

resulting from a conviction in a court of any jurisdiction for the commission of a felony or criminal offense of whatever degree involving keeping, conducting, operating or participating in any illegal operation connected with the junk peddler business;

2) the color, make, model, vehicle license plate number and city wheel tax license emblem number of every vehicle used in relation to junk peddling by the applicant;

3) proof of liability insurance for every vehicle used in relation to junk peddling by the applicant, as required by the Illinois Vehicle Code, codified at 625 ILCS 5/1-100 et seq.

c) License issuance and renewal - Prohibited when. No regulated business license to engage in the business of junk peddler shall be issued to the following persons:

(1) any applicant or licensee, as applicable, who, within three years of the date of application or renewal, has ever been convicted, in custody, under parole or under any other non-custodial supervision resulting from a conviction in a court of any jurisdiction for the commission of a felony or criminal offense of whatever degree involving keeping, conducting, operating or participating in any illegal operation connected with the junk peddler business.

d) *Departmental duties.*

1) The commissioner of business affairs and consumer protection shall notify the commissioner of health, the commissioner of streets and sanitation and the superintendent of police of the name and junk peddler license number of every junk peddler licensed under this section.

2) The department of business affairs and consumer protection shall issue to each licensee an identification card stating the junk peddler's name, address, telephone number, driver's license number and junk peddler license number.

e) Legal duties. Each licensee engaged in the business of junk peddler shall have a duty to:

1) observe and comply with all provisions of this Code related to use of the public way, solid waste disposal and sanitation;

2) display on each side and the rear of every junk vehicle used for the collection, transportation or disposal of any junk, in letters not less than two inches in height and in contrasting color, the following information: the licensee's name, business telephone number and city junk peddler license number;

3) carry the identification card issued under subsection (d)(2) of this section at all times while the licensee is engaged in the business of junk peddler;

4) upon request by any authorized city official, make available for inspection by such authorized city official or aldermen (i) any goods, article, thing or junk which may have been lost or stolen, or which is alleged to have been lost or stolen; (ii) the licensee's business premises; (iii) any vehicle used in relation to the licensee's business; and (iv) junk;

5) lawfully dispose of junk by hauling or otherwise bringing junk to a junk facility, recycling facility, transfer station, landfill or other solid waste disposal facility properly permitted by the city in accordance with the requirements of Chapter 11 -4of this Code;

6) keep and maintain, in the form of records and receipts, proof of proper disposal ofjunk;

(7) require, when purchasing a metal automobile part, a VIN number belonging to the vehicle from which the part was salvaged.

f) Prohibited acts. It shall be unlawful for any licensee engaged in the business of junk peddler to:

1) engage in the business of a pawnbroker, secondhand dealer or itinerant merchant;

2) park any vehicle used in relation to junk peddling on any residential or business street in violation of Section 9-

64-170 of this Code;

3) or operate any vehicle used in relation to junk peddling in such a manner as to present a danger or hazard to pedestrians and/or other vehicles using the public way. Conduct that may create a hazard includes, but is not limited to, operating a vehicle with unsecured loads or disassembling or discarding items on the public way;

4) purchase any article from any minor without the written consent of such minor's parent or guardian, which consent shall be signed in the presence of the licensee or the licensee's agent;

5) purchase any item from a person who (i) appears to be intoxicated or under the influence of any drug; or (ii) is known by the licensee to be a thief or to have been convicted of burglary or theft;

6) engage in any illegal activity or violate any state law related to stolen goods;

7) transact business before the hour of 6:00 a.m. or after the hour of 9:00 p.m.

(g) Penalty. In addition to any other penalty provided by law, any person who violates any provision of this section or any rule or regulation promulgated thereunder shall be subject to a fine of not less than \$500.00 nor more than \$1,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense. In addition, such violation may be punishable as a misdemeanor by incarceration in the county jail for a term of not less than 7 days nor more than 180 days under the procedures set forth in Section 1-2-1.1 of the Illinois Municipal Code and under the provisions of the Illinois Code of Criminal Procedure.

(Added Coun. J. 5-9-12, p. 27485, § 16; Amend Coun. J. 6-6-12, p. 28356, § IB; Amend Coun. J. 11-8-12, p. 38872, § 61)

SECTION 2. This ordinance shall take effect 30 days after its passage and approval.