

ORDINANCE NO. 1354

CITY OF LACEY

AN ORDINANCE AMENDING SECTION 5.32.120 REGARDING THE HOLDING PERIOD FOR USED PROPERTY AND ADOPTING A SUMMARY FOR PUBLICATION.

WHEREAS, state law requires secondhand dealers to hold property thirty days after reporting to the Police Department the consignment of such property, and

WHEREAS, city regulations require only a four day hold upon such property which period is not long enough for adequate investigation of possible stolen property,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 5.32.120 of the Lacey Municipal Code is hereby amended to read as follows:

5.32.120 Violations--Penalty. Every pawnbroker or secondhand dealer doing business in the city, and every clerk, agent or employee of such pawnbroker or secondhand dealer, who shall:

- A. Fail to make an entry of any material matter in his book or record kept as provided for in Section 5.32.070 hereof; or
- B. Make any false entry therein; or
- C. Falsify, obliterate, destroy or remove from his place of business such book or record; or
- D. Refuse to allow the members of law enforcement agencies to inspect the same, or any goods in his possession, during the ordinary hours of business; or
- E. Report any material matter falsely to the chief of police; or
- F. ~~Shall~~ Fail to furnish the chief of police with a full, true and correct transcript as provided in Section 5.32.090; or
- G. Fail to report forthwith to the chief of police the possession of any 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 the same was received by him; or

- H. Remove, or allow to be removed from his place of business, except upon redemption by the owner thereof, any property received, within ~~four~~ thirty days after the receipt thereof shall have been reported to the chief of police; or
- I. Receive any property from any person under the age of eighteen years, any common drunkard, any habitual user of narcotic drugs, any habitual criminal, any person in an intoxicated condition, any known thief or receiver of stolen property, whether such person be acting in his own behalf or as the agent of another; or
- J. Do business in the city as a pawnbroker or secondhand dealer without first procuring a valid license therefor pursuant to this chapter after ~~the expiration of thirty five days from the effective date of this chapter~~; shall be guilty of a misdemeanor.

Section 2. The Summary attached hereto is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,
WASHINGTON, at a regularly-called meeting thereof, held this 23rd day of
September, 2010.

CITY COUNCIL

By: Tom Nelson
Mayor

Approved as to form:

[Signature]
City Attorney

Attest:

Carol Little
City Clerk

SUMMARY FOR PUBLICATION

ORDINANCE NO. 1354

CITY OF LACEY

The City Council of the City of Lacey, Washington, passed on September 23, 2010, Ordinance No. 1354, entitled "AN ORDINANCE AMENDING SECTION 5.32.120 REGARDING THE HOLDING PERIOD FOR USED PROPERTY AND ADOPTING A SUMMARY FOR PUBLICATION."

The main points of the Ordinance are described as follows:

1. State law calls for used property to be held by a dealer for thirty days after receipt. However, current city ordinance requires such property to be held for only four days after it has been reported to the Police Department. This ordinance modifies the time period set forth in Section 5.32.120 of the Lacey Municipal Code to provide for thirty day holding period instead of the current four days.
2. The Ordinance approves this Summary for publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: September 27, 2010.