

Accompanying the third recommendation of the Department of Public Works (House, No. 204). Public Safety.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty.

AN ACT PROVIDING FOR WRITTEN NOTICE OF APPLICATIONS FOR JUNK-YARD LICENSES.

*Be it enacted by the Senate and House of Representatives in General Court assembled and by the authority of the same, as follows:*

1 SECTION 1. Section 54A of Chapter 140 of the General Laws  
2 is hereby amended by inserting before the first paragraph the  
3 following paragraphs:—

4 No license shall be granted under section 54, nor shall consent to  
5 removal to a new location be granted under section 204, for opera-  
6 tion of a junkyard, as defined in section 1, of chapter 140B, if any  
7 portion of said junkyard is within one thousand (1000) feet of the  
8 nearest edge of the right-of-way of any interstate or primary high-  
9 way system, as defined in section 140B, unless a copy of the  
10 application for said license or consent to removal has been for-  
11 warded by the licensing board or authority within three (3) days of  
12 the date of filing of the application to the department of public  
13 works; and no such license or consent to removal shall be granted  
14 unless such junkyard:

15 (a) is screened by natural objects, plantings, fences, or other  
16 appropriate means so as not to be visible from the main traveled  
17 way of the system, or otherwise removed from sight, or

18 (b) is located within an area which is zoned for industrial use  
19 under authority of law, or

20 (c) is located within an unzoned industrial area, which area shall  
21 be determined from actual land uses and defined by regulations  
22 promulgated by the commissioner, or

23 (d) is not visible from the main traveled way of the system.

SECTION 2. Said section 54A is hereby further amended by

24 striking out the first clause of the first paragraph and inserting in  
25 place thereof:

26 Notwithstanding the foregoing limitations, no license shall be  
27 granted under section 54 for an automobile graveyard, as defined  
28 in section 1 of chapter 140B, unless such graveyard.

1 SECTION 3. Section 59A, chapter 140 of the General Laws is  
2 hereby amended by striking out the first clause of the first para-  
3 graph and inserting in place thereof:

4 No license shall be granted under section 59 to a person within  
5 class 3 as defined in section 58, for motor vehicle junkyard, unless a  
6 copy of the application filed for same has been forwarded by the  
7 licensing board or authority within three (3) days of the date of the  
8 filing of the application to the department of public works, and  
9 unless such motor vehicle junkyard.