

AN ORDINANCE TO APPROVE
LICENSE AND REGULATE OPERATION
OF AUTOMOBILE JUNKYARDS

WHEREAS, after publication of Notice of Public Hearing upon a proposed ordinance providing for the approval, licensing and regulation of "Automobile Junkyards" in the Town of Fine, in accordance with the provisions of Section 130 of the Town Law of the State of New York and such hearing having been completed,

NOW THEREFORE, at a regular meeting of the Town Board of the Town of Fine held on the 6th day of December 1966, on motion of

Justice John Hawley seconded by *Justice* Harold Pohl, it is

RESOLVED, ENACTED, AND ORDAINED, that AN ORDINANCE TO APPROVE, LICENSE, AND REGULATE OPERATION OF "AUTOMOBILE JUNKYARDS" be and the same is hereby enacted and ordained, and that said Ordinance shall read as follows:

1. No person, firm, or corporation shall establish, operate, or maintain a so-called "automobile junkyard" until and unless such person, firm, or corporation has secured from the duly designated Town Official a license to operate said junkyard and a certificate of approval of the location of such junkyard.

2. Application for such license and such certificate of approval shall be made in writing to the Town Board or its duly designated representative. Such application shall contain an accurate description of the land to be included within the so-called junkyard.

3. No certificate of approval or license shall be issued in any case where the so-called junkyard applied for will be located within any zone restricted to other purposes.

4. At the first regular meeting of the Town Board more than two weeks subsequent to the date of filing an application for certificate of approval and license, a public hearing shall be held to consider such application. Notice of such hearing shall be published in the official Town/paper once not less than seven ^{news} days prior to the date of said hearing. At such hearing the Town Board shall hear the applicant and all other persons wishing to be heard in the matter.

5. No so-called "automobile junkyard" shall be licensed to operate within close proximity to any hospital, school, public building, residential district, or place of public assembly situate within the Town.

6. No such license or certificate of approval shall be issued to any applicant nor shall a renewal of an existing license be granted to an applicant who has been found guilty of larceny or of receiving stolen goods where such acts were committed in connection with the operation of such so-called "automobile junkyards."

7. Every so-called "automobile junkyard" licensed and approved by the Town Board shall be operated in an orderly, sanitary, and sightly manner and in accordance with any rules and regulations for such operation that shall be promulgated by the Town Board or by any duly appointed agent or representative of the Town Board. Every such junkyard shall be enclosed by a fence at least 8 feet high, which shall effectively obscure from view the said junkyard. This requirement may be waived by the Town Board or its duly appointed representative where the terrain surrounding such junkyard affords an effective obscuring obstruction.

8. All such "automobile junkyards" existing and in active operation at the time this ordinance takes effect shall be deemed to have been duly approved but the owners or operators thereof shall within 60 days secure the required license and comply with all other requirements of this Ordinance.

9. The Town Board or its duly appointed representative or agent shall from time to time as deemed necessary, inspect all such junkyards and the Town Board or its duly appointed representative or agent shall have authority to make and enforce all necessary rules and regulations for the operation of such junkyards as shall be required to carry out the intents and purposes of this Ordinance.

10. Each license issued in accordance with the provisions of this Ordinance shall be for the period of one year, and shall be renewable for a like period upon approval by the Town Board

or its duly appointed agent or representative. The annual license fee shall be \$15.00, shall be payable on the first day of January of each and every year hereafter.

11. Any deliberate and willful violation of any of the provisions of this Ordinance shall be considered a misdemeanor and shall be punishable by a fine of \$25.00 or the revocation or suspension of the license of the owner or operator or of both. Application for reinstatement of a suspended or revoked license may be entertained by the Town Board six months from the date of such suspension or revocation.

12. For the purpose of this Ordinance "junk yard" or "automobile junkyard" shall mean any depository or place of storage, whether operated in connection with another business or not, where two or more unregistered old or second-hand motor vehicles, no longer in condition for legal use on a public highway, are kept, whether for the purpose of resale of used parts therefrom or for the purpose of reclaiming any of the materials therein, of any kind whatsoever, for the purpose of disposition of the same, or for any other purpose.

13. This Ordinance shall take effect within ten days after its final enactment.

Harold A. Fohl Jr.
Board Member

William B. ...
Board Member

John J. Hawley Jr.
Board Member

Thomas ...
Board Member

L. A. ...
Supervisor

CERTIFICATE

I hereby certify that the foregoing Ordinance was duly approved, enacted and ordained by the Town Board of the Town of Fine, St. Lawrence County, New York in regular meeting assembled on December 6, 1966 by the vote of a majority of the members of said Town Board.

ATTEST Russ B. Williams
Town Clerk

TOWN SEAL

