

TOWN OF HOPKINTON  
GENERAL BYLAW

**Chapter 130**

**JUNK, SECONDHAND ARTICLES AND UNREGISTERED  
MOTOR VEHICLES, DEALERS IN**

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| <b>§130-1. Junk and secondhand articles.</b> | <b>§130-5. Permit conditions.</b>        |
| <b>§130-2. Storage of parts of motor</b>     | <b>§130-6. Nonapplicability.</b>         |
| <b>§130-3. Storage of unregistered motor</b> | <b>§130-7. Violations and penalties.</b> |
| <b>vehicles and trailers.</b>                | <b>§130-8. Noncriminal disposition.</b>  |
| <b>§130-4. Hearing; notice; conditions.</b>  |  |

**[HISTORY: Adopted by the Annual Town Meeting of the Town of Hopkinton 3-1-1965, Art. 53. Amendments noted where applicable.]**

**GENERAL REFERENCES**

Denial of license for nonpayment of taxes -- See Ch. 135, Art. I.

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**~ 130-1. Junk and secondhand articles.**

No person shall be a collector of or a dealer in junk, old metals or secondhand articles, or a keeper of a shop for the purchase, sale or barter of junk, old metals or secondhand articles, unless licensed therefor by the Selectmen.

**~ 130-2. Storage of parts of motor vehicles and trailers. [Added 5-6-1998 ATM, Art. 22]**

No person in charge or control of any property within the town, whether as owner, tenant, occupant, lessee or otherwise, shall allow any part or component of any motor vehicle or trailer which is visible from a public or private way or from an abutting property to remain on such property, except as provided in ~ 130-4, 130-5 and 130-6 of this chapter.

**~ 130-3. Storage of unregistered motor vehicles and trailers. [Amended 5-6-1998 ATM, Art. 22]**

No person in charge of any property within the town, whether as owner, tenant, occupant, lessee or otherwise, shall allow more than one unregistered motor vehicle or trailer to remain on such property, except as provided in ~ 130-4, 130-5 and 130-6 of this chapter.

**~ 130-4. Hearing; notice; conditions.**

A. The Board of Selectmen may issue a permit to keep, store or allow more than one such motor vehicle to remain on such property after said Board has held a public hearing thereon, first causing at least 14 days' notice of the time, place and subject matter of such hearing to be given at the expense of the applicant by:

- (1) Publication in a newspaper of general circulation in the town; and

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- (2) Registered mail to each of the persons appearing upon the Assessors' most recent valuation list as the owners of property abutting the property in question.
- B. Said Board shall not issue a permit unless it finds that the presence of more than one such motor vehicle on such property:
- (1) Will not nullify or substantially derogate from the intent or purpose of this chapter; and
  - (2) Will not constitute a hazard to the safety and welfare of the inhabitants of the town; and
  - (3) Will not adversely affect the neighborhood in which such property is situated.

**~ 130-5. Permit conditions.**

Each such permit shall specify the maximum number of such motor vehicles that may be kept, stored or allowed to remain on such property, be limited to a reasonable period of time not exceeding two years and be a personal privilege of the applicant and not a grant attached to and running with the land.

**~ 130-6. Nonapplicability.**

This chapter shall not apply to:

- A. A motor vehicle in an enclosed building;
- B. A motor vehicle on the property of a holder of a class license under MGL c. 140, ~ 58;
- C. A motor vehicle on the property of a farming or business enterprise operated in a lawful place and manner when necessary to the operation of such enterprise; or
- D. A motor vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the town.

**~ 130-7. Violations and penalties. [Amended 5-6-1998 ATM, Art. 22]**

- A. Any person who continues to violate any provision of ~ 130-1 of this chapter after 30 days following receipt by him of written notice of such violation from the Zoning Enforcement Officer shall be liable for a penalty not exceeding \$20 for each offense. Each day that any violation continues after said thirty-day period shall constitute a separate offense.
- B. Any person who continues to violate any provision of ~ 130-3 of this chapter after 30 days following receipt by him of written notice of such violation from the Police Department shall be liable for a penalty not exceeding \$20 for each offense. Each day that any violation continues after said thirty-day period shall constitute a separate offense.

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**~ 130-8. Noncriminal disposition. [Added 5-6-1998 ATM, Art. 22]**

The violation of any provision of this chapter may be addressed by the procedure for noncriminal disposition as provided in MGL c. 40, ~ 21D, as incorporated in Chapter 1, General Provisions, Article II, of the Bylaws of the Town of Hopkinton. In the event of any violation of the provisions of this chapter after 30 days following the receipt by any person of written notice of such violation from the Zoning Enforcement Officer or the Police Department as referred to above, the following provisions for the disposition by noncriminal proceedings pursuant to said Article II of Chapter 1 of the Bylaws of the Town of Hopkinton shall apply:

<b>Citation to Bylaw</b>	<b>Subject of Bylaw and Enforcing Person</b>	<b>Penalty</b>
Hopkinton Town Bylaw (~ 130-1)	Junk, old metals, secondhand articles  Zoning Enforcement Officer	\$20.00 for each offense, each day being a separate offense
Hopkinton Town Bylaw (~ 130-3)	Unregistered motor vehicles and trailers  Police Department	\$20.00 for each offense, each day being a separate offense