

**By-law No. 59**  
**A By-Law to License Dealers in Salvage and Second-Hand Goods**

Passed: December 29, 1981

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Be it enacted by the Council of  
the Town of Woodstock, as follows:

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Mayor

1. In this by-law, unless the context otherwise requires,
  - (a) "dealers in second-hand goods" includes but is not limited to persons who go from house to house for the purpose of collecting, purchasing or obtaining second-hand goods, but does not include
    - i. a bona fide automobile dealer;
    - ii. a merchant who accepts from the purchaser of an article a similar second-hand article as part of the purchase price;
    - iii. a bona fide dealer in antiques; or
    - iv. a licensed pawnbroker with respect to his business as a pawnbroker;
    - v. garage sales, porch sales and like sales carried on by private citizens not intending to carry on a commercial enterprise.
  - (b) "salvage yard" means a building, warehouse, yard or other premises in which salvage is stored or kept pending resale or delivery to another person and includes an automobile wrecking yard or premises~
  - (c) "police officer" means a person employed in a municipal police force or in the Royal Canadian Mounted Police force;
  - (d) "second-hand goods" includes but is not limited to waste paper, rags, bones, bottles, bicycles, automobile tires, old metal and other scrap material and salvage, household furnishings and furniture, appliances and generally any items used in the home.
  - (e) "salvage" includes but is not limited to items that are removed or taken from a wrecked or abandoned vehicle, demolished or burned property and inoperable equipment or appliances.
2. (1) No person shall within the Town operate any salvage shops, salvage yard or second-hand goods shop or carry on business as a dealer in second-hand goods unless he is the holder of a license issued for such purpose under this by-law.

(2) An application for a licence under this by-law shall be made in writing to the Town Manager and every applicant shall state in his application:

- (a) his name and address;
- (b) the nature of the business for which he requires a licence; and
- (c) the address of the premises on which the business is to be carried on.

(3) Upon payment of the licence fee and upon production by the applicant of a certificate of the Chief of Police that the applicant is a fit and proper person to receive a license, the Town Manager shall cause to be issued to the applicant a licence to carry on the business mentioned in the application therefor at the premises designated in the application.

(4) No licensee shall change the location of his business until permission for such change has been endorsed on his licence by the Town Manager.

(5) A licence issued under this by-law may be issued to authorize the licensee to deal in one or more classes of second-hand good as may be specified in such licence and such licensee shall not deal in any class of second-hand goods not covered by his licence.

(6) The fee payable to the Town for a licence issued under this by-law shall be twenty-five dollars.

3. Every licence issued under this by-law shall expire on the 31st day of December in the year in which it is issued.
4. (1) Every person required by this by-law to be the holder of a licence shall keep or cause to be kept a record of every purchase or receipt by him of second-hand goods in which shall be entered at the time of purchase or receipt, the date and hour thereof, description of the article including any descriptive mark or name on the article, the price paid, the precise time of receipt of purchase, the name and residence of the person from whom the article was purchased or by whom it was delivered to him, the registration number and description of any motor vehicle used in delivering the article to him.  
  
(2) Any police officer may at any reasonable time inspect the records or premises of any licensee and the licensee shall upon request by the police officer produce for inspection by the Police Officer the records required to be kept under Subsection (1).
5. No licensee shall keep his place of business open for the purpose of receiving, selling or delivering salvage between the hours of nine o'clock in the afternoon and seven o'clock in the forenoon of the following day or on a Sunday.
6. A licensee shall cause his licence to be displayed in a conspicuous place on the premises where he carries on the business with respect to which the licence is issued.
7. (1) No licensee shall place or keep, or allow any other person to place or keep any second-hand goods on any portion of the street or sidewalk adjacent to the premises on which the licensee carried on his business, or between such street and sidewalk, or any

portion of such premises that is out-of-doors and within fifteen feet of the side of the sidewalk nearer the premises.

(2) The Town Manager may suspend or revoke the licence of any licensee who violates the provisions of subsection (1).

8. (1) Every person who violates any provision of this by-law is guilty of an offence and is liable on summary conviction to a fine of not less than twenty-five dollars and not more than one hundred dollars.

(2) In addition to any other penalty herein provided, the Town Manager may suspend or revoke the license of any licensee who violates any provision of this by-law.

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Town Clerk

1<sup>st</sup> Reading December 14, 1981

2<sup>nd</sup> Reading December 14, 1981

3<sup>rd</sup> Reading and Enacted December 29, 1981