



City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

SECOND HAND/JUNK DEALER LICENSE APPLICATION CHECKLIST

Total Cost: \$410

\$175 for Advertising City Council hearing, at time of application

\$60 for Business Certificate, at time of application

\$175 for License, after City Council approval

Checklist:

- Complete Application for License, Worker's Compensation, Tax Certification and Business Certificate Forms.
- Junk Yard Licenses ONLY – Bring Application to Assessor's Office on the 3rd floor to determine number of abutters
- Bring Application to Building Inspector on the 5th floor, for confirmation of appropriate zoning.
- Once approved by Building Inspector, bring all forms to City Clerk's office on the 2nd floor and pay \$175 advertising fee and \$60 for the Business Certificate
- Application is forwarded to the Police Chief, Fire Chief and the City Collector, for purposes of a background investigation and/or outstanding taxes and/or fees owed to the City of Fall River.
- A City Council Public Hearing is scheduled once Police Chief has completed background investigation. If any person objects to the application, the hearing is referred to a Sub-Committee of the Council.
- The City Clerk notifies applicant when the approved license is ready. A \$175 license fee is collected when the license is issued.

License expires May 1st of each year. Same fees apply.



City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

APPLICATION FOR LICENSE

INÊS LEITE
ASSISTANT CITY CLERK

Date: _____

Type: (check one)

Billiard/Pool table	_____	Number of tables	_____
Bowling alley	_____	Number of alleys	_____
Hawker	_____		
Pawnbroker	_____	Bond must be attached	_____
Second hand	_____	Type of merchandise	_____
Junk Collector	_____		_____
Junk Yard	_____	Number of abutters	_____

Business name: _____

Business address: _____

APPLICANT: Fill in the **ONE** appropriate section:

1. **IF INDIVIDUAL:**

Name: _____ DOB _____

Residence: _____ SS # _____

Signature _____

2. **IF PARTNERSHIP or DBA:**

1st Person: _____ DOB _____

Residence: _____ SS # _____

2nd Person: _____ DOB _____

Residence: _____ SS # _____

Signature: _____

3. **IF CORPORATION:** (All information must be same as recorded
in the last filing of Secretary of State's Office)

Full Name of Corporation: _____

Address: _____

Tax I.D. Number _____

Signature of authorized corporate officer:

_____ Title _____

4. Zoning approval: _____, Building Inspector
Application fee \$ _____ (Advertising)



**The Commonwealth of Massachusetts
 Department of Industrial Accidents
 Office of Investigations
 1 Congress Street
 Boston, MA 02114
 www.mass.gov/dia**

Workers' Compensation Insurance Affidavit: General Businesses

Applicant Information

Please Print Legibly

Business/Organization Name: _____

Address: _____

City/State/Zip: _____ Phone #: _____

Are you an employer? Check the appropriate box:

- 1. I am a employer with _____ employees (full and/ or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
- 4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5. Retail
- 6. Restaurant/Bar/Eating Establishment
- 7. Office and/or Sales (incl. real estate, auto, etc.)
- 8. Non-profit
- 9. Entertainment
- 10. Manufacturing
- 11. Health Care
- 12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: _____

Insurer's Address: _____

City/State/Zip: _____

Policy # or Self-ins. Lic. # _____ Expiration Date: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: _____ Date: _____

Phone #: _____

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):

1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office
 6. Other _____

Contact Person: _____ Phone #: _____

Information and Instructions

Massachusetts General Laws chapter 152 requires all employers to provide workers' compensation for their employees. Pursuant to this statute, an *employee* is defined as "...every person in the service of another under any contract of hire, express or implied, oral or written."

An *employer* is defined as "an individual, partnership, association, corporation or other legal entity, or any two or more of the foregoing engaged in a joint enterprise, and including the legal representatives of a deceased employer, or the receiver or trustee of an individual, partnership, association or other legal entity, employing employees. However, the owner of a dwelling house having not more than three apartments and who resides therein, or the occupant of the dwelling house of another who employs persons to do maintenance, construction or repair work on such dwelling house or on the grounds or building appurtenant thereto shall not because of such employment be deemed to be an employer."

