

SEMA Inoperable Vehicle Model Bill

SYNOPSIS

Permits automotive collecting activities on residential property outside of ordinary public view.

An Act concerning automotive collecting activities on residential property.

Be It Enacted by the Senate and General Assembly of the State of _____:

1. a. A municipal governing body shall not adopt or implement an ordinance or land use regulation in any manner that prohibits a person from engaging in the activities of an automotive collector in an area zoned by the municipality, so long as any collector vehicles, including parts cars, maintained and stored by the collector are located out of ordinary public view by means of inside storage, suitable fencing, trees, shrubbery, or otherwise.

b. A person engaged in the activities of an automotive collector may conduct mechanical repairs and modifications to a vehicle located out of ordinary public view on private real property.

c. As used in this section:

"Automotive collector" means a person who collects and restores collector vehicles, whether as a hobby or a profession.

"Ordinary public view" means within normal visual range by a person on a public street or sidewalk adjacent to real property.

"Parts car" means an automobile that is not intended to be operated along streets and roads, but is used to provide parts for the restoration of other automobiles.

2. This act shall take effect immediately.

STATEMENT: This bill provides that a municipality may not adopt or implement an ordinance or land use regulation in any manner that would prohibit a person from engaging in the activities of an automotive collector in any area within the municipality that is subject to the zoning ordinance; provided that the vehicles being collected and used for parts are maintained and stored by the collector in a location that is out of ordinary public view by means of inside storage, suitable fencing, trees, shrubbery, or otherwise.

This bill also provides that a person engaged in the activities of an automotive collector may perform mechanical repairs and modifications to a vehicle located out of ordinary public view on private real property without having to work in a licensed garage.