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STATE OF NEVADA
COUNTY OF WASHOE

Being first duly sworn, deposes and says: That as the legal clerk of the Reno Gazette-Journal, a daily newspaper published in Reno, Washoe County, State of Nevada, that the notice referenced below has published in each regular and entire issue of said newspaper between the dates: **05/01/2009 - 05/08/2009**, for exact publication dates please see last line of Proof of Publication below.

Signed: *Nancy Loggler*

MAY 11 2009

Subscribed and sworn to before me
LINDA ANDERSON
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 08-5430-2 - Expires January 15, 2012

Linda Anderson

Proof of Publication

NOTICE OF ADOPTION WASHOE COUNTY ORDINANCE NO. 1400 BILL NO. 1578
ORDINANCE NO. 1400 An Ordinance amending the Washoe County Code at Chapter 25 by adding requirements for recordkeeping by junk dealers, adding restrictions on the purchase of junk from certain persons, modifying the description of items in a junk shop or store, referencing State Law for junk dealers and secondhand stores, modifying the keeping of records by secondhand stores and Pawnbrokers, and, providing other matters properly relating thereto. (BILL NO. 1578).
PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-numbered and entitled Ordinance are available for public inspection and distribution at the office of the County Clerk of Washoe County, at her office in the County Courthouse in Reno, Nevada, 75 Court Street, Reno, Washoe County, Nevada; and can be found on the County Clerk's website, www.washoecounty.us/clerks. and that said Ordinance was proposed by Commissioner Jung on April 14, 2009, and was passed and adopted without amendment at the regular meeting on April 28, 2009, by the following vote of the Board of County Commissioners: Those Voting Aye: John Breternitz David E. Humke Kitty Jung Bonnie Weber Those Voting Nay: None Those Absent: Robert M. Larkin This Ordinance shall be in full force and effect from and after May 8, 2009, i.e., the date of the second publication of such Ordinance by its title

only. IN WITNESS WHEREOF, The Board of County Commissioners of Washoe County, Nevada, has caused this ordinance to be published by title only. AMY HARVEY, Washoe County Clerk and Clerk of the Board of County Commissioners 639959 May 1, 8, 2009

SUMMARY: An ordinance amending Washoe County Code at chapter 25 by adding requirements for junk dealers, secondhand stores and pawnbrokers.

BILL NO. 1578

ORDINANCE NO. 1400

AN ORDINANCE AMENDING THE WASHOE COUNTY CODE AT CHAPTER 25 BY ADDING REQUIREMENTS FOR RECORD KEEPING BY JUNK DEALERS, ADDING RESTRICTIONS ON THE PURCHASE OF JUNK FROM CERTAIN PERSONS, MODIFYING THE DESCRIPTION OF ITEMS IN A JUNK SHOP OR STORE, REFERENCING STATE LAW FOR JUNK DEALERS AND SECONDHAND STORES, MODIFYING THE KEEPING OF RECORDS BY SECONDHAND STORES AND PAWNBROKERS; AND, PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DOES ORDAIN:

SECTION 1. Chapter 25 of the Washoe County Code is hereby amended by adding thereto the provisions set forth in Sections 2 and 3 below.

SECTION 2.

25.219 Records to be kept by licensed junk dealers; examination by license division or sheriff; failure to keep records is grounds for denial or revocation of license.

1. Every person who is licensed as a junk dealer in the unincorporated area of Washoe County shall keep records reflecting the description and amount of junk purchased by him each day, together with the full name, residence, driver's license number, vehicle license number and general description of persons from whom the purchases were made.

2. The license division or sheriff, or any of his deputies, may examine the records of any person who is licensed as a junk dealer in the unincorporated area of Washoe County.

3. Failure to keep the records required by this section is grounds for denial, revocation or nonrenewal of a junk dealer license.

[\$2, Ord. No. XXXX]

SECTION 3.