MGL chapter 152, §25C(6) also states that "**every state or local licensing agency shall withhold the issuance or renewal of a license or permit to operate a business or to construct buildings in the commonwealth for any applicant who has not produced acceptable evidence of compliance with the insurance coverage required.**" Additionally, MGL chapter 152, §25C(7) states "Neither the commonwealth nor any of its political subdivisions shall enter into any contract for the performance of public work until acceptable evidence of compliance with the insurance requirements of this chapter have been presented to the contracting authority."

Applicants

Please fill out the workers' compensation affidavit completely, by checking the boxes that apply to your situation and, if necessary, supply your insurance company's name, address and phone number along with a certificate of insurance. Limited Liability Companies (LLC) or Limited Liability Partnerships (LLP) with no employees other than the members or partners, are not required to carry workers' compensation insurance. If an LLC or LLP does have employees, a policy is required. Be advised that this affidavit may be submitted to the Department of Industrial Accidents for confirmation of insurance coverage. **Also be sure to sign and date the affidavit.** The affidavit should be returned to the city or town that the application for the permit or license is being requested, **not** the Department of Industrial Accidents. Should you have any questions regarding the law or if you are required to obtain a workers' compensation policy, please call the Department at the number listed below. Self-insured companies should enter their self-insurance license number on the appropriate line.

City or Town Officials

Please be sure that the affidavit is complete and printed legibly. The Department has provided a space at the bottom of the affidavit for you to fill out in the event the Office of Investigations has to contact you regarding the applicant. Please be sure to fill in the permit/license number which will be used as a reference number. In addition, an applicant that must submit multiple permit/license applications in any given year, need only submit one affidavit indicating current policy information (if necessary). A copy of the affidavit that has been officially stamped or marked by the city or town may be provided to the applicant as proof that a valid affidavit is on file for future permits or licenses. A new affidavit must be filled out each year. Where a home owner or citizen is obtaining a license or permit not related to any business or commercial venture (i.e. a dog license or permit to burn leaves etc.) said person is NOT required to complete this affidavit.

The Office of Investigations would like to thank you in advance for your cooperation and should you have any questions, please do not hesitate to give us a call.

The Department's address, telephone and fax number:

The Commonwealth of Massachusetts
Department of Industrial Accidents
Office of Investigations

1 Congress Street
Boston, MA 02114

Tel. # 617-727-4900 ext 406 or 1-877-MASSAFE

Fax # 617-727-7749

www.mass.gov/dia

DATE _____

SECTION A.

Pursuant to M.G.L. Chapter 62C, Section 49A, I certify under the penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

****Social Security or Federal ID Number**

***Signature of individual
or Corporate name**

Please check the following:

INC.

By: _____
***Corporate Officer (if applicable)**

(Please print)

BUSINESS NAME: _____

ADDRESS: _____

SECTION B.

I also certify that I have, to the best of my knowledge and belief, paid all accounts receivable owed to the City of Fall River, including but not limited to, real and personal property taxes, motor vehicle excise taxes, parking fines, water and sewer user charges and other license/permit fees, emergency medical service charges or other charges or fees.

***Signature of individual or Corporate Officer**

***Approval of a contract or other agreement will not be granted unless this certification clause is signed by the applicant.**

****Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Providers who fail to correct their non-filing or delinquency will not have a contract or other agreement issued, renewed or extended.**

PLEASE COMPLETE FORM IN BLACK INK ONLY

INSTRUCTIONS \$50.00 FILING FEE \$10.00 CERT. COPY

Commonwealth of Massachusetts

City of Fall River - City Clerk Department

Business Certificate No. _____ *Expires on* _____

In conformity with the provisions of Chapter One Hundred and Ten, Section Five of the General Laws as amended, the undersigned hereby declare(s) that the business of:

_____ **DESCRIPTION OF BUSINESS**

Known as: _____ **NAME OF BUSINESS**

Conducted at: _____ **BUSINESS ADDRESS **(MUST BE LOCATED IN FALL RIVER)**

Mailing address: _____ **CURRENT MAILING ADDRESS**

Business telephone: _____ **CURRENT BUSINESS TELEPHONE**

By the following named person(s):

Full Name Residence Home Telephone

_____ **OWNER'S NAME ADDRESS HOME OR CELL PHONE**

Signed

_____ **OWNER'S SIGNATURE (MUST BE NOTARIZED)**

On _____ the above named person(s) personally appeared before me and made oath that the foregoing statement is true.

