

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 16

Short Title: Union Town Junked Cars.

(Local)

Sponsors: Senators Plyler and Conder.

Referred to: Local Government.

January 17, 1989

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE TOWNS OF INDIAN TRAIL, STALLINGS, AND WEDDINGTON TO REGULATE THE ABANDONMENT OF JUNKED MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-303.2 reads as rewritten:

"§ 160A-303.2. Regulation of abandonment of junked motor vehicles in municipalities in certain counties.

(a) A municipality in Dare, Alamance, Ashe, Bladen, Brunswick, Burke, Cabarrus, Caldwell, Cumberland, Davie, Gaston, Guilford, Halifax, Henderson, Iredell, Jackson, Lincoln, Mecklenburg, Moore, New Hanover, Pender, Rockingham, Rowan, Surry, Wake, Wayne, Stokes, Alleghany, Carteret or Columbus County, and the Towns of Indian Trail, Stallings, and Weddington 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. This act is effective upon ratification.