

8-802.

The General Assembly of Maryland finds and declares that, to promote the public safety, health, welfare, convenience, and enjoyment of public travel, to protect the public investments in highways, and to preserve and enhance the scenic beauty of lands bordering public highways:

(1) It is in the public interest to regulate and restrict the establishment, operation, and maintenance of AUTOMOTIVE DISMANTLER OR RECYCLER FACILITIES AND junkyards near the interstate and primary highways in this State; and

(2) Junkyards AND AUTOMOTIVE DISMANTLER OR RECYCLER FACILITIES are to conform to the requirements of this subtitle.

8-803.

(a) A person may not establish, operate, or maintain any new junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY or expand the area of any existing junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY, if any part of the junkyard OR FACILITY is within 1,000 feet of the nearest edge of the right-of-way of any interstate or primary highway and is visible from the main traveled way of that highway, unless the person is licensed by the Administration under this subtitle.

(b) This section does not apply to any junkyard OR FACILITY that was in existence on or before January 1, 1968, unless the area of its operation is expanded.

8-807.

(a) The Administration may not issue a license under this subtitle for the establishment, operation, or maintenance of any new junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY or for the expansion of any existing junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY, if any part of the junkyard OR FACILITY is within 1,000 feet of the nearest edge of the right-of-way of any interstate or primary highway, unless the junkyard OR FACILITY is:

(1) Screened by natural objects, plantings, fences, or other appropriate means so as not to be visible from the main traveled way of the highway;

(2) Otherwise not visible from the main traveled way of the highway;

(3) Located in an area that is zoned for industrial use under authority of local law; or

(4) Located in an area that is not zoned for industrial use, but that is used for industrial activities as determined by the Administration with the approval of the