

**RESTRICTIONS ON REGULATION OF  
AUTOMOTIVE COLLECTION ACTIVITIES**

2008 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Neal B. Hendrickson**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies county and municipal land use development and management provisions.

**Highlighted Provisions:**

This bill:

▶ prohibits counties and municipalities from prohibiting activities associated with the collection and restoration of collector vehicles if the vehicles are kept out of ordinary public view.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**10-9a-522**, Utah Code Annotated 1953

**17-27a-521**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **10-9a-522** is enacted to read:



28 **10-9a-522. Automotive collection restrictions prohibited.**

29 (1) As used in this section:

30 (a) "Automotive collection" means the collection and restoration of one or more  
 31 collector vehicles, whether as a hobby or profession, including the storing of ~~it~~ **[one or more] up**  
 31a **to two ~~it~~ parts**  
 32 cars ~~it~~ **at one time ~~it~~ .**

33 (b) "Automotive collector" means a person engaged in automotive collection, whether  
 34 as a hobby or profession.

34a ~~it~~ **(c) "Collector vehicle" means a motor vehicle that is:**

34b **(i) 25 years old or older;**

34c **(ii) a limited production vehicle; or**

34d **(iii) a special interest vehicle.**

35 ~~(c)~~ **(d) ~~it~~ "Ordinary public view" means within the natural visual range of an individual**  
 35a on a  
 36 public street or sidewalk.

37 ~~it~~ **(e) ~~it~~ "Parts car" means a motor vehicle that is not intended to be operated on a**  
 37a road but  
 38 is used to provide parts for the restoration of other motor vehicles.

39 (2) A municipality may not prohibit automotive collection, if the automotive collector  
 40 keeps each collector vehicle and parts car out of ordinary public view by:

41 (a) inside storage;

42 (b) fencing;

43 (c) trees or shrubbery ~~it~~ **that block the view year round ~~it~~ ; or**

44 (d) any other barrier.

45 (3) An automotive collector may perform mechanical repairs or modifications to a  
 46 vehicle located out of ordinary public view on private real property within a municipality.

47 Section 2. Section **17-27a-521** is enacted to read:

48 **17-27a-521. Automotive collection restrictions prohibited.**

49 (1) As used in this section:

50 (a) "Automotive collection" means the collection and restoration of one or more  
 51 collector vehicles, whether as a hobby or profession, including the storing of ~~it~~ **[one or more] up**  
 51a **to two ~~it~~ parts**  
 52 cars ~~it~~ **at one time ~~it~~ .**

53 (b) "Automotive collector" means a person engaged in automotive collection, whether

54 as a hobby or profession.

54a **Ĥ→ (c) "Collector vehicle" means a motor vehicle that is:**

54b **(i) 25 years old or older;**

54c **(ii) a limited production vehicle; or**

54d **(iii) a special interest vehicle. ←Ĥ**

55 **Ĥ→ [~~(c)~~] (d) ←Ĥ "Ordinary public view" means within the natural visual range of an**  
55a **individual on a**

56 **public street or sidewalk.**

57 **Ĥ→ [~~(d)~~] (e) ←Ĥ "Parts car" means a motor vehicle that is not intended to be operated on a**  
57a **road but**

58 **is used to provide parts for the restoration of other motor vehicles.**

59           (2) A county may not prohibit automotive collection, if the automotive collector keeps  
60 each collector vehicle and parts car out of ordinary public view by:

61           (a) inside storage;

62           (b) fencing;

63           (c) trees or shrubbery; or

64           (d) any other barrier.

65           (3) An automotive collector may perform mechanical repairs or modifications to a  
66 vehicle located out of ordinary public view on private real property within the unincorporated  
67 area of a county.

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**Legislative Review Note**  
**as of 1-21-08 10:50 AM**

**Office of Legislative Research and General Counsel**

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**H.B. 147 - Restrictions on Regulation of Automotive Collection Activities**

**Fiscal Note**

2008 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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