

RESOLUTION NO. 2015-06

A RESOLUTION CHANGING THE FEE FOR A MOVING PERMIT PURSUANT TO ORDINANCE NO. 86-2 ENTITLED, "AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN REQUIRING ADULTS TO OBTAIN A PERMIT BEFORE MOVING INTO, WITHIN, OR FROM THE TOWNSHIP OF FRANKLIN, AND PRESCRIBING PENALTIES FOR VIOLATION."

**WHEREAS**, on April 8, 1986, the Supervisors of Township of Franklin passed Ordinance No. 86-2 entitled "An Ordinance of the Township of Franklin Requiring Adults to Obtain a Permit Before Moving Into, Within, or From the Township of Franklin, and Prescribing Penalties For Violation;"

**WHEREAS**, this ordinance required individuals to obtain a permit before moving personal property into, out of, or within the Township of Franklin;

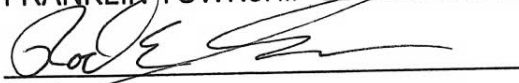
**WHEREAS**, this ordinance authorized the collection of a \$2.00 fee for the issuance of said permit; and

**WHEREAS**, this ordinance allows the Supervisors of the Township of Franklin to change the amount of the fee from time to time by resolution.

**NOW THEREFORE**, be it resolved by Franklin Township this 16<sup>th</sup> day of June, 2015, that the Township shall charge a fee of \$5.00 for the issuance of a moving permit under Ordinance No. 86-2.

**RESOLVED** this 16<sup>th</sup> day of June, 2015.

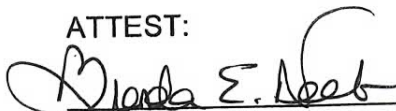
FRANKLIN TOWNSHIP SUPERVISORS

  
Chairman

  
Vice-Chairman

  
Member

ATTEST:

  
Secretary

5-30-15 EJV FT/General Solicitorship 10500-1.58

AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN  
REQUIRING ADULTS TO OBTAIN A PERMIT BEFORE  
MOVING INTO, WITHIN, OR FROM THE TOWNSHIP OF  
FRANKLIN, AND PRESCRIBING PENALTIES FOR  
VIOLATION.

1. Definitions. As used in this Ordinance, the following terms shall have the meaning ascribed to them in this section, except where the context clearly indicates or requires a different meaning:

LESSOR - one who grants a lease or rents real estate to another for either business or dwelling purposes.

PERSON - any natural person, partnership, association, firm or corporation. The singular shall include the plural, and the masculine shall include the feminine and the neuter.

PERSONAL PROPERTY - any tangible property that is the subject of ownership and is possible to be moved and which is generally used in the operation of a business or for the maintenance of a household.

TRANSPORTATION - the moving of personal property or household goods by way of public streets or highways.

2. Notice of Moving Required. It shall be unlawful for any individual eighteen (18) years of age or older to move into, out of or from one place to another within the Township of Franklin without first giving notice to the Township Secretary of such moving. In the case of individuals moving into the Township of Franklin, said notice shall be given within one week after moving into the Township of Franklin. In the case of individuals moving out of the Township of Franklin or from one place to another, notice shall be given at least twenty-four (24) hours before said move is made. Included in each notice shall be the name of the moving person, the address from which the person is moving, and the address to which said person is moving.

3. Moving Permit Required. It shall be unlawful for any person to move or transport or cause to be moved or transported into, out of or within the Township of Franklin any personal property in bulk without first securing from the Township Secretary, a permit for such moving or transportation.

4. Application. The application for a moving permit shall include the name and address of the applicant, the name of the owner or reputed owners of the personal property to be moved or transported, the address and location from which the personal property is to be moved or transported, the address and location to which the personal property is to be moved or transported, and a certification by the applicant that all taxes and fees associated with the move, with the exception of real estate taxes, have been paid.

5. Fee. The Township Secretary shall upon application issue a permit for a charge of \$2.00 which fee may be changed by the Township Supervisors from time to time by resolution. Said permit shall set forth the name of the permittee as well as the name or names of the owners of the personal property to be moved or transported and the address from which the personal property or household goods are to be moved and the address to which the personal property or household goods are to be delivered.

6. Obligation of Lessor. Any lessor, leasing or renting any premise or part thereof within the Township of Franklin to another person for the purpose of either a business or as a dwelling shall give the Township Secretary notice within one (1) week after the leasing of said property to a tenant and at least twenty-four (24) hours notice of the intention of the lessee or tenant to move or vacate the leased or rented premises

7. Obligation of Moving Companies. Any person who is in the business of transporting or moving personal property in bulk from one location to another as herein before described shall be obligated to verify that the moving permit has been issued prior to the moving or transporting of any personal property either within the Township of Franklin or to a point outside of the Township of Franklin.

8. Penalties. Any person who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00), and/or to imprisonment for a term not to exceed thirty (30) days.

9. Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

10. Severability. If any sentence, clause, section, or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Township Supervisors that this Ordinance would

have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

11. Effective Date. This Ordinance shall become effective on May 1, 1986.

Enacted and ordained this 8th day of April, 1986.

TOWNSHIP OF FRANKLIN

Donald W. Lott

[Signature]

[Signature]

ATTEST:

[Signature]