

## CHAPTER 81: AUTO SALVAGE AND JUNK DEALERS

### Section

#### **Junk Dealers**

- 81.01 Definitions
- 81.02 Dealer's license requirements; fee; term; renewal
- 81.03 Sign display
- 81.04 Junkwagon license
- 81.05 Delivery of reports
- 81.06 Alteration of entries in book of record or blank report prohibited
- 81.07 Serial number to be attached to article; dealer to retain junk ten days; exception
- 81.08 Identification of seller of junk required
- 81.09 Purchase or possession of items from which manufacturer's serial number has been removed prohibited
- 81.10 Purchases from minors

#### **Wrecking Yards**

- 81.20 "Motor vehicle wrecking yards" defined
- 81.21 Standards generally
- 81.22 Signs
- 81.23 Compliance with this code and other ordinances
- 81.24 Compliance of yards existing on September 1, 1975

#### **Junk Dealers**

### **§ 81.01 Definitions**

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them in this section.

Dealer in junk and junk shop. Any person buying, selling, receiving for storage, or in any way acquiring or dealing in junk as defined in this chapter. This shall not include licensed pawnbrokers, the operator of a junk wagon, as herein defined, nor any person, purchasing junk from a licensed junk dealer exclusively.

Junk. Scrap iron, tin, brass, copper, lead, zinc or any other scrap metals and their alloys; bones, rags, cloth, rubber, rope, tinfoil, bottles, old cotton, mechanical garden tools, or utensils; dismantled or used plumbing fixtures, appliances or parts; dismantled gas fixtures, fittings, pipes, appliances or parts; dismantled or used water heaters, fixtures, fittings, pipes or parts; used lawn hose or harness; doors, window sash or glass, metals or parts thereof; or any character of unserviceable building or building materials, or houses to be wrecked. The term "junk" shall include unserviceable or second hand automobiles purchased from the general public for the purpose of being dismantled, together with the purchase of unserviceable or used parts and accessories, not including tires and tubes.

Junk wagon. Every wagon operating in the City for the purpose of purchasing, collecting or gathering up or selling junk throughout the City or any portion thereof.

### **§ 81.02 Dealer's License Requirements; Fee; Term; Renewal**

Every dealer shall obtain from the City an annual license to pursue his business, and shall pay therefor five hundred (\$500.00). Such license shall be granted for a period of one year and shall be renewed by the dealer at the annual expiration thereof, and in addition thereto, the dealer shall pay on each junk wagon operated by such dealer the amount of the license fee hereinafter prescribed for operators of junk wagons.

### **§ 81.03 Sign Display**

The license issued to a junk dealer in accordance with this chapter shall be displayed in his place of business so that it can be seen by his patrons. The license issued to the operator of a junk wagon shall be displayed on the wagon for which it was issued, so that it can be seen by the person dealing with such junkwagon operator.

### **§ 81.04 Junkwagon License**

Every person operating any junk wagon within the City shall obtain from the assessor and collector of taxes an annual license for the privilege of operating such wagon so operated. Such license shall be granted for a period of one year and shall be renewed by such person at the annual expiration thereof.

### **§ 81.05 Delivery of Reports**

The duplicate of the report required by the preceding section shall be delivered to the Chief of Police before 10:00 A.M. of the day following the date of such purchase or deposit of any article of junk.

### **§ 81.06 Alteration of Entries in Book of Record or Blank Report Prohibited**

It shall be unlawful for any such dealer to alter, change or obliterate any entry in the book of record or report blank.

### **§ 81.07 Serial Number to Be Attached To Article; Dealer to Retain Junk Ten Days; Exception**

Each article of junk purchased by or deposited with a junk dealer shall have written or stamped thereon or attached thereto the serial number of the report made to the chief of police of the purchase or deposit of such article, which number shall at all times be kept plain and legible. Each article of junk purchased by or deposited with such dealer shall be retained by him in its original form, shape and condition for a period of ten days after such purchase or deposit, during which time such article shall not be sold or permitted to be redeemed or removed from the place

of business of such dealer; provided, that the chief of police may release the same by written order at any time prior to the expiration of the ten day period.

### **§ 81.08 Identification of Seller of Junk Required**

Any person selling or depositing any amount of junk with a dealer who is not well and personally known to the dealer shall be identified by some reputable citizen known to the dealer, whose signature and address shall be placed on the report required by § 81.05.

### **§ 81.9 Purchase Or Possession of Items from Which Manufacturer's Serial Number Has Been Removed Prohibited**

A junk dealer shall not purchase or receive for deposit nor have in his possession any article of junk from which the manufacturer's serial number or brand has been removed or obliterated.

### **§ 81.10 Purchases from Minors**

No junk dealer or operator of a junk wagon shall purchase or receive in pledge or on deposit for any purpose any article from any minor or which may be owned or claimed by or in the possession or control of any minor, unless the parents or guardian of such minor shall state in writing that such transaction took place with the parents' or guardian's full knowledge and consent, which written statement shall be signed by such parents or guardian and have thereon the address and telephone number, if any, of such parents or guardian, and shall be delivered to the chief of police with the report of such purchase or deposit.

## **Wrecking Yards**

### **§ 81.20 "Motor Vehicle Wrecking Yards" Defined**

"Motor vehicle wrecking yards!" shall mean any lot or premises upon which used or wrecked motor vehicles are dismantled for the purpose of obtaining parts therefrom or where wrecked motor vehicles, bodies, parts or equipment are stored or kept.

### **§ 81.21 Standards Generally**

It shall be unlawful for any person to establish, operate or maintain, or cause to be established, operated or maintained, any motor vehicle wrecking yard or business unless the same shall provide and conform to the following minimum standards and requirements:

- (1) No building shall be located closer to the street right-of-way than is permitted by State law and/or zoning regulations of the City.
- (2) No motor vehicle body, frame, part or accessory shall be displayed within the front yard or side yard setback area.

(3) The owner or operator of each motor vehicle wrecking yard shall enclose the entire area back of the front yard and side yard setback area with a solid fence of wood or masonry construction of a height of eight (8) feet. Such fence shall be constructed along the property line and along the building setback line on each motor vehicle wrecking yard.

(4) No motor vehicle bodies, frames, parts or accessories shall be stacked or permitted to exceed a height of seven (7) feet at any location on the lot or premises used for a motor vehicle wrecking yard except inside of a building or structure with four walls and a roof.

### **§ 81.22 Signs**

Each sign located upon a motor vehicle wrecking yard lot or premises shall comply with the sign regulations of the City.

### **§ 81.23 Compliance with This Code and Other Ordinances**

Each motor vehicle wrecking yard shall comply with this Code and other applicable ordinances of the City.

### **§ 81.24 Compliance of Yards Existing On September 1, 1975**

(a) Each motor vehicle wrecking yard or business existing in the City on September 1, 1975 shall reduce the height of all motor vehicles, bodies, frames and accessories not enclosed within a building within ninety (90) days from such date on all property being used as a motor vehicle wrecking yard within one hundred (100) feet of any adjoining property zoned a dwelling district use under the zoning regulations.

(b) Each existing motor vehicle wrecking yard shall construct the fence required by this division within one year from September 1, 1975. All property not fenced within one year as required by this section shall be deemed to be abandoned as a motor vehicle wrecking yard use.

(c) Each motor vehicle wrecking yard or business existing in the City on September 1, 1975 shall conform to all of the standards and requirements set forth in this division within one year from such date.