

ORDINANCE No.

115843

COUNCIL BILL No.

108756

Law Department

The City of

ORDINANCE

AN ORDINANCE amending Seattle Municipal Code ss 6.288.050, 6.288.070, 6.288.090, 6.288.100 and 6.288.120 and SMC Subsections 6.288.010 B, 6.288.030B, 6.288.080B and 6.288.100 A, regulating Used Goods Dealers and Pawnshops, in order to conform with Chapter 323, Laws of 1991.

Honorable President:

Your Committee on Public Safety

to which was referred the within Council report that we have considered the same

COMPTROLLER FILE No.

Introduced: 9-9-91	By: Noland
Referred: 9-9-91	To: Public Safety and Environment
Referred:	To:
Referred:	To:
Reported: SEP 24 1991	Second Reading: SEP 27 1991
Third Reading: SEP 27 1991	Signed: SEP 27 1991
Presented to Mayor: SEP 24 1991	Approved: SEP 27 1991
Returned to City Clerk: SEP 27 1991	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Pass 1-0
Full Council

OK

Department

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

President:

Committee on

Public Safety + Economics *7/2/97*

was referred the within Council Bill No. *101756*

that we have considered the same and respectfully recommend that the same:

Pass 7-0. Tim Nelson

Full Council Vote 9-0

Nelson

Committee Chair

ORDINANCE 115843

AN ORDINANCE amending Seattle Municipal Code ss 6.288.050, 6.288.070, 6.288.090, 6.288.100 and 6.288.120 and SMC Subsections 6.288.010 B, 6.288.030B, 6.288.080B and 6.288.100 A, regulating Used Goods Dealers and Pawnshops, in order to conform with Chapter 323, Laws of 1991.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS;

Section 1. Subsection B of Seattle Municipal Code Section 6.288.010

(Ordinance 109818, Section 1 (part)) is amended as follows:

B. "Pawnbroker" means any person engaged, in whole or in part, in the business of loaning money upon the security of pledges ~~((;))~~ of personal property, or deposits or conditional sales of personal property, and the purchase or sale of personal property.

Section 2. Subsection B of Seattle Municipal Code Section 6.288.030

(Ordinance 109818, Section 1 (part) as last amended by Ordinance 110082, Section 2) is further amended as follows:

B. The provisions do not apply and a license is not required:

1. To give an allowance for the trade-in or exchange of used goods on the purchase of ~~((other))~~ new merchandise of the same kind of greater value, and to resell the trade-in;

2. To engage in the business of reprocessing goods or selling reprocessed goods;

3. For any secured party, as defined by RCW 62.A.9-105(i) as amended, to dispose of his or her own collateral after default, in accordance with RCW 62.A.9-504 as amended.

4. To sell unredeemed or unclaimed goods he/she has repaired in the regular course of his/her repair service, in order to collect his/her mechanics lien; provided that records establishing customer identification, article description and transaction date be made available to the Chief of Police for inspection upon request.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

5. To buy or sell empty food and beverage containers or nonmetal junk;

6. To buy scrap metal in transactions for ~~Twenty-Five Dollars ((\$5.00))~~
(\$25.00) or less, and to sell scrap metal accumulated through those transactions;

7. To engage in business as used automobile dealer, if holding a valid
Washington State License pursuant to RCW 46.70.

8. To engage in business as a tow truck operator if holding a valid Seattle tow
truck operator license;

9. To engage in business as a motor vehicle wrecker, or hulk hauler, if validly
licensed as a motor vehicle wrecker or hulk hauler pursuant to RCW 46.79 or RCW
46.80.

10. To engage in business at flea markets or swap meets less than four times
per year.

Section 3. Seattle Municipal Code Section 6.288.050 (Ordinance 109818,
Section 1 (part)) is amended as follows:

It is unlawful for any used goods dealer or his/her employee to:

A. Refuse to allow the inspections as required in Section 6.288.110; or

B. Falsify, obliterate, destroy or remove from his/her place of business any
record that is required to be maintained by this chapter, within three (3) years from the
date of the transaction; or

C. Receive any property from any person under the age of eighteen(18) years,
any person under the influence of intoxicating liquor or drugs, or any person known to
the used goods dealer as having been convicted of burglary, robbery, theft or
possession of or receiving stolen property within the past ten years whether the person
is acting in his or her own behalf or as the agent of another; or

