

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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HOUSE BILL 509*

Short Title: Ayden/Junked Vehicles. (Local)

Sponsors: Representative McLawhorn.

Referred to: Local Government II.

March 7, 2007

A BILL TO BE ENTITLED
AN ACT AFFECTING THE REGULATION OF ABANDONED OR JUNKED
MOTOR VEHICLES IN THE TOWN OF AYDEN.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 160A-303(b2) reads as rewritten:

"(b2) A junked motor vehicle is an abandoned motor vehicle that also:

- (1) Is partially dismantled or wrecked; or
- (2) Cannot be self-propelled or moved in the manner in which it was originally intended to move; or
- (3) **(applicable to most localities)** Is more than five years old and worth less than one hundred dollars (\$100.00);
- (3a) Is more than five years old and worth less than five hundred dollars (\$500.00); this subdivision applies only to the Cities of Belmont, Bessemer City, Cherryville, Gastonia, Henderson and Mount Holly, and the Towns of Ahoskie, Ayden, Cramerton, Dallas, Farmville, LaGrange, Matthews, Mint Hill, Louisburg, and Stanley; or
- (4) Does not display a current license plate."

SECTION 2. G.S. 160A-303.2(a) reads as rewritten:

"(a) A municipality 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, and may enforce any such ordinance by removing or disposing of junked motor vehicles subject to the ordinance according to the procedures prescribed in this section. 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.

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

- 3 (1) Is partially dismantled or wrecked; or
4 (2) Cannot be self-propelled or moved in the manner in which it originally
5 was intended to move; or
6 (3) **(applicable to most localities)** Is more than five years old and appears
7 to be worth less than one hundred dollars (\$100.00); [or]
8 (4) Is more than five years old and appears to be worth less than five
9 hundred dollars (\$500.00). This subdivision applies only to the Cities
10 of Belmont, Bessemer City, Cherryville, Gastonia and Mount Holly,
11 and the Towns of Ahoskie, Ayden, Cramerton, Dallas, Farmville,
12 LaGrange, Mint Hill, Louisburg and Stanley."

13 **SECTION 3.** This act is effective when it becomes law.