

**Henrietta Township
Private Sale of Used Automobiles
by Unlicensed Dealers
Ordinance #19**

Adopted June 13, 1988
Effective August 4, 1988
Amended February 28, 2002

**AN ORDINANCE TO REGULATE THE PRIVATE SALE OF USED
AUTOMOBILES BY UNLICENSED DEALERS**

At a regular meeting of the Township Board held in the Township Hall on the 13th day of June 1988, at 8:00 p.m., Eastern Standard Time, the following Ordinance was heard and passed:

THE TOWNSHIP OF HENRIETTA ORDAINS:

SECTION 1. PURPOSE

The purpose of this Ordinance is to authorize private individuals to sell their own used cars located at their own premises, but to discourage commercial uses and commercial sales of used automobiles as a regular and systematic practice in zoning districts and areas not zoned for the sale of used automobiles, and to regulate the sale of such automobiles by private individuals operating without dealer licenses.

SECTION 2. SALE OF VEHICLES

An unlicensed dealer may sell his own private vehicle in any zoning district located within the Township of Henrietta, but no more than four (4) such sales during any calendar year shall be permitted. Providing further, that such private person shall not offer for sale more than two (2) vehicles at any one time.

SECTION 3. RESALE OF VEHICLES

This Ordinance specifically prohibits the purchase for resale of automobiles by unlicensed dealers and the systematic and regular sale of vehicles by unlicensed dealers, or in zoning districts where the commercial sale of used vehicles is not an authorized use.

SECTION 4. PENALTY

Pursuant to the adoption of Ordinance #37, effective February 28, 2002 any person, firm, corporation or other organization which violates, disobeys, omits,

neglects, or refuses to comply with, any of the provisions of this Ordinance or amendments hereof, commits a municipal civil infraction punishable as follows:

1st offense – minimum of \$100.00 maximum of \$500.00 fine

2nd offense (within two years of first offense) minimum of \$200.00 maximum of \$500.00 fine

3rd offense (within two years of 2nd offense) minimum of \$300.00 maximum of \$500.00 fine

Each day that a violation occurs shall constitute a separate offense.

The court may order other relief relative to the infraction(s). This may include, but is not limited to, reimbursement of actual costs incurred by the Township to attain compliance of this ordinance.

SECTION 5. SEVERABILITY

This Ordinance is hereby declared to be severable and should any part, provision or paragraph hereof be declared invalid by a Court of competent jurisdiction, it shall not affect the remaining provisions hereof.

All Ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect and be enforced from and after the earliest date allowed by law. This Ordinance shall be published in the manner provided by law.

Members Present: R. Kill, G. Kirt, D. Chevrie, J. Loughray, F. Walsh

Members Absent: None

Ayes: 3 Kill, Kirt, Loughray

Nays: 2 Walsh, Chevrie

Adopted 6-13-88

Effective upon publication 8-4-88

Richard Kill, Supervisor

Dorothy Chevrie, Clerk