

ORDINANCE #7.

AN ORDINANCE regulating and requiring the licensing of Junk dealers in the Township of South Huntingdon, and prescribing penalties for violation.

The Township of South Huntingdon hereby ordains as follows:

SECTION 1.

(a). The word "Junk" as used in this Ordinance shall mean any discarded material or articles such as is not ordinarily disposed of as rubbish or refuse, and shall include, but not be limited to scrap metal and scrapped motor vehicles, and shall not include any garbage or other organic waste or any paper, rubbish, rages, or other flammable article or material.

(b). The word "Junk Dealer" as used in this Ordinance shall mean any person as hereinafter defined, who shall engage in the business of selling, buying and dealing in junk.

(c). The word "person" as used in this Ordinance shall mean any natural person, partnership, firm or corporation.

(d). In this Ordinance, the singular shall include the plural and the masculine shall include the feminine and the neuter.

SECTION 2. No person shall engage in business as a junk dealer in the Township of South Huntingdon, without first having obtained a license from the Supervisors of South Huntingdon Township, for which license the fee shall be \$100.00, for each and every calendar year, such fee to be for the use of the Township. Such license shall be renewed annually on or before the first day of January of each year. PROVIDED: In any case where a junk dealer's business shall be established in the Township on or after the first day of July in any year, the license fee payable by such junk dealer for the remainder of such year shall be at one-half the yearly rate.

SECTION 3. The license provided for in the second section of this ORDINANCE shall be issued by the Township Secretary with the approval of the Township Supervisors, after application shall have been made therefor by the person desiring to be licensed. Such license shall state the name of the person to whom such license is issued and the premises from which such business is to be conducted. Such license shall be posted conspicuously upon the premises licensed thereunder. The name of the licensed junk dealer and the number of the license under which he operates shall be placed in a conspicuously place or position on the outside of every vehicle used for business purposes by such dealer.

SECTION 4. No person licensed under this ORDINANCE shall by virtue of one license, keep more than one place of business within the Township of South Huntingdon, for the purpose of buying, selling and dealing in junk. Nor shall any such person engage in business as a junk dealer in any place other than the place designated upon his license. Nor shall any such person, or any other person, operate upon any of the streets of the Township, whether from a vehicle or upon foot, as a scavenger or an itinerant buyer or seller of junk.

SECTION 5. No license issued under this ORDINANCE shall be transferable from one person to another person except when the ownership of a licensed premises shall change. In any such case the new owner shall apply for a transfer of such license to him and shall pay a transfer fee of ten dollars (\$10.00)

SECTION 6. Every junk dealer shall provide and shall constantly keep a book in which shall be fairly written down in the English language at the time of the purchase of any junk, a description of every article or material purchased or received by him, the date and hour of such purchase or receipt, and the person from whom such article or material was purchased or received. Such book and all junk purchased, received or handled by any junk dealer shall at all times be subject to the inspection of a police official of the Township of South Huntingdon.

SECTION 7. Every junk dealer, licensed under this ORDINANCE shall keep and retain upon the licensed premises, for a period of forty-eight (48) hours after the purchase or receipt thereof, all junk received or purchased by him, and he shall not disturb or reduce the same or alter the original form, shape or condition until such period of forty-eight (48) hours shall have elapsed.

SECTION 8. Every junk dealer licensed under this ORDINANCE shall constantly maintain the licensed premises in the manner prescribed by this section as follows:

(a). Such premises shall at all times be maintained so as not to constitute a nuisance or a menace to the health of the community or of residents nearby or as a place for the breeding of rodents and vermin.

(b). No garbage or other organic waste, and no paper, rubbish, rags or other flammable articles or materials shall be stored in such premises.

(c). Whenever any motor vehicle shall be received in such premises as junk, all gasoline and oil shall be drained and removed therefrom, and none shall be permitted to remain upon the premises.

(d). The manner and storage and arrangement of junk, and the drainage facilities of the premises shall be such as to prevent the accumulation of stagnant water upon the premises, and to facilitate access for fire-fighting purposes.

(e). Such premises shall not be open for business nor shall any work be

done therein in connection with the storage, processing and transporting or removal of junk at any time on the first day of the week commonly called SUNDAY, or on any other day of the week before seven o'clock A.M. or after six o'clock P.M.

SECTION 9. Any person who shall violate any of the provisions of this ORDINANCE, shall, upon conviction thereof, be sentenced to pay a fine of not more than One Hundred (\$100.00) dollars and costs of prosecution. PROVIDED Each day's violation of any of the provisions of this ORDINANCE shall constitute a separate offense.

ORDAINED AND ENACTED this 4th day of MAY A.D. 1959.

TOWNSHIP OF SOUTH HUNTINGDON

BY: S/ Frank L. Forsythe
President of Board of Supervisors.

ATTEST:

S/ Mike Ritz, Secretary.