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PREL. PHOTODUPLICATIONS
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ENGINEERING INSTRUCTION

NEW YORK STATE DEPARTMENT OF TRANSPORTATION

SUBJECT:

JUNKYARD CONTROL PROCEDURE

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APPROVED:

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Supersedes:

Section 415-a of the Vehicle & Traffic Law requires the registration of "Vehicle Dismantlers."

In order to clarify the relationship of our junkyard control program under Section 89 of the Highway Law to the Vehicle and Traffic Law administered by the Department of Motor Vehicles, the following procedures shall be followed:

JUNKYARD REMOVAL PROJECTS

Where it is our intention to completely eliminate a junkyard, registration by the Department of Motor Vehicles is of no consequence.

JUNKYARD SCREENING (Including Partial Removal)

These junkyards are expected to remain in operation and their status regarding registration by the Department of Motor Vehicles is of concern. On screening projects, we should proceed as follows:

1. Prior to initiating programming, the Regional Real Estate Group will contact the owner of the yard to determine if he is registered with Motor Vehicles or if he has applied for registration.
2. If the owner is not registered or has not applied for registration, the Regional Real Estate Group will contact the Regional Office of the Department of Motor Vehicles to determine if this yard is required to be registered under the Vehicle and Traffic Law. If registration is required, the Real Estate Group will advise the owner that before we can initiate a project to bring his yard into conformance with Section 89 of the Highway Law, he must be registered by the Department of Motor Vehicles.
3. Programming of junkyard screening projects on those yards subject to registration by the Department of Motor Vehicles will be deferred pending the owner obtaining the proper registration. If it develops that lack of registration causes an excessive number of proposed screening projects to be deferred, so that the intent of Section 89 is being defeated, the Department will consider sponsoring suitable legislation to insert appropriate exclusionary language in Section 415-a of the Vehicle & Traffic Law.

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