_____ My Commission Expires _____

Notary Public or Authorized Person

Under the provisions of Chapter 337 of the Acts of 1985 and Chapter 110, Section 5 of the Mass. General Laws, business certificates shall be in effect for four years from the date of issue and shall be renewed every four years thereafter. A statement under oath must be filed with the City Clerk upon discontinuance or withdrawing from such business or partnership. Copies of such certificates shall be available at the address such business is conducted and shall be furnished upon request during regular business hours to any person who has purchased goods or services from such business. Violations are subject to a fine of not more than three hundred dollars (\$300.00) for each month during which such violation occurs.

PLEASE COMPLETE FORM IN BLACK INK ONLY

NOTICE

I/We understand that filing a Business Certificate is **NOT** a license from the City Clerk, nor any or it's agents or employees, to operate a business.

I/We understand that the filing of this Business Certificate **DOES NOT** necessarily mean that the business is in compliance with the Zoning Laws of the City.

I/We understand that this filing is made pursuant to Chapter 110 of the Massachusetts General Laws and is valid for a period of four (4) years from the date of acceptance for filing.

Signed

OWNERS' SIGNATURE - MUST BE NOTARIZED

Sole Proprietor, Partners or Corporate Officer

Date: _____

Then personally appeared the above named _____
who solemnly swears under oath that the above statements are understood and are true to the best of their knowledge.

Notary Public or Authorized Person

My Commission Expires _____

PLEASE COMPLETE FORM IN BLACK INK ONLY

Commonwealth of Massachusetts

City of Fall River - City Clerk Department

Business Certificate No. _____ *Expires on* _____

In conformity with the provisions of Chapter One Hundred and Ten, Section Five of the General Laws as amended, the undersigned hereby declare(s) that the business of:

Known as: _____

Conducted at: _____

Mailing address: _____

Business telephone: _____

By the following named person(s):

Full Name	Residence	Home Telephone
------------------	------------------	-----------------------

_____	_____	_____
_____	_____	_____
_____	_____	_____

Signed

On _____ the above named person(s) personally appeared before me and made oath that the foregoing statement is true.

_____ My Commission Expires _____
Notary Public or Authorized Person

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Signed _____

Sole Proprietor, Partners or Corporate Officer

Date: _____

Then personally appeared the above named _____
who solemnly swears under oath that the above statements are understood and are true to the best of their knowledge.

Notary Public or Authorized Person

My Commission Expires _____

Sec. 14-313. Number plates on vehicles and receptacles.

Every vehicle or other receptacle used by a licensee under this article as a conveyance for articles offered or exposed for sale by him shall have attached thereto on each side a number plate, to be furnished by the city clerk at the expense of the licensee, with his license, bearing the number and date of expiration of such license. (Rev. Ords. 1988, § 12-223)

Sec. 14-314. Weighing and measuring devices.

No person shall be registered or assigned a badge or number under the provisions of this article until he presents a certificate from the sealer of weights and measures stating that all weighing and measuring devices intended to be used by such person have been duly inspected and sealed as required by law. The use of, or possession by such person with intent to use, any false or unsealed weighing or measuring devices shall be sufficient cause for the revocation of his license or the cancellation of his registration. (Rev. Ords. 1988, § 12-224)

Secs. 14-315—14-340. Reserved.

ARTICLE IX. JUNK COLLECTORS*

Sec. 14-341. Junk dealer's license required.

