

CHAPTER 108
SB 340 – FINAL VERSION

03/21/12 1140s

2012 SESSION

12-2832
08/01

SENATE BILL **340**

AN ACT relative to locations for junkyards.

SPONSORS: Sen. Forrester, Dist 2; Sen. Boutin, Dist 16; Rep. Brosseau, Graf 6;
Rep. Accornero, Belk 4; Rep. Burt, Hills 7

COMMITTEE: Public and Municipal Affairs

AMENDED ANALYSIS

This bill allows municipalities that have not adopted zoning ordinances to establish setback requirements for junk yards and automotive recycling yards.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twelve

AN ACT relative to locations for junkyards.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 108:1 Junkyards; Location Requirements. Amend RSA 236:118, III to read as follows:

2 III. Unless a lesser setback is allowed by local zoning ordinance, ***or an ordinance adopted***
3 ***pursuant to paragraph IV***, in no case may a license be granted for a new junk yard or automotive
4 recycling yard located:

5 (a) Less than 660 feet from the right-of-way lines of a non-interstate class I, class II,
6 class III, or class III-a highway; or

7 (b) Less than 300 feet from the right-of-way lines of class IV, class V, and class VI
8 highways.

9 ***IV. In a municipality that has not enacted a zoning ordinance, the local governing***
10 ***body may adopt an ordinance establishing lesser setback requirements than those***
11 ***established in paragraph III.***

12 108:2 Effective Date. This act shall take effect 60 days after its passage.

13 Approved: May 29, 2012

14 Effective Date: July 28, 2012