25.224 Purchase of junk from certain persons prohibited. No person licensed as a junk dealer in the unincorporated area of Washoe County shall purchase junk from:

1. Any person appearing to be intoxicated.
2. Any person appearing to be in any abnormal mental condition.
3. Any minor, without the written consent of a parent or guardian of the minor. The written consent shall be retained as part of the records required by section 25.219.

[§3, Ord. No. XXXX]

SECTION 4. Section 25.215 of the Washoe County Code is hereby amended to read as follows:

25.215 License required and provisions of state law.

1. It is unlawful to operate or carry on the business of a junk dealer or to keep any junk shop, store or place for the purchase or sale of junk, rags, metallic cables, wires, ropes, cordage, rubber, paper, bagging, old iron, brass, copper, lead, zinc, tin, steel and other metals, or bottles without having first obtained a license therefor as provided in sections 25.215 to 25.225, inclusive.

2. The requirements of sections 25.215 to 25.225, inclusive, are intended to supplement the provisions of state law, particularly NRS Chapters 244 and 647. The requirements of this code shall not be construed to limit any requirements imposed under State Law.

[Part §21, Ord. No. 306; A Ord. Nos. 522, XXXX]

SECTION 5. Section 25.353 of the Washoe County Code is hereby amended to read as follows:

25.353 License required and provisions of state law.

1. Except as provided in this section, no person shall operate or conduct a secondhand store or pawnbroker business in this county without having first obtained a license therefor.

2. Secondhand stores engaged primarily in the automobile wrecking business or in the business of buying, selling, or trading secondhand books or periodicals shall be exempt from the provisions of sections 25.353 to 25.3575, inclusive.

3. The requirements of sections 25.353 to 25.3575, inclusive, are intended to supplement the provisions of state law,

particularly NRS Chapters 244 and 647. The requirements of this code shall not be construed to limit any requirements imposed under state law.

[Part §23, Ord. No. 306; A Ord. Nos. 522, 566, 1138, 1228, XXXX]

SECTION 6. Section 25.3575 of the Washoe County Code is hereby amended to read as follows:

25.3575 Secondhand stores and pawnbrokers; unlawful acts.

1. It is unlawful for any person operating a secondhand store or for any pawnbroker:

(a) To report a material matter falsely to the sheriff.

(b) To fail to report immediately to the sheriff the possession of property which he may have good cause to believe has been lost or stolen, together with the name of the owner, if known, and the date when and the name of the person from whom he received the property.

(c) To remove property received, or allow such property to be removed, from his place of business or place of storage in violation of section 25.3575.

(d) To receive property from a person under the age of 18 years, common drunkard, habitual user of controlled substances, habitual criminal, habitual felon, habitually fraudulent felon, person in an intoxicated condition, known thief or receiver of stolen property, or known associate of a thief or receiver of stolen property, whether the person is acting in his own behalf or as the agent of another.

(e) To fail to make an entry of any material matter in his record kept as provided in section 25.357; to make a false entry in his record; to obliterate, destroy or remove his record from his place of business; or to refuse to allow the sheriff to inspect or collect his record during a reasonable time.

2. It is further unlawful for any pawnbroker:

(a) To employ any person who does not hold a valid work permit issued by the sheriff.

(b) To employ any clerk or person under the age of 18 years to receive any pledge or make any loan.

(c) To receive property from any person without requiring at least one of the following forms of identification:

(1) A passport of the United States;

(2) A driver's license issued by any State or Canada;

(3) An identification card issued by any state or the United States;

(4) A passport from any other country in addition to another item of identification bearing an address.

(d) To violate any of the provisions of NRS 646.050, as amended.

[§210, Ord. No. 1138; A Ord. Nos. 1228, XXXX]

[Business Impact Note: The Board of County Commissioners hereby finds that this ordinance does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]


Proposed on the 14th day of April, 2009.
Proposed by Commissioner Jung
Passed on the 28th day of April, 2009.

Vote:

Ayes: Aumke, Jung, Weber, Breternitz

Nays: none

Absent: Larkin



ATTEST:
Amy Harvey
County Clerk


Chairman
Washoe County Commission

This ordinance shall be in force and effect from and after the 8th day of May, 2009.