



## THE TOWNSHIP OF MILLBURN

375 MILLBURN AVENUE  
MILLBURN, NEW JERSEY 07041

OFFICE OF TOWNSHIP CLERK

(973) 564-7073  
FAX (973) 564-7468

November 27, 2012

RE: 2013 Secondhand Jewelry and Precious Metals License

To Whom It May Concern:

Enclosed please find your application for a Secondhand Jewelry and Precious Metals License.

Also enclosed is a form to "Request a Criminal History Record". If you have been fingerprinted for this license in previous years, please complete the form and return it with a money order in the amount of \$18.00, made payable to the New Jersey Division of State Police - SBI. If you have not been previously been fingerprinted, please contact Det. Lt. Keith Laverty, (973) 564-7016, to receive instructions regarding the fingerprinting process. All applicants are to submit two passport-sized photographs with their application.

Please return the completed application and \$250 licensing fee to Det. Lt. Keith Laverty, Millburn Police Department, and 435 Essex Street, Millburn, NJ 07041.

If you have any questions, please contact the Office of the Township Clerk at (973)564-7092.

Sincerely,

Megan Patrick  
Assistant Township Clerk

TOWNSHIP OF MILLBURN  
Office of the Township Clerk, (973) 564-7073  
Town Hall, 375 Millburn Ave., Millburn 07041

APPLICATION FOR LICENSE  
DEALERS IN SECOND-HAND JEWELRY AND PRECIOUS METALS

Applicant's Name \_\_\_\_\_  
(Person, Partnership, Corporation, or Other Entity)

Applicant's Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

Residence  
Address \_\_\_\_\_

Township Business Location \_\_\_\_\_

Telephone Number(s) \_\_\_\_\_ (B) \_\_\_\_\_ (H)

Address(es) of Other Business Location(s) \_\_\_\_\_

FOR CORPORATE/PARTNERSHIP APPLICANTS, LIST THE FOLLOWING FOR EACH PERSON  
HAVING MORE THAN A TEN PER-CENT (10%) INTEREST IN THE APPLICATION.

1. Name/Address \_\_\_\_\_

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

2. Name/Address \_\_\_\_\_

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

3. Name/Address \_\_\_\_\_

Social Security Number \_\_\_\_\_ Date of Birth \_\_\_\_\_

(Attach additional sheet if necessary)

\_\_\_\_\_ Date: \_\_\_\_\_  
Applicant's signature

FOR OFFICE USE ONLY

Fee received \_\_\_\_\_ Date: \_\_\_\_\_ (Permanent based business: \$250/yr.); Itinerant: \$50/day)

Date Fingerprints Submitted \_\_\_\_\_ Date Investigation Approved \_\_\_\_\_ Denied \_\_\_\_\_

\_\_\_\_\_  
Township Clerk's Signature

\_\_\_\_\_  
Police Chief's Signature

- t. Each gasoline station located within two hundred (200') feet of a residence shall be closed from 11:00 p.m. to 6:00 a.m., except that this provision shall not apply to a gasoline station which abuts Morris Turnpike. (1967 Code § 8-15-9; Ord. No. 9-88 § 1)

**4-14.10 Revocation of License.** Any license issued shall be revocable by the Township Committee after hearing and good cause shown, upon fifteen (15) days' notice in writing to be given the licensee either by serving the same upon the licensee personally or by leaving the same at the place of business of such licensee. (1967 Code § 8-15-10; Ord. No. 9-88 § 1)

**4-14.11 New Jersey Underground Storage Tank Law.** Nothing contained herein shall be deemed to alleviate the owner and/or operator of a gasoline station containing an underground fuel storage tank from complying with the New Jersey Underground Storage Tank Law, if applicable, and this section shall not be deemed to supersede or conflict with the Act; provided however, no license shall be issued unless the applicant is in compliance with the New Jersey State Underground Storage Tank Law, N.J.S.A. 58:10A-21, et seq. (1967 Code § 8-15-11; Ord. No. 9-88 § 1)

**4-15-4-31 RESERVED.**

#### **4-32 DEALERS IN SECONDHAND JEWELRY AND PRECIOUS METALS.**

**4-32.1 Definitions.** As used in this section:

*Dealer* shall mean any person, partnership, corporation or other entity, whether permanent or itinerant, who on one (1) or more occasions (through any means) buys or sells secondhand gold, silver, precious metals, gems or jewelry, and includes anyone advertising the purchase or sale of any of the aforementioned items.

*Itinerant business* shall mean any business conducted intermittently within the Township or at varying locations.

*Minor* shall mean any person under the age of eighteen (18) years.

*Permanent based business* shall mean any business conducted on a year-round basis and housed in a single structure, such as a store or residence. (1967 Code § 8-14-1; Ord. No. 37-83 § 1)

#### **4-32.2 License Required; Investigation; Issuance or Denial of License.**

- a. Each dealer in secondhand jewelry and precious metals conducting business within the Township shall first obtain a license to do so and shall apply therefor to the Township Clerk. The application shall contain the following information:
1. The name and permanent address of the applicant.