No person shall gather old rags or newspapers or pick up, in the city, junk or secondhand articles usually dealt in by keepers of junk shops or yards without first obtaining from the city council a license as a junk collector, and no person to whom a junk collector's license has been issued shall store or deposit such articles in any place unless he has obtained a junk dealer's license in accordance with section 14-371. Such license may be granted by the city council subject to fees as

*State law references—Licensing of junk, secondhand dealers and collectors, M.G.L.A. c. 140, §§ 54—56; junk collector defined, M.G.L.A. c. 140, § 56.

provided in the fee schedule in Appendix A to this Revision and conditions as it may require. The license shall expire on May 1 each year. (Rev. Ords. 1988, § 12-241)

Sec. 14-342. Open storage of junked, abandoned or inoperable vehicles.

No person shall deposit, store, keep or permit to be deposited, stored or kept in the open upon public or private property a dismantled, unserviceable, junked or abandoned vehicle, or one legally or physically incapable of being operated, unless he has first obtained a junk dealer's license in accordance with the provisions of this article. (Rev. Ords. 1988, § 12-242; Ord. No. 2005-8, § 3, 5-20-2005; Ord. No. 2008-44, 8-12-2008)

State law reference—Requirements for automobile graveyards, M.G.L.A. c. 140, § 54A.

Sec. 14-343. Badges; issuance and record of licenses.

Each junk collector shall wear in a conspicuous place on his outside garment a suitable badge approved by the city clerk and bearing the number of his license. The city clerk shall issue the licenses when granted by the city council and shall number them in order, and he shall keep a separate record of the licenses. (Rev. Ords. 1988, § 12-243)

Sec. 14-344. Purchases from minors.

No junk collector shall, directly or indirectly, either purchase or receive by way of barter or exchange any of the articles named in section 14-341 of a minor, knowing or having reason to believe him to be such. (Rev. Ords. 1988, § 12-244)

Secs. 14-345—14-370. Reserved.

ARTICLE X. JUNK AND SECONDHAND DEALERS†

Sec. 14-370 Definitions ⊕ 2012-3
Sec. 14-371. License required.

No person shall carry on the business of a dealer in or keeper of a shop for the purchase,

†State law reference—Licenses for dealers in junk and secondhand articles, M.G.L.A. c. 140, §§ 202, 203.

sale, barter or storage of junk, newspapers, old metals or secondhand articles unless he is duly licensed therefor by the city council in accordance with the provisions of M.G.L.A. c. 140, §§ 54—56. (Rev. Ords. 1988, § 12-261)

Sec. 14-372. Publication of notice of application for license.

(a) Upon application for a junk or secondhand license, the city clerk shall cause notice of such application, together with the location of the business, to be advertised in one or more daily newspapers, stating that a public hearing will be given by the city council or a committee thereof at the time and place stated in such notice. The cost of such advertisement shall be defrayed by the applicant at the time of application.

(b) There shall be no requirement for advertising and public hearing for any person who holds a valid existing license at the time of making application for a license at the same location. (Rev. Ords. 1988, § 12-262)

Sec. 14-373. Mailing of notice of application for license.

If the application for a junk or secondhand license is for a yard or outside storage, the notice of the time and place of the public hearing shall be given by registered mail by the city clerk at the expense of the applicant to all owners of real estate abutting on the land for which the application is made, or directly opposite such land, as they appear on the most recent local tax list at the time the application for such license is filed.

(Rev. Ords. 1988, § 12-263)

State law reference—Automobile graveyards, M.G.L.A. c. 140, § 54A.

Sec. 14-374. Compliance with applicable regulations; revocation of license.

No business shall be operated for the purchase, sale, barter or storage of junk, newspapers, old metals or secondhand articles unless a license has been obtained in accordance with the provisions of this article and unless the person operating such business complies with the rules, regulations, bylaws or ordinances of the city which in any manner affect the carrying on of such busi-

ness; otherwise, the license granted under this article may be revoked at the pleasure of the city council.

(Rev. Ords. 1988, § 12-264)

Sec. 14-375. Required records. ⓧ 2012-03

Every keeper of a shop for the purchase, sale or barter of junk, old metals or secondhand articles shall keep a book in which shall be written, at the time of every purchase of any such articles, a description thereof, and the name, age and residence of the person from whom and the day and hour when such purchase was made.

(Rev. Ords. 1988, § 12-265)

Sec. 14-376. Inspection of records.

The book required by section 14-375 shall at all times be open to inspection of the city council, or of any person authorized by the city council to make inspection, or of any member of the police force.

