

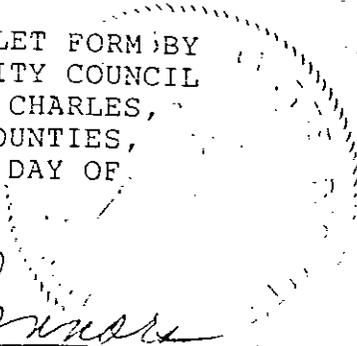
CITY OF ST. CHARLES

ORDINANCE NO. 1983-M-27

AN ORDINANCE AMENDING TITLE 5,
"BUSINESS LICENSES AND REGULATIONS" BY
ADDING CHAPTER 5.44, "SECONDHAND AND JUNK STORES"
OF THE ST. CHARLES MUNICIPAL CODE

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF ST. CHARLES
THIS 5th DAY OF JULY, 1983

PUBLISHED IN PAMPHLET FORM BY
AUTHORITY OF THE CITY COUNCIL
OF THE CITY OF ST. CHARLES,
KANE AND DU PAGE COUNTIES,
ILLINOIS, THIS 8th DAY OF
JULY, 1983


Jean M. Connor
CITY CLERK

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DATE OF PUBLICATION 7-8-83
NEWSPAPER Pamphlet Form

REFER TO:
MINUTES 7-5-83
PAGE 1881

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST.
CHARLES, KANE AND DU PAGE COUNTIES, ILLINOIS, as follows:

1. That Title 5, "Business Licenses and Regulations"
of the St. Charles Municipal Code, be and is hereby amended
by adding Chapter 5.44, "Secondhand and Junk Stores", as
follows:

5.44.010. Licenses; exceptions.

(a) It shall be unlawful for any person
to operate a business as a dealer in junk,
dismantled or wrecked motor vehicles or parts
thereof, and secondhand articles without
having first obtained and kept in effect a
license therefor. Such secondhand articles
shall include, but not be limited to, used
household goods and personal items, metals
and gems.

(b) This chapter shall not apply to those
isolated transactions commonly known as "garage
sales" or "rummage sales", provided that the
same are held a maximum of twice yearly.

(c) This chapter shall not apply to
antique dealers, flea market dealers, and consignment
dealers except to the extent any of them shall
in the course of business purchase jewelry,
gems and/or precious metals.

(d) This chapter shall not apply to not
for profit organizations operating a business
as described in subsection (a) above if the
articles sold are originally donated to the
organization.

5.44.020. Records required; inspection of records and goods.

Every secondhand or junk store dealer shall keep a permanent record book in which shall be legibly written in ink at the time of each purchase, an accurate account and description of the article or thing so purchased or sold, and the name and residence of the person to whom or from whom such purchase was made. The record book as well as every article of merchandise shall at all reasonable times be open to the inspection of any member of the police force. The form of such record shall be as set forth in Exhibit "A" attached hereto.

5.44.030. Stolen goods.

Every secondhand or junk store dealer who shall receive or be in possession of any goods, articles or things of value which may have been lost or stolen, shall upon demand, produce such article or thing to any member of the police department for examination, and it shall be the duty of every dealer hereunder to report to the police department any article or thing which was sold to him or which is offered to him for purchase if he shall have reason to believe that the article or thing was stolen.

5.44.040. Dealing with minors.

No secondhand or junk store dealer shall, in the course of his business, make any transaction with any person less than eighteen (18) years of age, except with the written consent of the parent or guardian of the minor given in the presence of the dealer.

5.44.050. Licensee not to operate certain businesses.

No secondhand or junk store dealer shall receive or hold a license to carry on a business as a pawnbroker.

5.44.060. Time for purchases restricted.

It shall be unlawful for any licensee hereunder to purchase in the course of business any goods, articles or things whatsoever from any person or persons whomsoever, between the hours of 10:00 P.M. one day and 8:00 A.M. of the following day.

2. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be subject to a fine of not more than five hundred dollars for each offense.

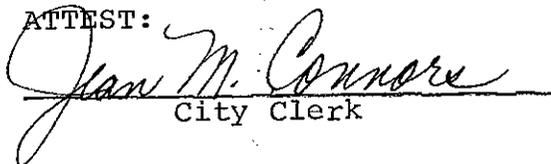
3. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Illinois, this fifth day of July, 1983.

PASSED by the City Council of the City of St. Charles, Illinois, this fifth day of July, 1983.

APPROVED by the Mayor of the City of St. Charles, Illinois, this fifth day of July, 1983.


Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes: 10

Nays: 0

Absent: 0

STATE OF ILLINOIS)
) SS.
COUNTY OF KANE)

C E R T I F I C A T E

I, Jean M. Connors, certify that I am the duly elected and acting municipal clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on July 5, 198³ the Corporate Authorities of such municipality passed and approved Ordinance No. 1983-M-27, entitled AN ORDINANCE

AMENDING TITLE 5, "BUSINESS LICENSES AND REGULATIONS" BY

ADDING CHAPTER 5.44, "SECONDHAND AND JUNK STORES" OF THE

ST. CHARLES MUNICIPAL CODE

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1983-M-27, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on July 8, 198³, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 7th day of July 198³.

(SEAL)

Jean M. Connors
Municipal Clerk