

AN ORDINANCE PERTAINING TO THE LICENSING AND REGULATION OF JUNK DEALERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO.

SECTION 1. Junk, Junk is hereby defined to be old iron, lead, brass, steel, copper or other metals, or old parts of machinery, rags or bagging, rope, rubber, bones, bottles and similar old materials.

SECTION 2. License required. It shall be unlawful for any person, firm or corporation, to carry on the business of a junk dealer, or shipper or storer of junk, or of a junk collector or peddler within the city, without first having obtained a license to so do as hereinafter provided.

SECTION 3. License, Application, Bond, Consent of Property Owners. Any person, firm or corporation desiring such license shall make application therefor to the City Clerk. Such Application shall be in writing and shall set forth the full name of the applicant, his residence, the location at which such junk is to be kept or stored, together with the consent in writing of the owner or owners of the property and the owner or owners of the property adjoining if such location is within said city, and he shall not store or hold junk at any other location in said city. Such applicant shall file with Clerk a bond in the penal sum of Five Hundred Dollars with sureties to be approved by the Mayor, conditioned that the principal named therein will observe all ordinances and police regulations of the City. Such application shall be submitted to the City Council, and if the City Council shall approve such applicant and location, it may order the issuance of the license.

SECTION 4. Sanitation. The place where such junk is kept or stored together with the junk therein, shall at all times be kept in a sanitary condition and open at all times to the inspection of any member of the Board of Health or City Health Officer.

SECTION 5. License Fee. The fee for such license shall be Twenty-five Dollars per annum, payable in advance, and all licenses issued under this ordinance shall expire December 31st of the year of issuance.

SECTION 6. Additional Wagons, Tags and Numbers. No license hereunder shall use more than one wagon or other vehicle for the collection of junk without obtaining a license therefor. Such license shall be issued by the Clerk upon payment to the City of the sum of Twenty-five Dollars per annum for each additional wagon or vehicle. The City Clerk shall, upon the issuance of each license hereunder, deliver to the licensee a license tag and number for each wagon which such licensee shall at all times keep plainly attached to the right side of such wagon or vehicle, and which he shall surrender to such City Clerk when such license expires, is revoked or suspended. Such licensee shall, in writing, notify the City Clerk of the name and address of the driver of each wagon used by such licensee.

SECTION 7. Suspension, Revocation, Transfer. Any license issued hereunder may be suspended or revoked or both, upon complaint being made to the City Council of the violation of any of the provisions of this ordinance, upon hearing by said City Council upon such complaint, at which hearing said licensee may appear to show cause why said license should not be revoked, and said licensee shall be entitled to at least five days notice of said hearing. If revoked on account of the conviction of the licensee of a violation of this ordinance, no part of the fee shall be returned. No License issued as provided by this or-

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dinance shall be assigned OR transferred.

SECTION 8. Record, MINORS AND DRUNKARDS. Every licensee hereunder shall keep a book in which shall be recorded, in English, on the day of each purchase or sale, an accurate account and description in the English language of the junk purchased, received or sold, where and from or to whom received, purchased or sold, the amount or thing, paid or received therefor and the time of the receipt, purchase or sale; which book, as well as the articles purchased shall be open at all times to the inspection of the policeman or any employee in the office of the city Clerk, and no such licensee shall purchase or receive any junk from any minor without the written consent of his parents or guardian, or from any person who is at the time, intoxicated, or from an habitual drunkard, or from any person known by him to be a thief or associate of thieves or a receiver of stolen property.

SECTION 9. Removal. No licensee shall destroy or deface, sell or remove from such location or from any car vehicle in which he is storing junk, any article of junk purchased by him until the same shall have been in his possession at least 72 hours.

SECTION 10. PENALTY: Any person, firm or corporation violating any of the provisions of this ordinance shall be fined in a sum not less than five dollars nor more than three hundred dollars for each offence.

Introduced, read and ordered published the third day of June, 1940.

Passed, adopted, signed and approved the 1st day of July, 1940.

Frank H Vandiver
Frank H Vandiver

(SEAL)

MAYOR.

ATTEST

D. A. McAfee
D. A. McAfee, City Clerk.

Final publication July 3rd, 1940

STATE OF COLORADO)
COUNTY OF BENT) SS

I, D. A. McAfee City Clerk of the City of Las Animas, Colorado, do hereby certify that the above and foregoing ordinance was read and ordered published at an adjourned regular meeting of the City Council of the City of Las Animas, on June 3rd, 1940, was published up full in the Las Animas Leader, a weekly newspaper of general circulation, published in the City of Las Animas for ten days prior to its adoption, said ordinance was regularly adopted at a regular meeting of the City Council of the City of Las Animas, Colorado on the first day of July, 1940, and thereafter was published once in said Las Animas Leader, said publication appearing in the July 3rd issue thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Las Animas, Colorado, this 6th day of July, 1940.

D. A. McAfee
D. A. McAfee

City Clerk