

GENERAL ORDINANCE NO. 17-13

AN ORDINANCE
CREATING SECTION 6.075,
GREEN BAY MUNICIPAL CODE,
RELATING TO THE REGULATION OF JUNK COLLECTORS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 6.075 Green Bay Municipal Code, is hereby created as follows:

6.075 JUNK COLLECTORS.

(1) DEFINITIONS.

(a) “Junk” shall mean any old or scrap metal, metal alloy, synthetic or organic material, cloth, rags, clothing, paper, rubbish, bottles, rubber, furniture, inoperable motor vehicle parts, used building materials, or other discarded articles.

(b) “Junk collector” shall mean any person who collects, delivers, buys, or sells any junk, but who is not a junk dealer as defined in § 6.07 Green Bay Municipal Code.

(2) APPLICABILITY. No person may act as a junk collector without first obtaining a license under this subsection.

(3) APPLICATION. Every applicant for a license to engage in junk collecting shall file with the City Clerk a written application upon the form prepared and provided by the City, signed by the applicant. Such application shall state:

(a) The name and residence of the applicant.

(b) Whether convicted of a felony or misdemeanor; and if so, what offense, when, and in what court.

(c) Whether the applicant has been previously engaged in the activity for which a license is sought.

(d) The detailed nature of the activity to be conducted and the kind of materials to be collected, bought, sold, or otherwise handled.

(4) GRANTING OR REFUSING LICENSE.

(a) Issued by City Clerk. Upon filing of the application, investigation indicating compliance, approval of such applicant, and payment of the license fee, the City Clerk shall issue the applicant a license. All licenses shall state the date of the issuance, the expiration of the license, and the name and address of the licensee. Every license shall expire on December 31 of the year of issuance. No license shall be transferable as to person or location.

GENERAL ORDINANCE NO. 17-13

(b) Persons Convicted of a Felony. No license shall be granted to any person or the members or officers of an association, partnership, or corporation who has been convicted within one year of the date of the application of a violation of this section, nor, subject to §§111.32(5)(a) and (h), Wis. Stats., to any person who has within three years of the date of the application been convicted of a felony reasonably related to the licensed activity.

(c) Upon a showing of non-compliance by investigation or disapproval of such application, the applicant shall be notified by the Police Department and afforded an opportunity to be heard before the Protection and Welfare Committee.

(5) FEES. Every junk collector shall pay an annual fee of \$3.

(6) LICENSE TO BE KEPT ON PERSON. Every holder of a license shall keep the license on their person while engaged in junk collecting. Upon request by a City of Green Bay employee, or designee, licensee shall provide proof of license to requestor.

(7) HOURS OF JUNK COLLECTING. No licensed junk collector shall collect junk on or near residential properties from the hours of 10:00 P.M. to 7:00 A.M.

(8) ITEMS WHERE NUMBER DEFACED. No licensee shall collect or possess any motor vehicle, part, or accessory from which the manufacturer's serial number or any other number of identification mark has been removed, defaced, covered, altered, or destroyed for the purpose of concealing or misrepresenting the identity of such vehicle, part, or accessory. Every licensee to whom is offered for sale, storage, or wreckage any motor vehicle, part, or accessory from which has been removed the manufacturer's serial number or any other identification mark shall immediately notify the Chief of Police of such offer.

(9) STOLEN GOODS TO BE REPORTED AND EXHIBITED. If any goods, articles, or personal property are advertised in any newspaper printed in the City as having been lost or stolen and the same, or any articles answering the description advertised or any part or portion thereof, come into the possession of any licensee, the licensee shall give information thereof in writing to the Chief of Police and state from where and whom, if known, the article was received, collected, bought, delivered or sold. Any licensee who has or receives any goods, articles, or things stolen or lost or alleged or supposed to have been stolen or lost shall exhibit the same on demand to any police officer.

(10) RENEWAL. Any license issued hereunder may be renewed upon application. However, any such application for a renewal shall be subject to the license fees under sub (5) and all other provisions of this section.

SECTION 2. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 20th day of _August, 2013.

APPROVED:

/s/ James J. Schmitt
Mayor

ATTEST:

/s/ Kris Teske
Clerk

JLM:bc

First Reading: 7/30/13
Effective Date: 8/24/13