

CITY OF VINELAND

ORDINANCE NO. 2014- 21

AN ORDINANCE DELETING ORDINANCE 2014-9, AND AMENDING ORDINANCE 2013-64, AN ORDINANCE AMENDING ORDINANCE NO. 90-39, AMENDING MINIMUM REPORTING, MAINTENANCE AND DISTRIBUTION CRITERIA FOR SECOND HAND DEALERS.

WHEREAS, the City Council of the City of Vineland adopted Ordinance 2014-9 An Ordinance Amending Ordinance 90-39 As Amended; and

WHEREAS, certain sections of Ordinance 2014-9 are inconsistent with Ordinance 2013-64 and, therefore, it is necessary to vacate Ordinance 2014-9 and further amend Ordinance 2013-64 to remove the inconsistencies; and

WHEREAS, in order to allow for the proper operation of Chapter 574 entitled Second Hand Goods, it is necessary to amend Ordinance 2013-64.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland as follows:

A. Ordinance 2014-9 be and is hereby vacated in its entirety.

B. Ordinance 2013-64 shall be amended as follows:

(1) Purpose and Intent:

Add the following language: "This Ordinance shall also pertain and include Scrap Yards or Scrap Metal Businesses and shall not lessen the mandatory requirements under New Jersey laws but shall establish additional requirements for the operation of Scrap Yards & Scrap Metal Business in the City of Vineland to operate. This section shall take effect immediately upon adoption

(2) §574-1 Definitions:

Second Hand goods shall be deleted in its entirety and replaced as follows:

Secondhand goods shall mean any article previously sold, acquired, exchanged, conveyed, traded or otherwise formerly owned, including but not limited to scrap metal, scrap gold, old gold, silver, jewelry, home electronics/audio and visual equipment, telephones and mobile devices/equipment, scales, computers, computer hardware and software, video game consoles and games, coins, electronic tablets, cameras, scanners, sporting goods of all kinds, household goods, antiques, platinum, all other precious and nonprecious metals, tools of all kinds, television, DVRs, GPS, camcorders, car stereos, gift cards, furniture, clothing or other valuable articles.

(3) §574-3A shall be deleted in its entirety and replaced as follows:

A. The Chief of Police or his/her designee shall, on application, issue an appropriate license to any secondhand dealer who complies with the application and licensing requirements set forth in this chapter or subsequent to any investigations deemed necessary by said Chief of Police or his/her designee. All applicants shall pay to the City of Vineland a nonrefundable application fee as follows:

(1) Class A: \$750.00

(2) Class B: \$50.00

(4) §574-6 E (4) shall be deleted in its entirety and replaced as follows:

(5) §574-6 F (1) shall be deleted in its entirety and replaced as follows:

F. Procedures for seizures

(1) Upon taking possession of an article or articles, the authorized official or police officer shall furnish the dealer with a physical or digital receipt, which shall include the date, name of the officer taking the article, his rank and a description of the article or articles taken.

(6) §574-09 A shall be deleted in its entirety and replaced as follows:

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A. The Chief of Police or his/her designee may deny, suspend or revoke any secondhand dealer's license pursuant to N.J.S.A. 40:52-2 for sufficient cause, after notice and hearing sufficient cause to include but not be limited to:

BE IT FURTHER ORDAINED that all sections and subsections of Ordinance 2013-64 not so amended hereby shall remain in full force and effect.

Passed first reading:

Passed final reading:

President of Council

Approved by the Mayor:

Mayor

ATTEST:

City Clerk