

Town of Waterford
Junk and Salvage Ordinance

WHEREAS, the Town of Waterford has, by authority granted in 24 VSA §1971 et. seq., 2246 and 2291, the powers to adopt, amend, repeal, and enforce ordinances, and to manage and regulate outdoor storage of junk, junk motor vehicles and salvage yards within its boundaries;

NOW THEREFORE, to protect public health, safety and well-being, and to promote the responsible use of resources and protection of the environment, the Selectboard of Town of Waterford hereby adopts this ordinance to regulate the outdoor storage of junk, junk motor vehicles and salvage yards.

I. Definitions

"Abandon" means to leave without claimed ownership for 30 days or more.

"Abutting property owner" means any person or persons, corporation or other entity that owns, leases, or in any other way uses or controls the real property abutting any portion of the property of another.

"Highway" means any highway, road, street, or other public way, regardless of classification.

"Junk" means old or scrap copper, brass, iron, steel, and other old or scrap or nonferrous material, including but not limited to rope, rags, batteries, glass, rubber debris, waste, trash, or any discarded, dismantled, wrecked, scrapped, or ruined motor vehicles or parts thereof, or any range, stove, refrigerator, washing machine, clothes dryer, water pump, power tool and the like.

"Junk motor vehicles" means a discarded, dismantled, wrecked, scrapped or ruined motor vehicle, or parts thereof, an unregistered motor home not connected to water and/or sewer, or a vehicle other than on-premise utility vehicle which is allowed to remain unregistered for a period of forty-five (45) days from the date of discovery.

"Motor vehicle" means any vehicle propelled or drawn by power other than muscular power, including trailers. Functional vehicles and equipment used for agricultural or construction operations are excluded from this definition.

"Salvage yard" or "Junk yard" means any place of outdoor storage or deposit for storing, keeping, processing, buying, or selling junk or as a scrap metal processing facility. "Salvage yard" also means any outdoor area used for operation of an automobile graveyard. It does not mean a garage where wrecked or disabled motor vehicles are stored for less than 90 days for inspection or repairs. (Note: The Legislature waived the fifteen year "safe harbor" for salvage yards. In order for a salvage yard to operate they must have a current Certificate of Approved Location issued by the Selectboard and a Certificate of Registration issued by the State. The State WILL NOT issue a Certificate of Registration unless the applicant has a Certificate of Approved Location from the municipality.)

