

**IMPORTANT:** Use this form (REGS-1) to submit permanent regulations to the Legislative Regulation Review Committee.  
For *emergency regulations*, use form REGS-1-E instead.  
For *non-substantive technical amendments and repeals* proposed without prior notice or hearing as permitted by subsection (g) of CGS 4-168, as amended by PA 13-247 and PA 13-274, use form REGS-1-T instead.

*Please read the additional instructions on the back of the last page (Certification Page) before completing this form. Failure to comply with the instructions may cause disapproval of proposed regulations.*

State of Connecticut  
**REGULATION**  
of the

NAME OF AGENCY:

**Department of Motor Vehicles**

**Concerning**

SUBJECT MATTER OF REGULATION:

**Motor Vehicle [Junkyards] Recyclers**

TABLE OF CONTENTS

Motor Vehicle [Junk Dealers] <u>Recyclers</u>	
Defined. Requirements .....	14-67q- 1
Repealed . . . . .	14-67q- 2
Definitions .....	14-67q- 3
Area required for storage of salvage motor vehicles .....	14-67q- 4
Transfer from salvage area to processing section. ....	14-67q- 5
Location of stored vehicles .....	14-67q- 6
Proximity to other vehicles .....	14-67q- 7
Location of vehicles purchased for scrap .....	14-67q- 8
Stacking of processed vehicles .....	14-67q- 9
Stacking of other motor vehicles .....	14-67q-10
Stacking of processed vehicles in processing area .....	14-67q-11
[Removal of parts. Restraint of dogs .....	14-67q-12]
Removal and return of registration plates .....	14-67q-13
Fence requirement .....	14-67q-14
Application requirements .....	14-67q-15
Site drawing specifications .....	14-67q-16
Changes in site .....	14-67q-17
Parts not for resale .....	14-67q-18

## **Motor Vehicle [Junk Dealers] Recyclers**

**Section 1. Sections 14-67q-1 to 14-67q-11, inclusive, of the Regulations of Connecticut State Agencies are amended and the following is substituted in lieu thereof:**

### **Sec. 14-67q-1. Defined. Requirements**

A "motor vehicle [junk dealer] recycler" is any person, firm or corporation engaged in the business of purchasing motor vehicles for the purpose of dismantling the vehicles for parts or use of the metal for scrap. [He] Such recycler shall have a suitable and adequate place of business which shall be determined by the commissioner of motor vehicles and shall be required to show proof of good moral character.

### **Sec. 14-67q-2.**

Repealed, July 19, 1990.

## **Establishment, Operation and Maintenance of Motor Vehicle [Junk] Recycler's [Businesses] Business or Motor Vehicle [Junkyards] Recycler's Yard**

### **Sec. 14-67q-3. Definitions**

- (1) "Salvage motor vehicle" means a motor vehicle purchased or obtained by a motor vehicle [junkyard] recycler for the value of parts contained on such vehicle, and stored in the motor vehicle [junkyard area] recycler's yard reserved for such vehicles;
- (2) "Scrap motor vehicle" means a motor vehicle purchased or obtained by a motor vehicle [junkyard] recycler for the purpose of processing such motor vehicle for the scrap metal thereon, and stored in a portion of the yard reserved for such processing, and
- (3) "Processed motor vehicle" means a motor vehicle that has been processed for easy transportation, including the disassembling, separating, cutting, crushing or compacting of the body shell in such manner as to provide for safety in stacking.

### **Sec. 14-67q-4. Area required for storage of salvage motor vehicles**

Each licensed motor vehicle [junkyard] recycler shall maintain a separate and distinct area for the storage of salvage motor vehicles, and such area shall in no case exceed eighty per cent of the licensed and usable area of such yard.

### **Sec. 14-67q-5. Transfer from salvage area to processing section**

Any vehicle purchased for salvage and stored in the portion of the yard reserved for salvage vehicles shall be removed from such area and stored or deposited in the processing section of such yard when the usable parts of such vehicle have been removed.

### **Sec. 14-67q-6. Location of stored vehicles**

Each salvage or scrap motor vehicle stored or deposited within a motor vehicle [junkyard] recycler's yard shall be so located as to be within one hundred feet of an accessible roadway or driveway with a minimum width of twelve feet, such driveway or roadway being connected to a public road or highway.

### **Sec. 14-67q-7. Proximity to other vehicles**

With the exception of a motor vehicle placed or stored on top of another, no scrap or salvage motor vehicle shall be located closer than one foot to an adjacent vehicle, provided when scrap or salvage motor vehicles are deposited or stored in a continuous line not to exceed four passenger motor

vehicles in length, it shall be necessary only to maintain the one-foot separation between the sides of such vehicles.

**Sec. 14-67q-8. Location of vehicles purchased for scrap**

Each motor vehicle purchased or obtained for scrap shall be deposited or stored in the portion of the yard reserved for the processing of vehicles.

**Sec. 14-67q-9. Stacking of processed vehicles**

The stacking of processed motor vehicles in a motor vehicle [junkyard] recycler's yard is prohibited except in the area reserved for such processing.

**Sec. 14-67q-10. Stacking of other motor vehicles**

Stacking of motor vehicles, other than processed motor vehicles, at a height greater than two vehicles is prohibited.

**Sec. 14-67q-11. Stacking of processed vehicles in processing area**

The stacking of processed motor vehicles in the area reserved for such processing is permitted, provided the perimeter of the base of each such stack or pile shall be set back from the boundaries of the licensed [junkyard] recycler's property at a distance equal to the highest point of such stack or pile.

**Sec. 2. Sections 14-67q-13 to 14-67q-18, inclusive, of the Regulations of Connecticut State Agencies are amended and the following is substituted in lieu thereof:**

**Sec. 14-67q-13. Removal and return of registration plates**

All registration plates displayed on, or contained in, any motor vehicle purchased by a motor vehicle [junkyard] recycler shall immediately be removed from such vehicle and returned to the motor vehicle department.

**Sec. 14-67q-14. Fence requirement**

Fences required by [Section] section 14-67r of the Connecticut General Statutes shall be made of solid wood, metal, or opaque plastic of sufficient thickness and durability to remain in position under normal windloading and weather conditions. Posts or supports for fences shall be of sufficient depth or weight to remain in vertical or upright position. It is the responsibility of the licensee to repair and maintain fences.

**Sec. 14-67q-15. Application requirements**

(a) Each applicant for a Connecticut motor vehicle [junkyard] recycler's license shall file with the Department of Motor Vehicles, Dealers and Repairer's Division:

(1) An application on a form provided by the Department of Motor Vehicles;

(2) An advertisement from a newspaper for a hearing to be held by the town or city in which the junkyard is to be located for the purpose of approving such junkyard. The advertisement shall be an original taken from a newspaper. Copies of the advertisement are not acceptable;

(3) (2) An examination fee [as required by statute] as prescribed in section 14-67l of the Connecticut General Statutes;

(4) (3) A certificate of approval of the location endorsed on the application by the

local authorities in the city or town in which the [junkyard] recycler's yard or business is located. Local authorities means the Zoning Commission, or if there is no Zoning Commission in the municipality, the selectman, the mayor of the city or the warden of the borough;

[(5)] (4) If requested by the department, a certificate of approval of the location from the State Department of Transportation; [and]

(5) Certification by the applicant that the property to be licensed as a motor vehicle recycler's yard and business is in compliance with all applicable provisions of title 22a of the Connecticut General Statutes and all regulations adopted by the Commissioner of Energy and Environmental Protection as prescribed in subsection (b) of section 14-67l of the Connecticut General Statutes;

(6) A site drawing that meets the requirements set forth in section 14-67q-16 of the Regulations of Connecticut State Agencies.

(b) Upon approval of the application by the Department of Motor Vehicles, the applicant [must] shall submit the following:

(1) The statutory license fee;

(2) Fees for any registrations (marker plates) desired;

(3) Proof of financial responsibility in accordance with subsection (a) of section 14-67l of the Connecticut General Statutes; and

(4) A sales tax permit number obtained from the [State Tax] Department of Revenue Services.

#### **Sec. 14-67q-16. Site drawing specifications**

A site drawing must meet the following specifications:

(1) Every site drawing of the proposed property location [must] shall be scaled, and the maximum permissible scale is 1" = 40' (one inch equals forty feet);

(2) Drawings [must] shall be in ink or other permanent process. Pencil drawings are not acceptable;

(3) The drawing(s) [must] shall show the proposed property to be licensed, all buildings on the property and the point(s) of access to public roads;

(4) Dimensions [must] shall be given for the proposed property, for all buildings on the property, and for the point(s) of access to public roads;

(5) All buildings [must] shall show all doors, service areas, parts storage areas and offices;

(6) All rights of way, if any, [must] shall be indicated;

(7) All gasoline hoses, if any, [must] shall be indicated;

(8) All waste retention facilities, showing capacity, must be indicated;

(9) Each drawing [must] shall include the name and address of the person who prepared the drawing and its date of preparation;

(10) The applicant for license [must] shall sign the drawing;

(11) Revisions of the drawing [must] shall be made in ink or other permanent medium, or in indelible pencil.

#### **Sec. 14-67q-17. Changes in site**

(a) The licensee shall notify the Department of Motor Vehicles, Dealers and Repairers Division, and obtain its approval prior to any changes in the use of the location site, or any part of the location site, to a use different from that for which the location site was initially approved.

(b) The licensee shall notify the Department of Motor Vehicles, Dealers and Repairers Division, submit a revised site plan, and obtain approval prior to any of the following changes to the site:

(1) Addition to or removal of a building or any portion of a building;

(2) Addition of adjacent land to the site;

(3) Deletion of existing land from the site; or

(4) Any changes to the site, or any part of the site, which would require a change in the site plan as originally submitted.

**Sec. 14-67q-18. Parts not for resale**

The words [establishment] “establishment”, [operation] “operation” or [maintenance] “maintenance” of a motor vehicle [junkyard or motor vehicle junk] recycler’s yard or business shall include the accumulation of motor vehicle parts or old iron, metal, glass, paper, cordage or other waste or discarded or secondhand material which has been a part, or is or was intended to be a part, of any motor vehicle, the sum of which parts or material shall be equal in bulk to two or more motor vehicles, whether or not the parts are for sale or resale, or whether or not intended for use or display

**Sec. 3. Section 14-67q-12 of the Regulations of Connecticut State Agencies is repealed.**

## **Statement of Purpose**

*Pursuant to CGS Section 4-170(b)(3), "Each proposed regulation shall have a statement of its purpose following the final section of the regulation." Enter the statement here.*

This proposal updates the regulations governing a recycler's yard and business as a result of Public Act 1996-167 which substituted the word "recycler" for junkyard dealer, and Public Act 2008-150 that mandates compliance with environmental laws before an application is granted.

It also removes two requirements for recyclers: 1) that only the owner, an employee of a licensed recycler yard or motor vehicle dealer and repairer may enter the recycler's yard; and 2) that dogs are to be restrained during business hours. These two requirements are not necessarily reflective of current business conditions and as such, the proposal would allow the owner of a motor vehicle recycler's yard to consider such changes to its business operations if it chose to do so.

The amendment also makes several grammatical and technical corrections.