

Application type (may be more than one)

____ Automobile graveyard “Automobile graveyard” means a lot used to store three or more unserviceable, unregistered, or uninspected vehicles as defined in Title 29-A, section 101, subsection 42, or parts of such vehicles. “Automobile graveyard” includes an area used for automobile dismantling, salvage and recycling operations. Specific exceptions to the definition include vehicle repair businesses, automobile hobbyists, and areas used for vehicle and equipment storage by municipalities, farms, auto and equipment dealers, insurance salvage pools, and commercial businesses maintaining operational equipment. 30-A M.R.S.A. Chapter 183 §§ 3751-3760

____ Automobile recycling business is defined to mean the “business premises of a dealer or a recycler licensed under [29-A M.R.S.A. §§ 851-1112] who purchases or acquires salvage vehicles” for resale of the vehicle or its component parts. The definition does not include financial institutions, insurance companies, new vehicle dealers, or an insurance salvage pool. 30-A M.R.S.A. § 3754 A.

____ Junkyard means “a yard, field, or other outside area used to store, dismantle, or otherwise handle discarded, worn-out or junked plumbing, heating supplies, electronic or industrial equipment, household appliances and furniture; discarded, scrap and junked lumber; or old or scrap copper, brass, rope, rags, batteries, paper trash, rubber debris, waste and all scrap iron, steel, and other scrap ferrous or nonferrous material.

Permit fee: \$50.00

Date Fee Paid _____

Auto recycling: \$250.00 (five-year permit)

Date Fee Paid _____

Notes: Operation of a junkyard, automobile graveyard or auto recycling business without a valid local permit is a land use violation enforceable under 30-A M.R.S.A. §§ 3751-3760 and also may be enjoined as either a nuisance under 17 M.R.S.A. Chapter 91, § 2701-2859, or as littering under the Maine Litter Control Act, 17 M.R.S.A. § 2261, et seq. Any adjudged violations are subject to the penalty provisions of the enforcement statutes (30-A M.R.S.A. § 3758-A. Each day that the violation continues constitutes a separate offense. The statutory minimum penalties cannot be waived or reduced by the municipality or by the court.

Violation of any condition, restriction or limitation on a permit issued by the municipal officers is cause for revocation or suspension of the permit by the issuing authority. Before any permit can be revoked or suspended, a hearing (properly noticed) is required for the benefit of the owner or operator of the junkyard, automobile graveyard, or automobile recycling business.

Town of Vassalboro
2008-2009 APPLICATION FOR AUTOMOBILE
GRAVEYARD OR JUNKYARD PERMIT

Name _____

Mailing Address _____

Telephone _____

Map _____ Lot _____

1. Physical location of the auto graveyard, recycling and/or junkyard _____

2. Nearest numbered road or highway _____

3. The "yard" was established in _____ by _____

4. The application is made by a:

___ company ___ corporation ___ partnership ___ individual

5. Are you licensed as an:

Automobile Recycler?	Yes___	No___	Date License expires _____
Automobile Dealer?	Yes___	No___	_____

6. Is your facility a viable business entity actively engaged in the business of salvaging, recycling, dismantling, processing, repairing, or rebuilding junk, vehicles, or their parts for the purpose of sale or trade?

Yes_____ No_____

Note: State law (MRSA 3754 5(D)).now requires this demonstration at the time of your re-licensing.

6a. Name of Business _____

6b. Describe nature of business _____

7. Give estimates of the number of vehicles currently being stored, and vehicles crushed and shredded at your facility in the last year.

Stored _____

Crushed and/or Shredded _____

8. Are tires being stored on your property? Prepare estimates of the number or the size of tire storage areas and indicate the location of the tire storage area on your site plan.

8a. Describe your plan for the storage and disposal of tires

8. Do you have vehicles incapable of being driven under their own motor power that have been on your property more than 180 days that **have not** have the fluids such as motor oil, transmission fluid, gasoline, coolant, brake fluid, power steering fluid drained and batteries and mercury switches removed?

Yes _____

No _____

Note: State Law (MRSA 3754-A, 5F) requires all such vehicles in auto graveyards to meet this requirement by Jan 1 of 2007.

8a. Describe your plan for the containment and storage of vehicular fluids, batteries, and mercury switches in vehicles incapable of being driven.

9. Have you received additional vehicles since last year? If so how many?

Number Vehicles _____

No Vehicles _____

If so, are you maintaining a log indicating the date each vehicle was acquired, a copy of the vehicle's title or bill of sale, and the date which all fluids, refrigerants, batteries, and mercury switches have been removed?

Yes _____

No _____

Note: State Law (MRSA 3754-A 5E) now requires this vehicle log.

10. Have you applied for a DEP Stormwater permit? Yes_____ No_____

If not, please provide evidence that a DEP permit is not needed (Letter from DEP).

11. How is your property screened?

___ fence: type_____, height _____

___ trees: type _____, height _____

___ embankment

___ gully

12. What is the distance of the “yard” edge to the center of the nearest road?

13. Is the location of storage and dismantling areas of vehicles or junk within 500 feet of (circle answer). If so indicate on site plan.

A public park	Y	N
A public playground	Y	N
A public bathing beach	Y	N
A church	Y	N
A cemetery	Y	N
Any other type of public property	Y	N

14. Is the location of storage or dismantling areas of vehicles or junk within 500 feet of a public or private well not on your property? If so indicate distances and property owner on site plan.

Yes_____

No_____

If so can you provide evidence that water supplies have not been contaminated?

Yes_____

No_____

15. Is the location of storage or dismantling areas of vehicles or junk within 20 feet of any lot line? If so, indicate on site plan.

Yes_____

No_____

Within 300 feet of any water body or wetland? If so, indicate on site plan.

Yes_____

No_____

16. Make a complete sketch of the yard drawn to scale not to exceed 1'=100 feet. The sketch should include:

- Name and address of business and owner.
- Tax Map and Lot Number
- The boundary lines of the property and the location of screening;
- The location of any sand and gravel aquifer recharge area, as mapped by the Maine Geological Survey, or a licensed geologist;
- The location of any residences, public areas including but not limited to buildings, parks, playgrounds, bathing beaches, churches, cemeteries or schools within 500 feet of the area where vehicles will be stored or dismantled;
- The location of any waterbodies on the property or within 300 feet of the property lines;
- The boundaries of the 100-year flood plain, if applicable;
- The location of all roads within 1000 feet of the site including the yard driveway
- The location of any wells within 500 feet of the site
- The location within the property boundary lines where vehicular fluids are drained, and vehicles dismantled, and stored
- Location of tire storage areas

Note: Due to the revision of the Automobile Graveyard and Junkyard Ordinance approved in June of 2008, a new site plan should be submitted for 2008 – 2009 licensing. This requirement could be waived in the future at the CEO's discretion if no subsequent changes in the yard are apparent.

I/we _____ hereby make application for a permit to establish, operate or maintain an automobile graveyard, and/or automobile recycling and/or junkyard at the above described location and in accordance with the provisions of Title 30-A, Section 3753-3758, Chapter 183, Public Laws 1987.

The undersigned certifies that the above information is true and correct to the best of his/her knowledge and that he/she has been duly authorized by the owner, individual, partnership, company, or corporation to make this application and to receive the permit under the law.

Signed _____

For _____
Name of corporation, partnership, and/or individual

Mailing Address _____

The permit is valid for the period of October 1, 2008 – September 30, 2009.