

BY-LAW NUMBER 50-06

SCHEDULE 3 – AUTOMOBILE WRECKING YARDS

1. License Required

Any person operating an *Automobile Wrecking Yard business* must obtain a *license* pursuant to this Schedule and such *license* shall be known as an *Automobile Wrecking Yard License*.

2. Zoning Certificate Required

Every applicant for a *Automobile Wrecking Yard* shall provide a zoning certificate verifying that the proposed location does not contravene the Zoning By-law.

3. Outstanding Orders

The applicant must satisfy any outstanding orders against the *premises* prior to the issuance of a *license*.

4. Requirement to operate in compliance with applicable legislation

Every *licensee* is required to operate and maintain the *Automobile Wrecking Yard* in compliance with the Building Code Act, the Fire Protection and Prevention Act, the Environmental Protection Act, the Health Promotion and Protection Act, the Property Standards By-law and other applicable legislation, by-laws or agreements, as a condition of the *license*.

5. Fencing Requirements

Unless otherwise exempted by by-law or provided for in an applicable zoning by-law or site plan agreement, every *licensee* shall erect or cause to be erected a fence that completely encloses the area where salvage is being stored and which is constructed as follows:

- (a) of painted or preserved board or corrugated pre-finished steel of at least 28 gauge, supported by pressure treated or galvanized or painted steel posts, not more than 3.05 metres apart which are set in concrete in the ground to a depth of at least .91 metres.
- (b) having a height of at least 2.13 metres
- (c) all supporting horizontal members and posts shall be on the inside of the area enclosed by the fencing

(d) so that it forms a complete visual barrier

6. **Waiving Fence Requirements**

The fencing requirements, or any part thereof, may be waived by By-law, where *Council* is satisfied that the nature of the use of the abutting lands renders the requirement unnecessary, on the condition that the waiving of any requirement can be rescinded upon 60 days notice to the *licensee*.

7. **Maintenance of Fence**

Every *licensee* shall ensure that all fences are a uniform colour, properly maintained, and that all accesses to the *Automobile Wrecking Yard* are kept locked except when in actual use or when there is staff in the wrecking yard.

8. **Surface Treatment**

Every *licensee* shall provide stable surface treatment on all driveways and parking areas.

9. **Storage of Materials**

Every *licensee* shall ensure salvage is stored in a safe manner, within the fenced area, in such a manner that it does not come in contact with the fencing and so that it does not exceed the height of the fence.

10. **Existing Yards – Compliance to Standards**

Every *person* operating a *Automobile Wrecking Yard*, which legally existed under the provisions of the applicable Zoning By-law, prior to the date of the passage of this by-law shall be granted three (3) years from the date of passage of this by-law, to come into compliance with sections 5, 8, and 9 of this by-law.

11. **Record keeping requirements**

No *licensee* shall fail to maintain at their *licensed premises*, an accurate record respecting all goods sold, collected, obtained, purchased or taken in exchange, detailing the following:

- (a) the date and place of transaction
- (b) a full description of the article and serial number, if applicable
- (c) the consideration given

- (d) the name and address of the *person* from whom the article was acquired
- (e) the *license* plate number of any *vehicle* used to deliver the goods

12. Obliterated Serial Number

The *licensee* shall not purchase or acquire from any *person*, any article or object on which the serial number has been obliterated or mutilated, without first having given notice to the Police 24 hours prior to the intended purchase or acquisition.

13. Purchase from minors

The *licensee* shall not acquire directly or indirectly, by purchase, exchange or otherwise any goods or articles from any *individual* under the age of 16.