

B.

LOCAL LAW NO. 6 -2013

A LOCAL LAW REGULATING SECONDHAND DEALERS AND REPEALING LOCAL LAW NO. 3-1981 REGARDING THE TRANSFER OF PRECIOUS METALS AND JEWELRY

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:

Section 1. Legislative Finding & Purpose. The purpose of this Local Law is to provide for licensing of Secondhand Dealers.

Section 2. Definitions.

- a. "Secondhand Dealer" means any person, corporation, partnership, association, limited liability corporation, and the agents, associates or employees thereof, regularly engaged in the commercial exchange, purchase and/or sale of secondhand articles.
- b. "Secondhand Article" means any goods sold at resale, except as specifically provided for herein.
- c. "Identification" means an official document issued by the United States government, or by any state, county, municipality, public agency or department thereof, provided that such document contains a photographic image of the holder.
- d. "Precious metals" shall mean gold, silver, platinum, titanium, precious and semi-precious stones and coins.
- e. "Antiques" are such items or collectibles recognized as such by established dealer associations within the industry.

Section 3. License Required. Effective June 1, 2013, no person, corporation, partnership, association, limited liability corporation or other entity shall operate in Onondaga County as a Secondhand Dealer or hold themselves out as a Secondhand Dealer without first being licensed by the Onondaga County Sheriff as provided for herein.

Section 4. Exemption from Licensing Requirement. Nothing in this Local Law shall be construed to apply to the following:

- a. The sale of any item sold at a garage sale, yard sale, estate sale, or moving sale (collectively referred to herein as "garage sale"), provided that all of the following conditions are met:
 1. The garage sale is held on residential property owned, rented, leased, or occupied by the seller or by at least one seller if there are multiple sellers; and
 2. The items offered for sale are owned by the seller, and/or the seller is authorized by the owner to sell said items; and
 3. The garage sale does not exceed a period of ninety-six (96) consecutive hours; and