2. If the applicant is a corporation, partnership or other business entity, the names and addresses of each person having more than a ten (10%) percent interest in the applicant.
  3. The address of the applicant's place of business within the Township and any other business location of the applicant.
  4. The applicant's photograph.
- b. The Chief of Police shall cause such investigation to be made of the applicant's business and moral character as he/she deems necessary for the public good. Such investigation shall include fingerprinting of the applicant.
  - c. The Chief of Police, after inserting thereon his/her recommendations and results of any investigations relative to the license applied for, shall forward the application to the Township Clerk.
  - d. If the finding of the Chief of Police is that the applicant's business or moral character is unsatisfactory based on one (1) or more of the following findings or on other evidence:
    1. Conviction of a crime involving moral turpitude;
    2. Prior violations of an ordinance regulating dealers in used jewelry and precious metals;
    3. Evidence of previous fraudulent conduct;
    4. Evidence of bad character;

the Township Clerk shall deny the application in writing, and shall send a copy, plainly marked "Not Approved," to the Police Department.
  - e. If the finding of the Chief of Police is that the applicant's business and moral character are satisfactory, the Township Clerk shall issue a license to the applicant.  
(1967 Code § 8-14-2; Ord. No. 37-83 § 1)

**4-32.3 License Fees; Expiration of License.**

- a. Upon issuance of a license, the fee shall be based as follows:
  1. Permanent-based business: Two hundred fifty dollars (\$250.00) per year.
  2. Itinerant business: Fifty dollars (\$50.00) per day of business.
- b. A license issued under the provisions of this section shall not be transferable and shall terminate on December 31 of the year in which the license is issued.  
(1967 Code § 8-14-3; Ord. No. 37-83 § 1; New)

**4-32.4 Recordkeeping Required; Inspection of Records.** Each dealer shall maintain a complete record of each purchase and sale including the amount paid; description of item; any identifying numbers; name, residence, age and description of the persons from whom the items were purchased, received or sold; and requiring

such person to sign a receipt for each item. These records shall be subject to the inspection of any authorized Police Officer of the Township. The dealer shall maintain such records for at least two (2) years after each transaction. (1967 Code § 8-14-4; Ord. No. 37-83 § 1)

**4-32.5 Notice of Transaction to Police; Time Limit.** Each dealer doing business in the Township shall deliver to the Chief of Police the description of all items purchased, received or sold, within forty-eight (48) hours of the completion of the transaction, on forms prescribed by the Chief of Police. (1967 Code § 8-14-5; Ord. No. 37-83 § 1)

**4-32.6 Waiting Period Prior to Changing Form of or Selling Articles.** No dealer shall sell, melt or change the form of or dispose of any articles purchased or received within three (3) days of the date of purchase, and all such items shall be made available to the Chief of Police or any Police Officer of the Township upon request, for at least three (3) days. (1967 Code § 8-14-6; Ord. No. 37-83 § 1)

**4-32.7 Dealing with Minors or Intoxicated Persons.** Each dealer must require identification of the person with whom it is transacting business; and no transaction may be made with any minor, as herein defined, and also with any individual who is in an intoxicated state and/or is under the influence of intoxicating liquor, narcotics, hallucinogenic or habit-producing drugs. (1967 Code § 8-14-7; Ord. No. 37-83 § 1)

**4-32.8 Revocation of License; Notice of Hearing.**

- a. Licenses issued under the provisions of this section may be revoked by the Township Committee after hearing on notice for any of the following causes:
  1. Fraud, misrepresentation or false statement contained in the application for license.
  2. Fraud, misrepresentation or false statement made in the course of carrying on the business of purchasing secondhand precious metals, gems and jewelry.
  3. Any violation of this section.
  4. Conviction of any crime or disorderly persons' offense involving moral turpitude.
  5. Conducting the business of soliciting or canvassing in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- b. Notice of the hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the licensee at his/her last known address at least five (5) days' prior to the date set for the hearing.  
(1967 Code § 8-14-8; Ord. No. 37-83 § 1)

**4-32.9 Inapplicability.** This section shall not be applicable to any person, partnership, corporation or entity who receives secondhand gold, silver, precious metals, gems or jewelry as a gift. (1967 Code § 8-14-9; Ord. No. 37-83 § 1)

~~4-33-4-35~~ RESERVED.

~~4-36~~ TAXICABS AND AUTOMOBILE LIVERIES.\*

## PART I. REGULATIONS

**4-36.1 Definitions.** As used in this chapter:

*Auto livery* shall mean any automobile or vehicle engaged in the business of carrying passengers for hire and operating from private property only, either by the trip, hour, day or other fixed period, or to transport passengers to a specified place, or which charge a fare or price agreed upon in advance between the operator and the passenger and which does not solicit or accept passengers for hire upon the public streets, taxicab stands or any other public places of or within the Township.

