

(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 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, OR SCRAP METAL PROCESSING 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, OR SCRAP METAL PROCESSING 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, OR SCRAP METAL PROCESSING FACILITY under