D. Remove, alter, or obliterate any manufacturer's make, model, or serial

1
2
3 pattern or type, engravings, size, color, markings, shape and any peculiarity
4 likely to identify the property. In the case of firearms, that shall include the
5 caliber, barrel length, type of action, and whether it is a pistol, rifle, or
6 shotgun. In the case of watches, that shall include the name of the maker and
7 the number of both the works and the case, if any. In the case of jewelry, that
8 shall include a description of all letters and marks inscribed thereon and the
9 color of any stone. If the article bought or received is furniture, or the
10 contents of any house or room actually inspected by the licensee on the
11 premises of the seller, pawner or consignee, a general record of the transaction
12 shall be sufficient, and

13 d. The price paid or the amount loaned, and

14 e. A pawn purchase or other number identifying the transaction and the
15 merchandise it involves; and

16 f. The identification number of the used good dealer assigned by the Chief of
17 Police.

18 2. Information identifying the person pawning, trading, selling, or consigning
19 property to the licensee as follows:

20 ~~((a. If a vehicle is used to deliver the used goods, the person's name, address,~~
21 ~~signature and number from a valid motor vehicle operator's license, and the~~
22 ~~make, year, and vehicle license plate number of the vehicle delivering the used~~
23 ~~goods, or))~~

24 ~~((b. If a vehicle is not used to deliver the used goods,))~~ The name, date of
25 birth, residence address, telephone number, general physical description,
26 signature, and a description of the identification presented by the person,
27 consisting of two (2) corroborating pieces of identification including one piece
28 of current government issued picture identification or a valid motor vehicle
operator's license number, and the name and residence address of the owner of
the property pawned, traded sold or consigned to the licensee, and the address

1
2
3 of the place from which the property pawned, traded, sold or consigned to the
4 licensee was last removed ((,and)).

5 B. For Scrap Metals.

6 1. Information identifying the transaction as follows:

- 7 a. The name of the seller,
8 b. The address of the seller,
9 c. The signature of the seller,
10 d. The date of the transaction,
11 e. A description of the property purchased sufficient to enable the
12 purchaser to associate the property purchased with the purchase transaction,
13 f. The seller's driver's license number, and the number of his or her
14 vehicle license, if either:
15 i. The seller is not known to the purchaser as a regular customer
16 identified in his records and the scrap metal sold remains in a discernable
17 manufacture form, and has not been broken or fused into an amorphous state,
18 or
19 ii. The seller is a regular customer and delivers goods for which
20 the commercial value would appear to be greater than the scrap value and there
21 is no proof of authority to sell the type of goods delivered.

22 The Director may approve recordkeeping systems that maintain the required
23 information in any form that is useful to the City.

24 Section 6. Subsection B of Seattle Municipal Code Section 6.288.080
(Ordinance 109818, Section 1 (part) as last amended by Ordinance 110082,
25 Section 4) is further amended as follows:

26 B. The Chief of Police may determine that records regarding
27 purchases of used goods from licensees are necessary to determine the flow of
28 stolen goods in some or all segments of the used goods industry. In such a
case, a used goods dealer shall record, and upon request, shall furnish to the
Chief of Police before noon of each day, the following information regarding

1
2
3 a transaction in which goods are sold by or otherwise acquired from, the
4 licensee:

5 1. The date of the transaction; and

6 2. The name of the person conducting the transaction on behalf of the
7 licensee or the identification number of such person; and

8 3. A description of the property acquired from the licensee including
9 brand name, serial and model numbers, pattern or type, engravings, size,
10 color, markings, shape and any peculiarity likely to identify the property. In
11 the case of firearms, the information shall include the caliber, barrel length,
12 type of action, and whether it is a pistol, rifle, or shotgun. In the case of
13 watches, the information shall include the name of the maker and the number
14 of both the works and the case, if any. In the case of jewelry, the information
15 shall include a description of all letters and marks inscribed thereon and the
16 color of any stone. If the article bought or received is furniture, or the
17 contents of any house or room actually inspected by the licensee on the
18 premises of the seller, pawner, or cosignee, a general record of the transaction
19 shall be sufficient; and

20 4. The price paid or the amount loaned; and

21 5. A sale, or other number identifying the transaction and the
22 merchandise it involves; and

23 6. The identification number of the used goods dealer assigned by the
24 Chief of Police; and

25 ((6)) 7. The name and address of the person acquiring property from
26 the
27 used goods dealer.

28 Section 7. Seattle Municipal Code Section 6.288.090 (Ordinance
109818

Section 1 (part)) is amended as follows:

1
2
3
4 A. In addition to retention of property required by this Code, any
5 police officer of the City of Seattle, having probable cause to believe that any
6 used good in the possession of a licensee is lost or stolen, may seize such item
7 at any time. In the event of such a seizure, the used goods dealer shall be
8 entitled to a written receipt for the item from the Seattle Police Department.

