

Prior to the adoption of any such rules and regulations, due notice of their consideration shall be given in at least two newspapers of general circulation in the State, in a notice published once a week for not less than two weeks. The notice shall specify a time and place at which a public hearing on the rules and regulations will be held, and rules and regulations are not to be adopted until the State Roads Commission has considered the testimony given at such hearing.

The rules and regulations made pursuant to this Act, being legislative in character, are not subject to the Administrative Procedure Act, Article 41, Sections 244 to 256, of the Annotated Code of Maryland (1964 Supplement).

239. *License Required.*

No person shall establish, operate, or maintain a junk yard, any portion of which is visible within 1,000 feet of the nearest edge of the right of way of any Interstate or Primary highway, without obtaining a license from the State Roads Commission. The provisions of this section shall apply to junk yards in existence upon the effective date of this Act as well as those established thereafter.

ON AND AFTER JANUARY 1, 1968, NO PERSON SHALL ESTABLISH, OPERATE OR MAINTAIN A NEW JUNK YARD, OR EXPAND THE AREA OF AN EXISTING JUNK YARD, ANY PORTION OF WHICH IS WITHIN 1,000 FEET OF THE NEAREST EDGE OF THE RIGHT OF WAY OF ANY INTERSTATE OR PRIMARY HIGHWAY AND VISIBLE FROM THE MAIN TRAVELED WAY OF THE HIGHWAY, WITHOUT OBTAINING A LICENSE FROM THE STATE ROADS COMMISSION. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO JUNK YARDS IN EXISTENCE ON OR BEFORE JANUARY 1, 1968, EXCEPT TO THOSE JUNK YARDS WHICH EXPAND THE AREA OF THEIR OPERATION.

240. *Issuance of License; Fee; Term; Renewal.*

The ON AND AFTER JANUARY 1, 1968 THE State Roads Commission shall have the authority to issue licenses for the establishment, maintenance, and operation of NEW junk yards within the limits herein defined, AND EXPANDED JUNK YARDS WHICH ARE AUTHORIZED UNDER SECTION 239 OF THIS SUBTITLE, and shall charge therefor a fee of \$100.00, payable on January 1 following the effective date of this Act. All licenses issued under this Act shall expire on the first day of January following the date of issue, and a license issued for a period of less than one year shall cost the licensee the fee prescribed herein for one year. A license may be renewed from year to year upon paying to the State Roads Commission the sum of \$100.00, for such renewal. The money received from such fees is hereby imposed for revenue, and the State Roads Commission shall account to the Comptroller for the amount collected, and pay such sums to the State Treasurer. The cost and expenses incurred in administering this subtitle shall be paid out of receipts of said fee, and the balance, if any, of said receipts shall be credited to the State Roads Commission's construction fund.

241. *Restriction as to Location.*

No ON OR AFTER JANUARY 1, 1968, NO license shall be granted for the establishment, maintenance, or operation of a NEW