



General Assembly

**Substitute Bill No. 5470**

February Session, 2004

\*        HB05470PD        031504        \*

**AN ACT CONCERNING LOCATION OF AUTO DEALERS, REPAIRERS,  
MOTOR VEHICLE RECYCLERS AND GASOLINE STATIONS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. Section 14-54 of the general statutes, as amended by  
2       section 2 of public act 03-184 and section 70 of public act 03-6 of the  
3       June 30 special session, is repealed and the following is substituted in  
4       lieu thereof (*Effective from passage*):

5       Any person who desires to obtain a license for dealing in or  
6       repairing motor vehicles shall first obtain and present to the  
7       commissioner a certificate of approval of the location for which such  
8       license is desired from the zoning commission, planning and zoning  
9       commission, zoning board of appeals or other board or authority  
10      designated by local charter, regulation or ordinance of the town, city or  
11      borough wherein the business is located or is proposed to be located. [,  
12      except that in any town or city having a zoning commission, combined  
13      planning and zoning commission and a board of appeals, such  
14      certificate shall be obtained from the board of appeals.] In addition  
15      thereto, such certificate shall be approved by the chief of police where  
16      there is an organized police force or, where there is none, by the  
17      commander of the state police barracks situated nearest to such  
18      proposed location. The provisions of this section shall not apply to (1)  
19      a transfer of ownership to a spouse, child, brother, sister or parent of a

20 licensee, (2) a transfer of ownership to or from a corporation in which a  
21 spouse, child, brother, sister or parent of a licensee has a controlling  
22 interest, or (3) a change in ownership involving the withdrawal of one  
23 or more partners from a partnership.

24 Sec. 2. Subsection (a) of section 14-67i of the general statutes, as  
25 amended by section 3 of public act 03-184 and section 71 of public act  
26 03-6 of the June 30 special session, is repealed and the following is  
27 substituted in lieu thereof (*Effective from passage*):

28 (a) No person, firm or corporation shall establish, operate or  
29 maintain a motor vehicle recycler's yard or motor vehicle recycler's  
30 business unless a certificate of approval of the location to be used  
31 therefor has been procured from the zoning commission, planning and  
32 zoning commission, zoning board of appeals or other board or  
33 authority designated by local charter, regulation or ordinance in the  
34 town, city or borough wherein such yard or business is located or is  
35 proposed to be located. [, except that in any town or city having a  
36 zoning commission, combined planning and zoning commission and a  
37 board of appeals, such certificate shall be obtained from the board of  
38 appeals.]

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>

**PD**      *Joint Favorable Subst.*