9 B. In lieu of immediate seizure a police officer may place a verbal
10 "hold" upon the property. Written notice must be given within ten business
11 days and may be accomplished by making an entry upon the permanent record
12 required by Section 6.288.070, indicating that such item is lost or stolen
13 property. If written notice is not received by the used goods dealer within ten
14 business days from the date of the verbal hold the hold order will cease.

15 C. In response to a hold order, the used goods dealer shall ~~((then))~~:

- 16 1. Tag or otherwise reasonably identify the item;
- 17 2. Hold it in a place on the business premises of the used goods
18 dealer to which police officers shall have access at any time during the used
19 goods dealer's regular business hours;
- 20 3. Keep the item safe from alteration, loss, damage, or
21 commingling with other goods.

22 ~~((C))~~ D. No used goods dealer shall dispose of any item subject to a
23 police hold in any manner for one hundred twenty days; provided, that items
24 subject to a police hold shall be surrendered to the Chief of Police upon
25 request, or in compliance with a subpoena signed by the prosecutor, or in
26 compliance with an order of a court of competent jurisdiction; or as directed in
27 a written release signed by the Chief of Police.

28 E. The used goods dealer shall give a twenty-day written notice before
the expiration of the one hundred twenty-day holding period to the Chief of
Police about the stolen property. If notice is not given within twenty days,
then the hold on the property shall continue for an additional one hundred
twenty days. The Chief of Police may renew the holding period for additional

1
2
3 one hundred twenty-day periods as necessary. After the receipt of notification
4 from a used goods dealer, if an additional holding period is required, the Chief
5 of Police shall give the used goods dealer written notice, prior to the expiration
6 of the existing hold order. Any hold that is placed on an item will be removed
7 as soon as practicable after the item on hold is determined not to be stolen or
8 lost.

9 Section 8. Subsection A of Seattle Municipal Code Section 6.288.180

10 (Ordinance 109818, Section 1 (part) as last amended by Ordinance 110082, Section 5)
11 is further amended as follows:

12 A. Any property, except scrap metal, bought or received in pledge by any
13 used goods dealer shall be retained at his/her business premises within ~~((ten-10))~~ thirty
14 (30)days after its receipt, except when acquired from another used goods licensee, or
15 except when redeemed by the owner;

16 Section 9. Seattle Municipal Code Section 6.288.120 (Ordinance 109818,
17 Section 1 (part)) is amended as follows:

18 A. No pawnbroker shall charge and receive interest and other fees in excess of
19 the ~~((following))~~ rates contained in RCW 19.60.060(1) for money loaned on the
20 security of personal property actually received in pledge.

21 ~~((1. For an amount loaned up to \$19.99 interest at \$1.00 per month;~~

22 ~~2. For an amount loaned from \$20.00 to \$39.99 interest at the rate of \$1.50~~
23 ~~per month;~~

24 ~~3. For an amount loaned from \$40.00 to \$75.99 interest at the rate of \$2.00~~
25 ~~per month;~~

26 ~~4. For an amount loaned from \$76.00 to \$109.00 interest at the rate of \$2.50~~
27 ~~per month;~~

28 ~~5. For an amount loaned from \$101.00 to \$125.99 interest at the rate of \$3.00~~
~~per month;~~

~~6. For an amount loaned from \$126.00 or more interest at the rate of three~~
~~percent (3%) a month.))~~

1
2
3
4 B. The fee for the preparation of documents, pledges, or reports relating to
5 loans or pledges and required or authorized under the laws of the United States of
6 America, the state of Washington or the counties, cities, towns or other political
7 subdivisions thereof, shall not exceed the amounts set out in RCW 19.60.060 (2). ((:))

8 ~~((1. For the amount loaned up to \$4.99 the sum of \$.50;~~

9 ~~2. For the amount loaned from \$5.00 to \$9.99 the sum of \$2.00;~~

10 ~~3. For the amount loaned from \$10.00 to \$19.99 the sum of \$3.00;~~

11 ~~4. For the amount loaned from \$20.00 to \$39.99 the sum of \$4.00;~~

12 ~~5. For the amount loaned from \$40.00 to \$74.99 the sum of \$5.00;~~

13 ~~6. For the amount loaned from \$75.00 to \$99.99 the sum of \$7.50;~~

14 ~~7. For the amount loaned from \$100.00 or more the sum of \$9.00.))~~

15 C. The fee for the care, maintenance, insurance relating to, preparation for
16 storage of, and storage of personal property actually received n pledge, shall not
17 exceed:

18 1. For precious jewels, jewelry, or other personal property having a value of
19 \$100.00 to \$299.99, an amount equal to one tenth of one percent (.10%) of the value
20 thereof as agreed upon in writing between the pledger and the pledgee;

21 2. For precious jewels, jewelry, or other personal property having a value
22 exceeding \$300.00, an amount equal to one twelfth of one percent (.12%) of the value
23 thereof as agreed upon in writing between the pledger and the pledgee.

24 D. Fees under subsections B and C may be charged one time only during the
25 term of a pledge ~~((and all of the items included in a total sale shall be included as a
26 single pledge unless otherwise requested by the customer))~~. No pawnbroker shall ask
27 or receive a higher rate of interest or discount or other fees on any loan, or on any
28 actual or pretended sales, or redemption of personal property, or sell any property held
for redemption within ~~((ninety (90) days))~~ sixty (60) days after the period for
redemption has expired.

E. A copy of this section, set in twelve (12) point type or larger, shall be
posted prominently in each pawnbroker's licensed premises.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

F. A purchase of personal property shall not be made on the condition of selling it back at a stipulated time and price greater than the purchase price, for the purpose of avoiding the interest and fee restriction of this chapter.

1
2
3 number, personal identification number, or identifying marks engraved or etched upon
4 an item of personal property that was purchased, consigned, or received in pledge. In
5 addition an item shall not be accepted for pledge or a purchase where the
6 manufacturer's make, model, or serial number, personal identification number or
7 identifying marks engraved or etched upon an item of personal property has been
8 removed, altered, or obliterated.

9 Section 4. Seattle Municipal Code Section 6.288.060 (Ordinance 109818,
10 Section 1 (part)) is amended as follows:

11 Whenever a used goods licensee plans to engage in the business of pawnbroker,
12 at a location not licensed for pawnbroker activity in the previous license year, he/she
13 shall first notify the (~~Director~~) Chief of Police in writing thirty (30) days in advance
14 of the first day of doing business as a pawnbroker.

15 Section 5. Seattle Municipal Code Section 6.288.070 (Ordinance 109818,
16 Section 1 (part)) is amended as follows:

17 It is a violation for any used goods dealer to fail to maintain in his/her place of
18 business a bound book or other permanent record, including a computerized
19 recordkeeping and data transmission system approved by the Chief of Police, in
20 which shall be legibly written in the English language, at the time of each pawn,
21 purchase or consignment, a record thereof containing:

22 A. For Used Goods Other Than Scrap Metal.

23 1. Information identifying the transaction as follows:

- 24 a. The date of the transaction and
25 b. The name of the person conducting the transaction on behalf
26 of the licensee or the identification number of such person, and
27 c. A description of the property pawned, traded, sold or
28 consigned to the licensee including brand name, serial and model numbers,

(To be used for all Ordinances except Emergency.)

Section 10. Subsections A and B of Section 9, which change the maximum interest and set-up fees that may be charged, shall relate back to and take effect as of July 28, 1991, the effective date of Chapter 323, Laws of 1991.

Section ¹¹. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 23rd day of September, 1991,
and signed by me in open session in authentication of its passage this 23rd day of
September, 1991.
[Signature]
President of the City Council.

Approved by me this 30th day of September, 1991.
[Signature]
Mayor.

Filed by me this 30th day of September, 1991.

[Signature]
Attest: City Comptroller and City Clerk.

(SEAL)

Published.....

By *[Signature]*
Deputy Clerk.

TO: Councilmember Jane Noland, Chair
Public Safety and Environment Committee

FROM: Frederic C. Treadwell *FCT*
Legal Advisor

SUBJECT: Proposed revision to Chapter 6.288SMC, regulating used goods dealers and pawnbrokers.

The primary purpose of the proposed ordinance revision is to strengthen the regulation of used goods and pawn transactions and thereby hinder trafficking in stolen property by adopting recent changes to state law that were actively supported by both the pawnshop industry and law enforcement.

