

**CITY OF CRYSTAL**

**ORDINANCE #2015 - 02**

**AN ORDINANCE RELATING TO SECONDHAND  
DEALERS AMENDING SECTION 1175.03 DEALING WITH EXEMPTIONS**

The City of Crystal Does Ordain:

Section 1. Crystal City Code, Chapter XI Business and Trade Regulations, is amended by amending Section 1175.03 to read as follows:

Section 1175-Secondhand goods dealers

1175.03. Exemptions. This section does not apply to or include the following:

- a) The sale of secondhand goods where all of the following conditions are present:
  - 1) the sale is held on property occupied as a dwelling by the seller, or owned, rented or leased by a charitable or political organization;
  - 2) the items offered for sale are owned by the occupant;
  - 3) the sale does not exceed a period of 72 consecutive hours;
  - 4) not more than two sales are held either by the same person or on the same property in any 12 month period; and
  - 5) none of the items offered for sale have been purchased for resale or received on consignment for purpose of resale.
- b) sales by a person licensed under section 1110 as a motor vehicle dealer;
- c) the sale of second hand books or magazines;
- d) the sale of goods at an auction held by a licensed auctioneer pursuant to section 1105;
- e) the business of buying or selling only those secondhand goods taken as part or full payment for new goods, and where such business is incidental to and not the primary business of a person;
- f) a bulk sale of property from a merchant, manufacturer or wholesaler having an established place of business or of goods sold at open sale from bankrupt stock;

- g) goods sold at a public market;
- h) goods sold at an exhibition; or
- i) the sale of secondhand clothing and personal clothing accessories including costume jewelry but excluding other jewelry; provided, however, that a license is required under subsection 1175.11 for which the annual fee is set by appendix IV.
- j) The sale of items that have been donated to the seller and not purchased or received on consignment for resale by the seller; provided, however, that a license is required under subsection 1175.11 for which the annual fee is set by appendix IV.
- k) The sale of refurbished appliances by a retail dealer in new and used appliances where the used appliances are refurbished at a location off-site from the retail sales location, and where the dealer does not accept appliances for trade in at the retail location.**

First Reading: February 17, 2015  
Second Reading and Adoption: March 3, 2015  
Publication Date: March 12, 2015  
Effective Date: April 11, 2015

  
\_\_\_\_\_  
Jim Adams, Mayor

ATTEST:

  
\_\_\_\_\_  
Christina Serres, City Clerk