

AN ORDINANCE BY
COUNCILMEMBER H. LAMAR WILLIS

AN ORDINANCE TO AMEND PART II, CHAPTER 122, ARTICLE V OF THE ATLANTA CITY CODE OF ORDINANCES BY ADDING SECTION 122-159 REQUIRING A 24-HOUR HOLDING PERIOD FOR SECONDARY METAL RECYCLERS; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta City Code of Ordinances does not require any holding period for secondary metal recyclers, unless the police department, having reasonable cause, puts the recycler on hold notice first.

WHEREAS, the turnover of ferrous and nonferrous metals purchased by secondary metal recyclers occurs very rapidly.

WHEREAS, such frequent turnover makes it difficult for the Atlanta Police Department Pawn Desk to track goods which may be stolen.

WHEREAS, a 24-hour holding period will enable the Atlanta Police Department to better track secondary metals, some of which may be stolen goods.

WHEREAS, there is a substantial governmental interest in closely regulating all secondhand dealers.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1

That Section 122-159, which shall read as follows:

Any secondary metal recycler or person operating under a secondary metal recycler's license who takes in or purchases ferrous and nonferrous metal goods, taking full title thereto shall hold the goods so taken or purchased for at least **24 hours** before disposing of them by sale, transfer, shipment or otherwise. As used in this section, the term "goods" shall be used in the broadest sense and shall include all kinds of personal property.

is added to Chapter 122.

SECTION 2

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

SECTION 3

This ordinance shall go into effect immediately upon Mayor's signature.

RCS# 6391
1/03/05
3:54 PM

Atlanta City Council

Regular Session

MULTIPLE

0502 0503 0504 0931 1270
1271 1628-SUB 1806 1923 1924 2023
FILE

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
NV Young	Y Shook	NV Maddox	Y Willis
Y Winslow	Y Muller	NV Sheperd	NV Borders

MULTIPLE

#228

04-0-1271
(Do Not Write Above This Line)

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CHAPTER 122, ARTICLE V OF THE
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RECYCLERS; AND FOR OTHER
PURPOSES.

FILED BY
CITY COUNCIL

JAN 03 2005

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred: 7/6/04
 Referred To: Public Safety
 Date Referred:
 Referred To:
 Date Referred:
 Referred To:

First Reading
 Committee: PSLA
 Date: 7/13/04
 Chair: [Signature]
 Referred To: [Signature]

Action: Hold (see rev. side)
 Fav. Adv. [Signature]
 Other:
 Members:
 Refer To:

Committee:
 Date:
 Chair:
 Action:
 Fav. Adv. Hold (see rev. side)
 Other:
 Members:
 Refer To:

PSLA Committee
 Date: 12/14/04
 Chair: [Signature]
 Action: [Signature]
 Fav. Adv. Hold (see rev. side)
 Other: File
 Members: [Signature]
 Refer To:

Committee:
 Date:
 Chair:
 Action:
 Fav. Adv. Hold (see rev. side)
 Other:
 Members:
 Refer To:

FINAL COUNCIL ACTION
 2nd
 1st & 2nd
 3rd
 Consent
 V Vote
 RC Vote

CERTIFIED
 JAN 03 2005
 [Signature]

CERTIFIED
 JAN 03 2005
 [Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION