

BE IT ENACTED BY THE CITY  
COUNCIL OF THE CITY OF  
GREENLAND, ARKANSAS, AN  
ORDINANCE TO BE ENTITLED:

AN ORDINANCE CONTROLLING JUNKYARDS AND AUTOMOBILE GRAVEYARDS LOCATED ON STATE SECONDARY HIGHWAYS AND OTHER PUBLIC ROADS NOT REGULATED BY ACT 640 OF 1967.

WHEREAS, junkyards or automobile graveyards located on Primary or other State Highways designated by the Arkansas Highway Commission are regulated by Act 640 of 1967, codified at Ark. Stat. Ann. 76-2513 et. seq.; and,

WHEREAS, junkyards and automobile graveyards located on State secondary highways and other public roads within the corporate limits of the City of Greenland are not regulated by Act 640 of 1967; and,

WHEREAS, the establishment or expansion of junkyards and automobile graveyards on all State secondary highways, and other public roads in the corporate limits of the City of Greenland should be regulated in order to protect the public interest, to promote the public health, safety and welfare and to preserve natural beauty;

THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENLAND, ARKANSAS:

ARTICLE 1. For purposes of this ordinance, the following definitions shall apply unless a different meaning is plainly required:

A. The term "junk" shall mean old or scrap copper, brass, rope, rags, batteries, discarded home appliances, paper, trash, rubber debris, and waste or junked, dismantled or wrecked automobiles or parts thereof or iron, steel and other old or scrap ferrous or nonferrous materials, which has only scrap, salvage, or no value.

B. The term "automobile graveyard" shall mean any establishment or place of business which is maintained, used or operated for storing, keeping, trading, buying or selling junk or for the maintenance or operation of an automobile graveyard, whether or not for profit.

C. The term "junkyard" shall mean any establishment or place of business which is maintained, used, or operated for storing, keeping, trading, buying, or selling junk or for the maintenance or operation of an automobile graveyard, whether or not for profit.

D. The term "expansion" shall mean any increase in the land area of an existing junkyard or automobile graveyard beyond the physical boundaries in use at the effective date of this ordinance.

ARTICLE 2. No junkyard or automobile graveyard shall be established or expanded after the effective date of this ordinance, any portion of the right of way of any State secondary highway or other public road not regulated by Act 640 of 1967, unless such junkyard or automobile graveyard shall be screened by natural objects, plantings, fences, or other appropriate means so as not to be visible from the main travel way of any such highway or road.

ARTICLE 3. Any rules and regulations adopted by the Arkansas Highway Commission governing the location, planting, construction and maintenance of the screening and fencing of junkyards and automobile graveyards on primary or other state highways are hereby adopted by reference and shall apply to junkyards and automobile graveyards governed by this ordinance.

ARTICLE 4. No junkyard or automobile graveyard shall be established or expanded after the effective date of the ordinance unless the owner or operator of such junkyard or automobile graveyard shall first obtain a Certificate of Operation from the City of Greenland Building Inspector's Office which shall certify that the junkyard or automobile graveyard is in compliance with the provisions of this ordinance or of applicable state law.

ARTICLE 5. The City Building Inspector is hereby authorized to develop procedures governing the inspection and certification of junkyards and automobile graveyards governed by this ordinance.

ARTICLE 6. The City Building Inspector's Office is authorized and empowered to deny a Certificate of Operation to any proposed establishment or expansion of a junkyard or automobile graveyard which cannot be adequately screened due to the topography of the land.

ARTICLE 7. Junkyards or automobile graveyards which are not screened as required by this ordinance or by applicable state law shall be deemed a public nuisance.

ARTICLE 8. Operation of a junkyard or automobile graveyard in violation of this ordinance or of applicable state law shall be punishable by a fine of One Hundred Dollars (\$100.00) per day.

DATED: 3-11-85

APPROVED:

Mary E Harris  
MAYOR

ATTEST:

Donna Cheevers  
CITY CLERK