

**Buckingham County  
Planning Commission  
Work Session  
Packet**



**May 16, 2016**

**Buckingham County Planning Commission**  
**Work Session Agenda**  
**Monday, May 16, 2016**  
**County Administration Building**  
**7:00 P.M.**

1. Call to Order by Zoning Administrator
  - Establishment of Quorum
  - Invocation
  - Pledge of Allegiance
  
2. Adoption of Agenda
  
3. Public Comment
  
4. Old Business
  - A. Zoning Ordinance - Automobile Graveyards/Junkyards\*
  
5. Reports and Correspondence
  
6. Commission Matters / Concerns
  
7. Adjournment

## Current Buckingham County Zoning Ordinance

- List Automobile junkyard/graveyard as a SUP requirement in A-1, A-C
- List Automobile graveyard as SUP requirement in M-2
- Definition - Automobile Junkyard - Also known as an automobile graveyard. Any lot or place which is exposed to the weather upon which five (5) or more motor vehicles of any kind, incapable of being operated are placed.
- No definition for inoperable

## Proposed

- Keep Automobile Junkyard as a SUP requirement in the A-1, A-C and M-2
- Change definition of Automobile Junkyard to – follows the definition of Junkyard with establishment or business solely focused on automobiles.
- Add definition of Junkyard - means an establishment or place of business that is maintained, operated, or used for storing, keeping, buying, or selling junk or for the maintenance or operation of an automobile graveyard. "Junkyard" includes garbage dumps and sanitary landfills. Per Code of Virginia 33.2-804
- Add definition of Junk – means old or scrap copper, brass, rope, rags, batteries, paper, trash, rubber, debris, or waste; junked, dismantled, or wrecked automobiles or parts thereof; and old or scrap iron, steel, or other ferrous or nonferrous material. Per Code of Virginia 33.2-804
- Add definition of Automobile Graveyard - means any lot or place that is exposed to the weather and upon which more than five (5) motor vehicles of any kind that are incapable of being operated and which it would not be economically practical to make operative are placed, located or found. The movement or rearrangement of vehicles within an existing lot or facility does not render this definition inapplicable. Per Code of Virginia 33.2-804
- Add at end of Automobile Graveyard definition – Automobile Graveyards are strictly prohibited except within a fully enclosed building or structure or otherwise shielded or screened from view. Per Code of Virginia 15.2-904.A
- Add definition of Inoperable Motor Vehicle – any motor vehicle which is not in operating condition or any motor vehicle on which there are displayed neither valid license plates nor a valid inspection decal. Per Code of Virginia 15.2-904.A

**Comment [RC1]:** Does "Automobile" keep us safe from the portion of the definition that says "junkyard" includes garbage dumps and landfills.

Don't want to make garbage dumps and landfills and option in A-1 and A-C

**Comment [RC2]:** Located or found.....anywhere on property and not just screened from view.

State code definition can't be changed  
Could add 15.2-904 ??

## **A few questions to consider**

**What is considered grandfathered?**

**15.2-904.A – does not apply to business which was engaged in business on June 26, 1970**

**How shall a business (junkyard) or a graveyard prove they are grandfathered?**

**Should there be language that exempts other automotive businesses?**

Use the flowchart below to work through some scenarios and see if the landowner is in violation or not in violation

### Scenarios

1. 5 vehicles seen from Route 15 all are inoperable
2. 6 vehicles seen from Route 650, operable but 6 don't have inspection and 3 don't have valid license
3. 10 vehicles seen from a neighbor's property, 2 inoperable, 5 others no valid license and no inspection
4. 7 vehicles, 4 seen from Route 722, 1 seen from neighbor, all inoperable, all no inspection, no license

*The main question to consider is – Does the “more than 5” rule the decision?...Does it have to be 6 visible? And 6 inoperable?*

## Vehicle Complaint Flowchart



