

CHAPTER 14

SCRAP DEALERS

SECTION:

4-14-1:	<i>Scrap Defined</i>
4-14-2:	<i>Scrap Dealer Defined</i>
4-14-3:	<i>Scrap Yard Defined; Exception</i>
4-14-4:	<i>License Required</i>
4-14-5:	<i>License Application</i>
4-14-6:	<i>License Approval and Issuance</i>
4-14-7:	<i>License Fees</i>
4-14-8:	<i>Records to be Kept; Content</i>
4-14-9:	<i>Records to be Open for Inspection</i>
4-14-10:	<i>Retention of Records; Time</i>
4-14-11:	<i>Retention of Property</i>
4-14-12:	<i>Storage of Scrap; Exceptions</i>
4-14-13:	<i>Compliance with Law</i>

4-14-1: **SCRAP DEFINED:** As used in this Chapter, "scrap" consists of used or old metal cable or wire; cordage; iron, copper, brass, lead, zinc, steel, aluminum and similar metals; glass; plastic; inoperable motor vehicles; used motor vehicle parts, supplies and accessories; inoperable machinery; used machine parts, supplies and accessories; used paper products, including but not limited to, newspapers and magazines; cardboard; rags or other fibrous material; lumber or other building materials; or any other used or old articles whose value is derived primarily from reclamation of its constituent parts or materials.

4-14-2: **SCRAP DEALER DEFINED:** As used in this Chapter, a "scrap dealer" is a person who engages in the business of purchasing, selling, exchanging, trading, recycling and/or storing scrap.

4-14-3: **SCRAP YARD DEFINED; EXCEPTION:**

(A) Definition: As used in this Chapter, a "scrap yard" is a parcel of land or a portion thereof where scrap is purchased, sold, exchanged, traded, disassembled, recycled, stored, maintained or kept.

(B) Exception: If the activities listed in subsection (A) of this are conducted entirely

Title 4-14-1

within a completely enclosed building, the building shall not be considered a scrap yard.

4-14-4: LICENSE REQUIRED: No person shall engage in the business of a scrap dealer without first obtaining a license issued by the City.

4-14-5: LICENSE APPLICATION: Applications for scrap dealers licenses shall be made on a form provided by the City Clerk. The application shall state the applicant's name, residential address, business name, address of place of business and a general description of the goods and/or materials to be purchased, sold, exchanged, traded, recycled or stored. The license fee shall accompany the application.

4-14-6: LICENSE APPROVAL AND ISSUANCE: Applications for licenses required under this chapter shall be forwarded by the City Clerk to the City Council for its approval or denial. Upon approval of an application, the City Clerk shall issue the license. If a license application is denied by the City Council, the license fee shall be refunded to the applicant.

4-14-7: LICENSE FEE: Fees for licenses issued under this Chapter shall be \$50.00 per calendar year or any part thereof.

4-14-8: RECORDS TO BE KEPT; CONTENT: All scrap dealers shall keep any records required to be kept under Idaho Code Section 54-2702.

4-14-9: RECORDS TO BE OPEN FOR INSPECTION: All records required to be kept under this Chapter shall be made available for inspection by any police officer of the City during normal business hours. No scrap dealer or any of its agents or employees shall refuse to permit any police officer of the City to inspect such records.

4-14-10: RETENTION OF RECORDS; TIME: All records required to be kept under this Chapter shall be kept for not less than three (3) years.

4-14-11: RETENTION OF PROPERTY:

(A) Retention Requirement: No person licensed under this Chapter shall sell, trade, rent, recycle, destroy or otherwise dispose of any scrap with a value in excess of \$500.00 and acquired for the purpose of resale or other conveyance and which is identified by a manufacturer affixed identification or serial number for a period of fifteen (15) days from the date of receiving the scrap.

4-14-12: STORAGE OF SCRAP; EXCEPTIONS:

(A) Storage Requirements: Scrap dealers shall store all scrap in their possession only in a completely enclosed building or in a scrap yard. If scrap is stored in a scrap yard, the scrap yard shall be separated from any abutting public street or public

sidewalk by an opaque fence or masonry wall. Scrap stored in a scrap yard shall not be stored or stacked to a height exceeding the height of the opaque fence or masonry wall.

- (B) Exceptions: An opaque fence or masonry wall as described in this section shall not be required if all scrap stored in a scrap yard is stored in fully enclosed and operable semi-trailers as defined under the Idaho Code or where the scrap consists only of the following materials: securely baled newspapers, magazines or similar paper products; securely baled, crushed cardboard containers or similar cardboard products; crushed and containerized aluminum cans or similar aluminum products; containerized glass bottles or jars or similar glass products; or crushed and containerized plastic bottles or similar plastic products.

4-14-13: COMPLIANCE WITH LAW: Persons licensed under this chapter shall conduct their businesses in compliance with all applicable federal, state and City laws, ordinances and regulations.