

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 146
Second Edition Engrossed 3/2/95

Short Title: Lumberton Vehicle Towing.

(Local)

Sponsors: Representatives Cummings, Yongue, and Sutton.

Referred to: Local and Regional Government II.

February 9, 1995

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE CITY OF LUMBERTON TO ENACT ORDINANCES
2 REGULATING THE TOWING OF MOTOR VEHICLES THAT HAVE BEEN
3 ABANDONED AND ARE NOT COVERED BY FINANCIAL RESPONSIBILITY.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 160A-303.2(a) reads as rewritten:

6 "(a) A municipality may by ordinance regulate, restrain or prohibit the
7 abandonment of junked motor vehicles on public grounds and on private property within
8 the municipality's ordinance-making jurisdiction upon a finding that such regulation,
9 restraint or prohibition is necessary and desirable to promote or enhance community,
10 neighborhood or area appearance, and may enforce any such ordinance by removing or
11 disposing of junked motor vehicles subject to the ordinance according to the procedures
12 prescribed in this section. The authority granted by this section shall be supplemental to
13 any other authority conferred upon municipalities. Nothing in this section shall be
14 construed to authorize a municipality to require the removal or disposal of a motor
15 vehicle kept or stored at a bona fide 'automobile graveyard' or 'junkyard' as defined in
16 G.S. 136-143.
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18 For purposes of this section, the term 'junked motor vehicle' means a vehicle that does
19 not display a current license plate and that:

- 1 (1) Is partially dismantled or wrecked; or
2 (2) Cannot be self-propelled or moved in the manner in which it originally
3 was intended to move; or
4 (3) Is more than five years old and appears to be worth less than one
5 hundred dollars (\$100.00).

6 For purposes of this section, the term 'junked motor vehicle' also means a vehicle that
7 has been abandoned upon a public street after the registered owner of that vehicle has
8 been cited for failure to possess the financial responsibility required by Article 9A of
9 Chapter 20 of the General Statutes."

10 Sec. 2. This act applies to the City of Lumberton only.

11 Sec. 3. This act is effective upon ratification.