, Trustee

Administrator

Steven Mazer

Administrative Assistant

Nicole Randazzio

Town Hall/Admin. Offices

2193 Frank Road  
Columbus, OH 43223  
(P) 614-279-9411  
(F) 614-279-6097

Fiscal Department

Linzie Justus, Fiscal Officer  
Robyn Watkins, Asst. Fiscal Officer

Police Department

Byron Smith, Police Chief

Road Department

Jim Stevens, Road Superintendent

Fire Department

Robert Arnold, Fire Chief

Station 193

2193 Frank Road  
Columbus, OH 43223

Station 192

4100 Sullivant Avenue  
Columbus, OH 43228

