

United States Secretary of Transportation under the federal Highway Beautification Act of 1965.

8-808.

(a) The Administration may adopt rules and regulations that:

(1) It considers necessary to govern the establishment, operation, screening, fencing, and maintenance of any junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY that is required to be licensed under this subtitle; and

(2) Consistent with the national standards adopted by the United States Secretary of Transportation under Title 23 of the United States Code, are necessary for the safety, welfare, and enjoyment of the traveling public.

8-809.

(a) (1) Except as provided in subsection (b) of this section, if a junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY that lawfully existed on January 1, 1968, is within 1,000 feet of the nearest edge of the right-of-way of an interstate or primary highway, is visible from the main traveled way of that highway, and is not located in an area described in § 8-807 (a)(3) or (4) of this subtitle, the Administration shall screen the junkyard OR FACILITY so that it is not visible from the main traveled way of the highway.

(2) A junkyard OR FACILITY shall be screened under this section:

(i) If feasible, on the highway right-of-way; or

(ii) Otherwise, on other property acquired for that purpose.

(b) If the Administration determines that the topography of the land or economic factors prevent adequate screening of a junkyard OR AUTOMOTIVE DISMANTLER AND RECYCLER FACILITY under this section, the Administration, with the approval of the local government, shall:

(1) Acquire any real property necessary to relocate the junkyard OR FACILITY; and

(2) Pay the costs of relocating, removing, or disposing of the junkyard OR FACILITY.

(c) (1) Except as provided in paragraph (2) of this subsection, property may be acquired under Subtitle 3 of this title for any purpose specified in this section.