(Rev. Ords. 1988, § 12-266)

Sec. 14-377. Signs on shops.

Every keeper of a shop for the purchase, sale or barter of junk, old metals or secondhand articles shall put in some conspicuous and suitable place on his shop a sign having his name and occupation legibly inscribed thereon in large letters.

(Rev. Ords. 1988, § 12-267)

Sec. 14-378. Inspection of shops and merchandise.

All junk shops, and all articles of merchandise therein, may be at all times examined by the city council, and by any person authorized by the city council to make such examination.

(Rev. Ords. 1988, § 12-268)

Sec. 14-379. Purchases from minors.

No keeper of a shop for the purchase, sale or barter of junk, old metals or secondhand articles shall, directly or indirectly, either purchase or receive by way of barter or exchange any such articles from a minor, knowing or having reason to believe him to be such.

(Rev. Ords. 1988, § 12-269)

Sec. 14-380. Holding period for articles purchased or received.

No article purchased or received by a dealer or keeper of shop for the purchase, sale or barter of junk, old metals, gold, silver, jewelry, precious stones or secondhand articles shall be sold until a period of at least 30 days from the date of its purchase or receipt has elapsed.

(Rev. Ords. 1988, § 12-270; Ord. No. 2003-10, 5-5-2003)

Sec. 14-381. Hours.

Every shop for the purchase, sale or barter of junk, old metals or secondhand articles shall be closed between the hours of 9:00 p.m. in the evening and 6:00 a.m. in the morning, and no keeper thereof shall purchase or receive any of such articles between such hours.

(Rev. Ords. 1988, § 12-272)

Sec. 14-382. Exception for purchase and sale of secondhand boots and shoes.

The purchase and sale of secondhand boots and shoes for footwear of people is not included in the provisions of this article requiring a license and records to be kept.

(Rev. Ords. 1988, § 12-271)

Secs. 14-383—14-410. Reserved.

Sec. 14-383 Enforcement (X) 2012-3-

ARTICLE XI. MISCELLANEOUS SALES**DIVISION 1. GENERALLY****Secs. 14-411—14-430. Reserved.****DIVISION 2. YARD OR GARAGE SALES****Sec. 14-431. License required.**

No person shall conduct a yard or garage sale or a like sale without first obtaining a license from the city clerk.

(Rev. Ords. 1988, § 12-306)

Sec. 14-432. License fee.

The fee for a license required by the provisions of this article shall be as provided in the fee schedule in Appendix A to this Revision.

(Rev. Ords. 1988, § 12-307)

Sec. 14-433. Duration of sale; location of sale.

Each sale licensed under the provisions of this article shall be limited to one day and shall be conducted only on the premises where the licensee resides.

(Rev. Ords. 1988, § 12-308)

Sec. 14-434. Restrictions on articles sold.

No property except personal property owned by the licensee under this article or members of his immediate family residing on the premises shall be sold at the licensed sale.

(Rev. Ords. 1988, § 12-309)

Secs. 14-435—14-460. Reserved.**ARTICLE XII. MOTOR VEHICLE REPAIR SHOPS*****Sec. 14-461. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Auto body shop means any business of a person who repairs, modifies, remodels, paints or alters any automobile body or other motor vehicle body or part thereof. Notwithstanding the provisions of the preceding sentence, no license will be required for auto detailing, including but not limited to auto waxing, shampooing or upholstery repair. Further, no license will be required for the installation or modification of motor vehicle glass, telecommunications equipment or other peripheral devices, including but not limited to radios and stereo equipment, and the installation of automobile alarm systems.

*State law reference—Motor vehicle damage repair shops, M.G.L.A. c. 100A.

City of Fall River, *In City Council*

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

By inserting a new section to Article X, Junk and Secondhand Dealers, the following new section to read as follows:

Sec. 14-370. - Definitions.

For purposes of this section, the following terms are defined as follows:

"Engaging in business", a regular occupation or constant employment; not an isolated or occasional transaction.

"Junk dealer" includes dealers in and keepers of shops for the purchase, sale or barter of junk, old metals, or secondhand articles.

