

342
See ORD. " 3422
Sec. 1 & 2 Repealed
Sec. 7 Repealed

ORDINANCE No. 860

AN ORDINANCE DEFINING AND REGULATING
JUNK DEALERS, SECONDHAND DEALERS AND
PAWNBROKERS, AND PROVIDING A PENALTY
FOR VIOLATION HEREOF.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. For the purposes of this ordinance all persons, firms or corporations within the City of Albany, who shall collect, buy, sell, exchange, or deal in any article commonly known or designated as junk, old bottles, rags, scrap iron, brass, copper, lead, lead pipe, wire, zinc, castings and metal fittings, tools or implements, which have been previously used, broken or disfigured, and are purchased for the purpose of reselling, or exchange, and not purchased for or used or consumed in their particular business are hereby defined to be junk dealers.

Section 2. For the purpose of this ordinance all persons, firms, or corporations engaged in, managing or conducting the business of buying, selling or otherwise dealing in second hand goods, wares, or merchandise, are hereby defined to be secondhand dealers.

Section 3. For the purposes of this ordinance all persons, firms or corporations engaged in conducting or managing the business of loaning money for himself or for any other person, firm, or corporation upon personal property, personal security, pawns or pledges, or the business of purchasing articles of personal property and reselling or agreeing to resell such article to the vendors, or their assigns at prices agreed upon at or before the time of such purchase, are hereby defined to be pawnbrokers. A pawnshop is hereby defined to be any room, store or place in which any such business is engaged in or conducted.

Section 4. It shall be the duty of every junk dealer, second-hand dealer, or pawnbroker to keep a record of all articles purchased, pledged or received, on blanks furnished him for that purpose, which record shall show the name and description of the articles purchased, pledged or received, the date and hour of the transaction, the price advanced and the name, address, age and general description of the person selling or pledging, and which said record shall be open to the inspection of any police officer of the City of Albany at all times during business hours. Provided, however, that no second-hand dealer shall be required to furnish such description of any property purchased from manufacturers or wholesale dealers having an established place of business, or of any purchase in the open market or secured from any person doing business and having an established place of business in the City of Albany. The Council shall cause such a number of blanks to be printed as may be necessary for the purpose of carrying out the provisions of this ordinance and shall furnish the same, free of charge, to the persons required by this ordinance to keep such records.

Section 5. Whenever the City Marshall or any member of the police

ORDINANCE No. 860

Department shall notify in writing any such second-hand dealer, junk, dealer or pawnbroker not to sell any property so received on deposit or purchased, or permit the same to be redeemed, said property shall not then be sold or permitted to be redeemed or removed until such time as said notice shall stipulate, not exceeding ten days from the date of said notice.

Section 6. Every person who shall engage in the business or pawnbroker, as herein defined, shall, before engaging in such business, obtain from the City of Albany a license in accordance with the ordinances of said City pertaining thereto.

Section 7. Any person violating any of the provisions of this ordinance shall upon conviction thereof before the Recorder's Court of the City of Albany be fined in a sum not less than \$5.00 nor more than \$25.00 and in case of default in the payment of such fine shall, in the discretion of said Court, be imprisoned in the City Jail for not more than 50 days.

Section 8. It shall be unlawful for any junk dealer, second-hand dealer or pawnbroker in the City of Albany to buy, or receive on deposit or pledge, an article from, or sell any article to, any person under the influence of liquor, or to any minor person.

Passed by the Council April 26, 1916

Approved April 28, 1916.

L. M. Curl.
Mayor.

Attest:

L. G. Lewelling,
Recorder of the City of Albany.

STATE OF OREGON) ss
COUNTY OF LINN)

I, L. G. Lewelling, recorder in the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 860 has been by me carefully compared with the original ordinance Bill No. 940 now on file in my office and that it is a true and correct copy of all and the whole of said Ordinance Bill No. 940 passed by the Council April 26, 1916 and approved April 28, 1916.

WITNESS MY HAND and official signature and the seal of the City of Albany, this 28th day of April 1916.

L. G. Lewelling
Recorder of the City of Albany.