

ORDINANCE NO. 527 N.S.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF TOLLESON, ARIZONA, AMENDING ARTICLE 5-4 AUCTIONS, JUNK DEALERS, PAWNSHOPS AND SECONDHAND DEALERS, AND APPROVING AMENDMENTS TO REGULATIONS AND FEES.

WHEREAS, The City of Tolleson desires to amend its business regulations related to auctions, pawnshops, junk dealers, secondhand dealers, and dealers in precious items, and to amend fees related to the monitoring of such businesses.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOLLESON, ARIZONA, as follows:

Section 1. The recitals above are hereby incorporated as if fully set forth herein.

Section 2. Article 5-4, Auctions, Junk Dealers, Pawnshops and Secondhand Dealers, Section 5-4-1 Definitions, is hereby amended by adding the following definition:

DEALER OF PRECIOUS ITEMS: A person or entity engaged in conducting, managing or carrying on the business of purchasing items previously owned by a person or entity other than the manufacturer or dealer whose business it is to sell such items to the public, including gold, silver, platinum or jewelry; flatware or holloware containing gold, silver or platinum; precious or semiprecious stones whether mounted or unmounted, and pearls.

Section 3. Article 5-4, Auctions, Junk Dealers, Pawnshops and Secondhand Dealers, Section 5-4-2(A) Regulations, is hereby amended by adding a new Section 5-4-2(A)(8) to read:

Gold, silver, platinum; flatware or holloware containing gold, silver or platinum; precious or semiprecious stones whether mounted or unmounted, and pearls.

Section 4. Article 5-4, Auctions, Junk Dealers, Pawnshops and Secondhand Dealers, Section 5-4-3, Special Permit Fee, is hereby amended by deleting in its entirety the table in Section 5-4-3(A) and replaced with the table set forth below:

Auction house	\$3000 per annum
Pawnshop	\$3000 per annum
Secondhand dealers	\$3000 per annum
Junk dealers	\$3000 per annum
Junk collectors	\$3000 per annum
Dealer of precious items	\$3000 per annum

Section 5. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason to be held invalid or unconstitutional by the decision of any court of

competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 6. The Mayor, the City Manager, the City Clerk and City Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Ordinance.

Section 7. This Ordinance shall take effect at 12:01 a.m. on Monday, November 12, 2012.

PASSED AND ADOPTED by the Council of the City of Tolleson, Arizona, on this 9th day of October, 2012.

Adolfo F. Gamez, Mayor

ATTEST:

Chris Hagen, City Clerk

APPROVED AS TO FORM:

Scott W. Ruby, City Attorney