Consistent with the new state law, the major changes to the Municipal Code regulations are:

- a. Persons engaging in business at flea markets and swap meets more than three times per year must obtain a license.
- b. Licensees cannot receive property from persons convicted of property crimes.
- c. Licensees cannot receive property with altered serial numbers.
- d. Computerized recordkeeping of pawn transactions is specifically authorized.
- e. Persons pawning or selling property to licensees must have one piece of current government issued identification.
- f. Police holds on stolen property must be confirmed in writing within ten business days and, subject to notice from the licensee, will expire after 120 days unless renewed in writing.
- g. Licensees must hold property for thirty days, after it is acquired, rather than the present ten days.
- h. New interest rates and fees on pawn transactions under state law are incorporated by reference.

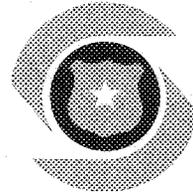
Seattle Police Department

Patrick S. Fitzsimons, Chief of Police
Norman B. Rice, Mayor

July 26, 1991

RECEIVED OMB
RECEIVED OMB

JUL 29 1991



Councilmember Jane Noland
Seattle City Council
Municipal Building
Seattle, WA 98104

VIA OMB and MAYOR

Dear Councilmember Noland:

Enclosed is a proposed revision to Chapter 6.288 of the Seattle Municipal Code, which regulates used goods dealers and pawnbrokers. The changes are primarily an effort to conform city ordinances with a new state law, Chapter 323 Laws of 1991, effective July 28, 1991. Regulatory changes include: a licensing requirement for those who engage in business at flea markets or swap meets more than three times per year; a prohibition against licensees receiving property from persons convicted of property crime and from receiving property with altered serial numbers; provisions authorizing computerized recordkeeping; additional identification requirements for persons pawning or selling property to a licensee; amendments to the provisions for police imposed holds on property; an increase from ten to thirty days in the period property must be held after it is acquired by a used goods dealer or pawnbroker. In addition, the City ordinance will incorporate by reference the new state law provisions setting interest rates and fees on pawn transactions.

The Police Department has advised pawnshop licensees of the proposed ordinance, and in several respects, it has been revised to incorporate their suggestions. Perry Block, of Palace Jewelry and Loan, 624-7962, has been particularly active and helpful in the process. We believe the proposal has widespread support among the pawnshops.

Thank you for your consideration of this ordinance.

Very truly yours,

PATRICK S. FITZSIMONS
Chief of Police

Frederic C. Treadwell
Legal Advisor

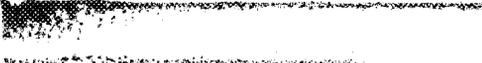
FCT:aks

cc: Dir. Dale Tiffany, Licensing
Jorgen Bader, Law Department
Sgt. B. Miller, SPD
Perry Block

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

 _____
_____ *James R. [unclear]* _____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

City of Seattle

Executive Department-Office of Management and Budget

Andrew J. Lofton, Director
Norman B. Rice, Mayor



91 AUG -5 11 2: 54

SEATTLE CITY ATTORNEY

August 5, 1991

The Honorable Mark Sidran
City Attorney
City of Seattle

*m 91-105
12.15.8*

OK. JBS 8/6/91

Dear Mr. Sidran:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT Police

SUBJECT: AN ORDINANCE amending Seattle Municipal Code ss
6.288.050, 6.288.070, 6.288.090, 6.288.100 and 6.288.120
and SMC Subsections 6.288.010 B, 6.288.030B, 6.288.080B
and 6.288.100 A, regulating Used Goods Dealers and
Pawnshops, in order to conform with Chapter 323, Laws of
1991.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation to your office for review and drafting.

After reviewing this request and any necessary redrafting of the enclosed legislation, return the legislation to OMB. Any specific questions regarding the legislation can be directed to Claire McKechnie at 4-8069.

Sincerely,

Norman B. Rice
Mayor

by
Claire F. McKechnie
ANDREW J. LOFTON
Budget Director

AL/cm/rst

Enclosure

cc: Patrick Fitzsimons, Chief of Police

STATE OF WASHINGTON - KING COUNTY

9840
City of Seattle

—ss.

No.

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORD: 115843

was published on
10/07/91

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

C. Trent

Subscribed and sworn to before me on

10/07/91

Jennifer A. Nicholson

Notary Public for the State of Washington,
residing in Seattle

City of Seattle

ORDINANCE 118843

AN ORDINANCE amending Seattle Municipal Code as 6.288.050, 6.288.070, 6.288.090, 6.288.100 and 6.288.120 and SMC Subsections 6.288.010 B, 6.288.030B, 6.288.080B and 6.288.100 A, regulating Used Goods Dealers and Pawnshops, in order to conform with Chapter 32.3, Laws of 1991.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection B of Seattle Municipal Code Section 6.288.010

(Ordinance 109818, Section 1 (part)) is amended as follows:

B. "Pawnbroker" means any person engaged, in whole or in part, in the business of loaning money upon the security of pledges ((i)) of personal property, or deposits or conditional sales of personal property, and the purchase or sale of personal property.

