

1st - 6-20-2016
2nd - 7-06-2016

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE # 2016-05

TITLE: ORDINANCE AMENDING CHAPTER 529, SECONDHAND MERCHANTS AND DEALERS OF PRECIOUS METALS OF THE CODE OF THE TOWNSHIP OF LOWER

WHEREAS, the Township Council of the Township of Lower desires to amend Chapter 529, Secondhand Merchants and Dealers of Precious Metals of The Code of the Township of Lower.

NOW, THEREFORE, BE IT ORDAINED that the Township Council of the Township of Lower, County of Cape May, State of New Jersey hereby determines and declares that the following sections of Chapter 529 read as follows:

Section 1. 529-2 Definitions. Secondhand goods shall be amended to read as follows:

SECONDHAND GOODS

Any used or previously owned goods, merchandise or used article whatsoever, including , but not limited to, coins, gemstones, gift cards, any tools, telephones, typewriters, word processors, GPS devices, computers, computer hardware and software, television sets, radios, record or stereo sets, electronic devices, musical instruments, sporting goods, automotive equipment, collectibles, game cartridges, DVDs, CDs, and other electronically recorded material, cameras and camera equipment, video equipment, furniture, clothing, and other valuable articles.

Section 2. 529-7 Record of Purchases, sales and exchanges; daily reports; maintenance of records; inspection. Sections A (1), (2) (3) and (4) shall be amended to read as follows:

- A. Every licensee shall, at the time of a transaction, make a record of every secondhand good or precious metal received, purchased, sold or exchanged, which contains at a minimum, or as may further be required by the Chief of Police, the following information:
- (1) name, age, sex, residence and digital photograph of the individual with whom the transaction is made and a general description of the person;
 - (2) a digital photograph of the secondhand good or precious metal with a detailed, legible description of the item(s) and the manufacturer and model of the item(s) if known; in the case of jewelry and other precious metals, the descriptions must include style, length, color, design, and stones, if any; any identifying marks, including numbers, dates, sizes, shapes, initials, names monograms, social security numbers, series numbers, or any other information which sets apart the particular object from others of like kind; Strict adherence to this provision is required, failure to adhere to the requirements set forth engraved herein will result in revocation of license
 - (3) the manufacturer's name or other marks of identification appearing on the secondhand good or precious metal;
 - (4) the price or consideration paid or received for the secondhand good or precious metal

Section 3. 529-10 Violations and Penalties. Shall be amended to read as follows:

For the violation of any provision of this chapter, the maximum penalty, upon conviction of the violation, shall be a fine of not less than \$100 nor more than \$1,000 or imprisonment in the county jail for a period not exceeding 90 days, or both. In addition thereto, upon such conviction, the person, firm or corporation violating any of the provisions of this chapter shall be subject to suspension or revocation of the license issued.

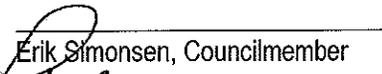
Section 4. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

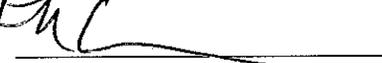
Section 5. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

Section 6. This Ordinance shall become effective immediately upon final passage and publication, according to law.


Thomas Conrad, Councilmember

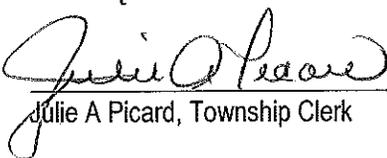

David Perry, Councilmember


Erik Simonsen, Councilmember


Norris Clark, Deputy Mayor


Michael E Beck, Mayor

Adopted: July 6, 2016

Attest: 
Julie A Picard, Township Clerk