

USED FOR INDUSTRIAL ACTIVITIES. IN SUCH CASES, THE COMMISSION SHALL RECEIVE THE APPROVAL OF THE LOCAL GOVERNING BODY WHERE THE LAND TO BE ACQUIRED IS LOCATED BEFORE PROCEEDING WITH SUCH ACQUISITION AND THE COMMISSION SHALL PAY FOR THE COST OF RELOCATION, REMOVAL OR DISPOSAL OF SUCH JUNK YARDS. *When the State Roads Commission determines that it is in the best interest of the State, it may acquire such lands, or interest in lands by gift, purchase or condemnation as aforesaid, as may be necessary to provide adequate screening of such junk yards.*

244. Penalties.

(a) *The State Roads Commission may apply to the CIRCUIT COURT OF Baltimore City Court or the Circuit Court of the County in which any non-conforming junk yard may be located for an injunction to abate such nuisance.* FOR VIOLATION OF THIS ACT.

(b) *Any violation of the rules and regulations promulgated by the State Roads Commission, including the establishment, maintenance, or operation of a junk yard without a license, is a misdemeanor, punishable upon conviction thereof by a fine of not less than \$25, nor more than \$100, or imprisonment for not more than thirty days, or both fine and imprisonment. Each day on which a violation continues shall constitute a separate and distinct offense.* AND, IN DEFAULT OF THE PAYMENT THEREOF, SHALL UNDERGO IMPRISONMENT FOR NOT MORE THAN THIRTY DAYS. WHENEVER THE STATE ROADS COMMISSION HAS GIVEN WRITTEN NOTICE THAT A JUNK YARD IS MAINTAINED OR USED IN VIOLATION OF THIS ACT, EACH DAY OF SUCH MAINTENANCE OR USE BEGINNING WITH THE THIRTY-FIRST DAY FOLLOWING RECEIPT OF NOTICE SHALL CONSTITUTE A SEPARATE OFFENSE.

245. Authority to Spend Money.

The State Roads Commission is authorized to expend from its Construction Fund such money in excess of that collected from license fees as is necessary for matching Federal funds to accomplish the purposes of this Act. PROVIDED, HOWEVER, SUCH FUNDS SHALL NOT BE EXPENDED TO PAY THE COST OF SCREENING OR RELOCATING ANY JUNK YARD WHEN APPROPRIATE MATCHING FEDERAL FUNDS ARE NOT AVAILABLE THEREFOR UNDER THE "HIGHWAY BEAUTIFICATION ACT OF 1965".

246. Interpretation; Liberality of Construction. SEVERABILITY.

(a) *Nothing in this Act shall be construed to abrogate or affect the provisions of any lawful statute, ordinance, regulation, and resolution which is more restrictive than the provisions of this Act.*

(b) *This Act is to be liberally construed, so as to carry out the intent and purpose of the Act as set forth in its Preamble and in the Declaration of Purpose, herein.*

247. Severability.

(B) *If any clause, section, or provision of this subtitle shall be held unconstitutional or invalid, such determination shall not be held to affect any other clause, section, or provision hereof.*