"Metal" or "Metal Article", any substance or article consisting of metal or a metal alloy but excluding aluminum beverage containers if such containers have a refund value pursuant to M.G.L c 94 § 322.

"Metals Dealer", any business, individual, corporation, association or organization engaged in metals dealing for profit.

"Metals Dealing", engaging in a business, from a fixed location or otherwise, of gathering or obtaining metal or metal articles.

Section 2

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

By striking out Section 14-375 of Article X, Junk and Secondhand Dealers, in its entirety and inserting in place thereof the following:

Sec. 14-375. - Required records.

Record Keeping

- A. A metals dealer must comply with the following record keeping procedures:
1. Keep a daily transaction log in a bound book with consecutively numbered pages or in electronic format, that shall be easily retrieved, including:
 - (a) Clearly printed or typed identification information of the seller. The identifying information shall include name, date of birth, residence, and drivers license number or state identification number issued by a government agency, a current U.S. military identification card, or a current passport issued by a governmental agency that positively identifies the person selling the metals to the metals dealer,
 - (b) The license plate number, when applicable, and state of issue of the seller's vehicle used to transport the article to the dealer's place of business,
 - (c) The date and time when the transaction occurred,

- (d) The price paid for the article,
 - (e) An accurate description of the article, including type of metal, weight, quantity, including all distinguishing marks, model names, model numbers and serial numbers.
 - (f) A written statement from the person offering the article stating that he or she is in lawful possession of the article being offered.
2. Retain a clear photocopy of the driver's license or government issued photo identification or a current U.S. military identification card or a current passport issued by a government agency that positively identifies the person selling the metals.
 3. Retain a current inventory of metal or metal articles.
 4. Retain the records stated in this section for a period of three years.
 5. Records shall not be erased, obliterated, defaced, removed or changed.
 6. A correct and complete record of all transactions shall be transmitted to the Chief of Police or his designee electronically or by another approved method, once daily, or as otherwise determined by the Chief of Police or his designee.

B. A metals dealer shall not:

1. Purchase or take in any item that appears to have had serial numbers or any other identifying marks, forged, altered, or obliterated. The identifying marks shall include, but are not limited to, engravings, initials, or similar inscriptions.
2. Accept or purchase new production scrap or new materials that are part of a manufacturing process, from any individual, who is not company affiliated or an authorized contractor of the manufacturer, municipality, government or utility.
3. Other items that cannot be accepted by a junk and/or metals dealer are:
 - (a) materials only used by governments or for very specific purposes;
 - (b) guardrails;
 - (c) manhole covers;
 - (d) cables used only in high voltage transmission lines;
 - (e) historical markers;
 - (f) cemetery plaques;
 - (g) full sized new materials or equipment such as are used in construction by contractors;
 - (h) bleachers from an athletic field;
 - (i) traffic signs;
 - (j) beer kegs.

C. A metals dealer must post in an area visible to the general public:

1. A list of unacceptable materials;
2. The license received by the licensing authority to engage in the business of metals dealing.

- D. Every keeper of a shop for the purchase, sale or barter of junk or secondhand articles, with the exception of metals which shall be subject to Section 14-375A, 14-375B and 14-375C, shall keep a book in which shall be written, at the time of every purchase of any such articles, a description thereof, and the name, age and residence of the person from whom and the day and hour when such purchase was made.

Section 3

BE IT ORDAINED by the City Council of the City of Fall River, as follows:

By inserting a new section to Article X, Junk and Secondhand Dealers, the following new sections to read as follows:

Section 14-383 - Enforcement

- A. The City of Fall River Police Department shall be charged with enforcement of this ordinance.

- B. Penalties

Any person carrying on the business of being a metals and or junk dealer without a license or in violation of this Article shall be assessed a fine in the amount of \$300.00 and the junk dealing license may be revoked at the discretion of the city council.

- C. Forfeiture

Items obtained in violation of this Article are subject to forfeiture.

In City Council, January 10, 2012
Passed to be ordained, as amended, 9 yeas

Approved, January 12, 2012
William A. Flanagan, Mayor

A true copy. Attest:


City Clerk