

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 885

Short Title: Harnett/Lee Junked Cars.

(Local)

Sponsors: Representatives Stewart and Wicker.

Referred to: Government.

March 27, 1989

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE MUNICIPALITIES IN HARNETT OR LEE COUNTIES,
HARNETT COUNTY, AND LEE COUNTY TO REGULATE THE
ABANDONMENT OF JUNKED MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-303.2(a), as amended by Chapter 3 of the 1989 Session
Laws, reads as rewritten:

"(a) A municipality in Dare, Alamance, Ashe, Bladen, Brunswick, Burke,
Cabarrus, Caldwell, Cumberland, Davie, Gaston, Guilford, Halifax, Harnett, Henderson,
Iredell, Jackson, Lee, Lincoln, Mecklenburg, Moore, New Hanover, Pender,
Rockingham, Rowan, Surry, Wake, Wayne, Stokes, Alleghany, Carteret, Columbus or
Union Counties may by ordinance regulate, restrain or prohibit the abandonment of
junked motor vehicles on public grounds and on private property within the
municipality's ordinance-making jurisdiction upon a finding that such regulation,
restraint or prohibition is necessary and desirable to promote or enhance community,
neighborhood or area appearance. The authority granted by this section shall be
supplemental to any other authority conferred upon municipalities. Nothing in this
section shall be construed to authorize a municipality to require the removal or disposal
of a motor vehicle kept or stored at a bona fide 'automobile graveyard' or 'junkyard' as
defined in G.S. 136-143.

For purposes of this section, the term 'junked motor vehicle' means a vehicle that
does not display a current license plate and that:

(1) Is partially dismantled or wrecked; or

- 1 (2) Cannot be self-propelled or moved in the manner in which it originally
2 was intended to move; or
3 (3) Is more than five years old and appears to be worth less than one
4 hundred dollars (\$100.00).

5 (b) Any ordinance adopted pursuant to this section shall include a prohibition
6 against removing or disposing of any motor vehicle that is used on a regular basis for
7 business or personal use."

8 Sec. 2. G.S. 153A-132.2(a) reads as rewritten:

9 "(a) Dare, Halifax, Wake, Iredell, Cabarrus, Moore, Alamance, Ashe, Bladen,
10 Brunswick, Burke, Caldwell, Cumberland, Davie, Gaston, Guilford, Harnett,
11 Henderson, Jackson, Lee, Lincoln, New Hanover, Pender, Rockingham, Rowan, Surry,
12 Wayne, Stokes, Alleghany, Carteret and Columbus Counties may by ordinance regulate,
13 restrain or prohibit the abandonment of junked motor vehicles on public grounds and on
14 private property within the county's ordinance-making jurisdiction upon a finding that
15 such regulation, restraint or prohibition is necessary and desirable to promote or
16 enhance community, neighborhood or area appearance. The authority granted by this
17 section shall be supplemental to any other authority conferred upon counties. Nothing
18 in this section shall be construed to authorize a county to require the removal or disposal
19 of a motor vehicle kept or stored at a bona fide 'automobile graveyard' or 'junkyard' as
20 defined in G.S. 136-143.

21 For purposes of this section, the term 'junked motor vehicle' means a vehicle that
22 does not display a current license plate and that:

- 23 (1) Is partially dismantled or wrecked; or
24 (2) Cannot be self-propelled or moved in the manner in which it originally
25 was intended to move; or
26 (3) Is more than five years old and appears to be worth less than one
27 hundred dollars (\$100.00)."

28 Sec. 3. This act is effective upon ratification.