

Ordinance to Regulate Automobile Graveyards and Junkyards  
Town of Bradford, Maine

Section 1 Purpose

1.1 The purpose of this ordinance is to provide adequate controls to ensure that automobile graveyards and junkyards do not have a damaging impact on the town's health, safety and general welfare.

Section 2 Authority

2.1 This ordinance is enacted pursuant to Title 30-A MRESA, Section 3755.

Section 3 Applicability

3.1 This ordinance shall apply to all automobile graveyards and junkyards, as defined by state law, within the Town of Bradford.

Section 4 Requirements for all new automobile graveyards or junkyards

4.1 Any person wishing to locate a new automobile graveyard or junkyard within the town shall apply to the selectmen for a permit as required by state law.

4.2 The applicant shall submit a site plan drawn to a scale not to exceed 1 inch to 100 feet, on which is shown:

- a. the boundary lines of the property;
- b. the area where motor vehicles or junk will be drained, dismantled or stored.
- c. the soil types as shown in the Penobscot County Soils Survey;
- d. the location of any residences, wells, churches, cemeteries, schools or public parks within 300 feet of the junkyard;
- e. the location of any waterbodies or wetlands, as defined by state agencies, within 100 feet of the junkyard.

Section 5 Performance standards for all new automobile graveyards and junkyards

5.1 No vehicles or junk shall be drained, dismantled or stored within 300 feet of any church, cemetery, school, public park, dwelling or well. A dwelling or well owned by the operator of the junkyard is exempt from this provision.

5.2 No vehicles or junk shall be drained, dismantled or stored within 100 feet of any waterbody or wetland, as defined by state agencies.

5.3 No vehicles or junk shall be drained, dismantled or stored within 50 feet of the boundary lines of the property where the junkyard is located.

5.4 An effective visual screen at least six feet in height shall be located and maintained around all sides of the area where motor vehicles or junk are drained, dismantled or stored. The screen shall comply with regulations established by the Maine Department of Transportation. Trees or other natural vegetation are preferred as screening material to maintain the rural character of the town. Metal, fiberglass or plastic screening is not acceptable.

5.5 Immediately upon receiving a motor vehicle, the battery shall be removed and the engine lubricant, transmission fluid, brake fluid, engine coolant and other fluids shall be drained into watertight, covered containers and shall be recycled or discarded according to state and federal laws. Fluids

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contained in automobile parts or other junk shall be handled in the same manner. Fluid draining shall take place on a concrete slab that has a catch basin or other method of containing spills.

5.6 All dismantling or crushing of motor vehicles and junk shall be done after 6 a.m. and before 8 p.m. Mondays through Saturdays. The selectmen shall be notified prior to crushing of motor vehicles and junk.

5.7 All relevant state or federal laws and regulations shall be complied with.

#### Section 6 Automobile graveyards and junkyards in existence at the time this ordinance is enacted

6.1 All automobile graveyards or junkyards in existence at the time this ordinance is enacted may remain in operation on the parcels of land they presently occupy for the duration of their current permits.

6.2 Existing automobile graveyards or junkyards shall comply with all relevant state or federal laws and regulations.

6.3 The selectmen shall not renew the permit for an existing automobile graveyard or junkyard unless it meets the following conditions:

a. by Jan. 1, 1993, all existing graveyards or junkyards shall comply with the provisions of sections 4.2, 5.3, and 5.6 of this ordinance.

b. by Jan. 1, 1994, all existing graveyards or junkyards shall comply with the provisions of sections 5.4 and 5.5 of this ordinance.

6.3 Any existing automobile graveyard or junkyard shall not expand onto a parcel of land described in a separate deed unless all provisions of this ordinance are met on the separate parcel.

#### Section 7 Administration

7.1 This ordinance shall be administered by the selectmen.

7.2 No automobile graveyard or junkyard permit shall be issued unless the provisions of this ordinance are complied with. The selectmen may attach reasonable conditions to any permit to ensure compliance. Violation of any condition is grounds for suspension or revocation of the permit.

7.3 Municipal officials shall be allowed to inspect the automobile graveyard or junkyard at reasonable times to ensure compliance with this ordinance.

7.4 Permits shall be renewed annually. Prior to the renewal, the site shall be inspected by the selectmen. Once the site plan is approved it does not have to be resubmitted.

7.5 An annual fee of \$50 shall be submitted with the permit application.

#### Section 8 Miscellaneous

8.1 This ordinance shall become effective on the date of adoption.

8.2 This ordinance shall be enforced by the municipal officers in accordance with state law. Any violation of this ordinance shall be deemed a nuisance, and the violation shall be subject to the penalties set forth in Title 30-A MRS.A, Section 4452.

8.3 If any provision of this ordinance shall be declared invalid, that invalid provision shall not affect any other portion of this ordinance.

8.4 This ordinance may be amended by vote of the legislative body.

(END)