

#11-05

AN ORDINANCE ESTABLISHING AND ADOPTING A NEW CHAPTER 237 OF THE CODE OF THE TOWNSHIP OF NORTH BRUNSWICK ENTITLED, "PAWNBROKERS AND PRECIOUS METALS AND GEMS BUYERS" TO SET FORTH REGULATIONS AND LICENSING REQUIREMENTS FOR SUCH ESTABLISHMENTS WITHIN THE TOWNSHIP OF NORTH BRUNSWICK

WHEREAS, there is a need to establish regulations and licensure requirements for establishments that operate as a pawnbrokers, and/or which deal in precious metals and gems.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey, that a new Chapter 237 of the Code of the Township of North Brunswick entitled, Pawnbrokers and Precious Metals and Gems Buyers, be and is hereby established and adopted to set forth regulations and licensing requirements for such establishments within the Township of North Brunswick as follows:

CHAPTER 237

PAWNBROKERS AND PRECIOUS METALS AND GEMS BUYERS

§237-1. Purpose and Intent.

The purpose and intent of this Chapter is to provide licensing and regulation of individuals dealing in precious metals, gems, second hand goods and pawn brokering to protect the residents of North Brunswick, and those transacting business in the Township of North Brunswick as permitted, in part, by N.J.S.A. 51:6A-1 et seq. and N.J.S.A. 45:22-1 et seq., the Pawnbroking Law. The licensing and regulation of such establishments will assist the North Brunswick Police Department and others in recovering stolen goods. All dealers in precious metals and gems shall comply with this Chapter in addition to all laws, rules and regulations as contained in N.J.S.A. 51:6A-1 et seq. and N.J.A.C. 13:47C-1.1 et seq.

§237-2. Definitions.

PAWNBROKER shall mean any person, partnership, association or corporation lending money on deposit or pledge of personal property, other than choses in action, securities, or printed evidences of indebtedness; or purchasing personal property on condition of selling it back at a stipulated price; or doing business as furniture storage warehouseman and lending money on goods, wares or merchandise pledged or deposited as collateral security.

PERSON shall mean individual natural persons, partnerships, joint ventures, societies, associates, clubs, trustees, trusts, corporations or unincorporated groups or any officers, agents, employees, servants, factors or any kind of personal representatives of any thereof, in any capacity, acting either for himself or for any other person under either personal appointment or pursuant to law.

PLEDGE shall mean an article or articles deposited with a pawnbroker in the course of his business.

PLEDGER shall mean a person who delivers the pledge into the possession of a pawnbroker, unless such person discloses that he is or was acting for another, and in such an event "pledger" means the disclosed principal.

PRECIOUS METALS AND GEMS shall mean items comprised of gold, silver, platinum, palladium and alloys thereof, gems, coins, containing precious metals and all forms of previously owned jewelry which contain precious metals.

PRECIOUS METALS AND GEMS BUYER shall mean a person engaged in the business of purchasing metals, gems, coins, containing precious metals and all forms of previously owned jewelry, either as a primary business or in connection with a related business, from any person who is not in the business of selling precious metals as required under N.J.S.A. 51:6A-1 to 51:6A-8 including, but not limited to, businesses commonly referred to as "jewelry stores."

SECONDHAND GOODS shall mean all forms of previously owned goods, including but not limited to: antiques, furniture, watches, china, crystal, paintings, precious metals and gems and goods containing precious metals and gems.