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OFFICIAL
TOWNSHIP OF OHIO
ORDINANCE NO. 27

AN ORDINANCE PROHIBITING CERTAIN VEHICLES ON TOWNSHIP ROADS IN OHIO TOWNSHIP AND REQUIRING NOTICES TO BE POSTED IN CERTAIN INSTANCES, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the Township of Ohio has suffered damage to its roads because of heavy equipment and careless treatment of the roads while work was carried on in the erection of dwelling houses and other buildings; and,

WHEREAS, continued requests by the Township Supervisors and warnings have failed to terminate such damage; and,

WHEREAS, new dwellings and other buildings are constantly being erected on Township roads in such a manner that heavy equipment must be drawn over the Township roads and soil is carried onto the roads through physical removal or by erosion,

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of Ohio Township that:

1. Henceforth, and by order of this Ordinance, no motor vehicles weighing more than Twenty-three thousand (23,000) pounds shall be used on Township roads in the Township of Ohio, except trucks making delivery of retail merchandise to residences within the Township. This Ordinance shall be interpreted to prohibit the delivery of building materials to building sites where truck and load are in excess of the above weight.
 - a. Motor Vehicle:
For the purposes of interpretation of this Ordinance, a motor vehicle shall be defined as any type of machinery or equipment which is power driven and mobile in nature.
2. No motor vehicles shall be used on Township roads in Ohio Township unless rubber tires are used on all wheels of the said vehicle.
3. No person, partnership, association, or corporation shall use motor vehicles in the Township of Ohio in such a way or manner as to deposit quantities of soil on Township roads.
4. Notice of this Ordinance shall be printed and given with all building permits and the same shall be posted in conspicuous places, on Township roads, where construction work is being done. Posting shall be made in at least two (2) conspicuous places by the person responsible for obtaining the building permit.
5. Nothing in this Ordinance shall preclude the right of the Township to sue any person, firm, partnership, or corporation for additional damages caused to Township roads in the Township of Ohio.

6. Any person, corporation, partnership, or association violating any provisions of this Ordinance shall, upon conviction thereof, be liable to a fine not to exceed One Hundred (\$100.00) Dollars together with costs for each offense. Each day shall constitute a new violation and a separate offense. Nothing herein shall deny the Township the right to bring an action of assumpsit for collections of all monies due it. All fines and penalties imposed by this Ordinance shall be recoverable by summary proceedings before any Justice of the Peace in the said Township, and all suits or actions at law instituted for the recovery thereof shall be in the name and for the use of the Township, and, upon recovery thereof, all fines and penalties shall be paid to the Township Treasurer. In addition to the penalties provided herein for the violation of this Ordinance, the Board of Supervisors of Ohio Township may institute appropriate action or proceedings to prevent any violation of the provisions of this Ordinance.

7. Any Ordinances inconsistent with this Ordinance are hereby repealed by this Ordinance.

8. Should any section or provision of this Ordinance be declared by the courts to be invalid, the same shall not affect the validity of the Ordinance or any part thereof, other than the part so declared to be invalid.

ORDAINED and ENACTED into law by the Board of Supervisors of Ohio Township this 20 day of February, 1957.

Attest:

Richard J. Hays
Secretary

OHIO TOWNSHIP BOARD OF SUPERVISORS

Richard J. Fuchs

W. A. Glasing