Section 2. Subsection B of Seattle Municipal Code Section 6.288.030

(Ordinance 109818, Section 1 (part) as last amended by Ordinance 110082, Section 2) is further amended as follows:

B. The provisions do not apply and a license is not required:

1. To give an allowance for the trade-in or exchange of used goods on the purchase of ((other)) new merchandise of the same kind of greater value, and to resell the trade-in;
2. To engage in the business of reprocessing goods or selling reprocessed goods;
3. For any secured party, as defined by RCW 62.A.9-105(i) as amended, to dispose of his or her own collateral after default, in accordance with RCW 62.A.9-504 as amended.
4. To sell unredeemed or unclaimed goods he/she has repaired in the regular course of his/her repair service, in order to collect his/her mechanics lien; provided that records establishing customer identification, article description and transaction date be made available to the Chief of Police for inspection upon request.
5. To buy or sell empty food and beverage containers or nonmetal junk;
6. To buy scrap metal in transactions for Twenty-Five Dollars (\$25.00) or less, and to sell scrap metal accumulated through those transactions;
7. To engage in business as used automobile dealer, if holding a valid Washington State License pursuant to RCW 46.70.
8. To engage in business as a tow truck operator if holding a valid Seattle tow truck operator license;
9. To engage in business as a motor vehicle wrecker, or bulk hauler, if validly licensed as a motor vehicle wrecker or bulk hauler pursuant to RCW 46.79 or RCW 46.80.
10. To engage in business at flea markets or swap meets less than four times per year.

Section 3. Seattle Municipal Code Section 6.288.050 (Ordinance 109818,

Section 1 (part)) is amended as follows:

It is unlawful for any used goods dealer or his/her employee to:

- A. Refuse to allow the inspections as required in Section 6.288.110; or
- B. Falsify, obliterate, destroy or remove from his/her place of business any record that is required to be maintained by this chapter, within three (3) years from the date of the transaction; or

c. A pawn purchase or other number identifying the transaction and the merchandise it involves; and

f. The identification number of the used good dealer assigned by the Chief of Police.

2. Information identifying the person pawning, trading, selling, or consigning property to the licensee as follows:

((a--If a vehicle is used to deliver the used goods, the person's name, address, signature and number from a valid motor vehicle operator's license, and the make, year, and vehicle license plate number of the vehicle delivering the used goods, or))

((b--If a vehicle is not used to deliver the used goods,)) The name, date of birth, residence address, telephone number, general physical description, signature, and a description of the identification presented by the person, consisting of two (2) corroborating pieces of identification including one piece of current government issued picture identification or a valid motor vehicle operator's license number, and the name and residence address of the owner of the property pawned, traded, sold or consigned to the licensee, and the address of the place from which the property pawned, traded, sold or consigned to the licensee was last removed ((, and)),

B. For Scrap Metals.

1. Information identifying the transaction as follows:

- a. The name of the seller,
- b. The address of the seller,
- c. The signature of the seller,
- d. The date of the transaction,
- e. A description of the property purchased sufficient to enable the purchaser to associate the property purchased with the purchase transaction,
- f. The seller's driver's license number, and the number of his or her vehicle license, if either:

i. The seller is not known to the purchaser as a regular customer identified in his records and the scrap metal sold remains in a discernable manufacture form, and has not been broken or fused into an amorphous state, or

ii. The seller is a regular customer and delivers goods for which the commercial value would appear to be greater than the scrap value and there is no proof of authority to sell the type of goods delivered.

The Director may approve recordkeeping systems that maintain the required information in any form that is useful to the City.

Section 5. Subsection B of Seattle Municipal Code Section 6.288.080

(Ordinance 109818, Section 1 (part) as last amended by Ordinance 110082, Section 4) is further amended as follows:

B. The Chief of Police may determine that records regarding purchases of used goods from licensees are necessary to determine the flow of stolen goods in some or all segments of the used goods industry. In such a case, a used goods dealer shall record, and upon request, shall furnish to the Chief of Police before noon of each day, the following information regarding a transaction in which goods are sold by or otherwise acquired from, the licensee:

1. The date of the transaction; and
2. The name of the person conducting the transaction on behalf of the licensee or the identification number of such person, and