*Driver* shall mean the chauffeur, driver or operator of either a taxicab or an auto livery.

*Owner* shall mean the person in whose name a vehicle is registered with the State Division of Motor Vehicles.

*Taxicab* shall mean any automobile or motor vehicle licensed to engage in the business of carrying passengers for hire and offered, announced or advertised to operate or run as a taxicab from a public stand, hotel, motel, station, street, highway or other public place within the Township.

*Vehicle* shall mean both a taxicab and an auto livery, unless otherwise specifically designated.  
(1967 Code § 23-1-1)

**4-36.2 Compliance with Chapter; Misrepresenting Vehicles as Licensed.** No motor vehicle shall be offered or operated for the transportation of passengers for hire within the Township except in compliance with the regulations prescribed by this section, and unless such vehicle and the operator thereof have been licensed as provided in this section. No vehicle for which a taxicab license has not been issued and is not in full force and effect shall be used or held out as a taxicab, nor shall any person represent by word, sign, gesture or by means of the color or model thereof or

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\*For State law as to taxicabs, etc., generally, see N.J.S.A. §§ 48:16-1 to 48:16-28.

**Formerly Sagem Morpho Inc**

(1) Originating Agency Number (ORI #) <b>NJ0071200</b>		(2) Category <b>LOX</b>		(3) Statute Number <b>13:59-1</b>	
(4) Reason for Fingerprinting <b>LOCAL ORDINANCE</b>			(5) Document Type <b>S1</b>	(6) Payment Information <b>\$41.00</b>	
(7) Contributor's Case # (Unique Identifier)			(8) Miscellaneous		
(9) First Name		(10) MI	(11) Last Name		
(12) Daytime Phone Number ( ) -		(13) Social Security Number	(14) Date of Birth	(15) Height	(16) Weight
(17) Maiden Name (if married female)		(18) Place of Birth (U.S. State -for US Citizen; Country for all others)		(19) Country of Citizenship	
(20) Home Address					
Address		City		State	Zip
(21) Gender (Select one) Male ( ) Female ( ) Both ( )	(22) Hair Color (Indicate most predominant color, one only)	(23) Eye Color	(24) Race (Select One) A Asian/ Pacific Islander ( includes Asian Indian) B Black                      W White ( Includes Hispanic/ Spanish Origin) U Unknown                I American Indian / Alaska Native		
(25) Occupation	(26) Employer (Name)				
	Employer Address				
	City		State	Zip	

**APPLICANT INFORMATION – READ THIS FORM CAREFULLY AND FOLLOW ALL INSTRUCTIONS TO COMPLETE THE FINGERPRINT PROCESS. You MUST present this completed form at your appointment to be FINGERPRINTED. NO EXCEPTIONS ALLOWED. Applicants without forms or with incomplete forms will not be printed.**

**IDENTIFICATION IS REQUIRED- ACCEPTABLE ID REQUIREMENTS –ID MUST include Photo, Name, Address (Home/ Employer) and Date of Birth. Acceptable ID MUST be issued by a Federal, State, County or Municipal entity for Identification purposes. Examples of acceptable ID are: 1) Valid Photo Drivers License or Valid Photo ID issued by any State DMV or NJ MVC, 2) Passport. Acceptable ID MUST meet all of the underlined requirements above and MUST be present on one (1) ID. Combinations of documents are NOT acceptable. If acceptable ID is not presented you will not be fingerprinted.**

For applicants who are required to pay for their own fingerprinting fees, payment is required at the time of scheduling. Payment may be made with a credit card or electronic debit from a checking account. Remember your account will automatically be debited. An \$11 fee is charged to cover the cost of a scheduled appointment for applicants who do not cancel/reschedule by noon on the business day prior to your scheduled appointment (Saturday noon for Monday appointments). All appointments can be canceled/rescheduled via the web without penalty if cancellation requirements are met. The \$11 fee will also apply for applicants who are turned away from the printing sites due to the inability to present proper ID, who fail to present this completed Universal Fingerprint Form provided to you by your requesting agency or employer, or who are turned away because information on this form does not match the information provided during the scheduling process. You will be refunded State and Federal search fees only.

Appointment scheduling is available via the web at [www.bioapplicant.com/nj](http://www.bioapplicant.com/nj), 24 hours per day, 7 days per week. For applicants who do not have web access, appointments can be made by contacting us toll free at **(877) 503-5981** on a first call, first served basis Monday through Friday, 8:00 AM to 5:00 PM EST and Saturday, 8:00 AM to 12 noon EST. English and Spanish speaking operators are available. Hearing impaired scheduling is available at (800) 673-0353. ONLY applicants who schedule through the call center can make payment by money order at the fingerprint site. No other form of payment is accepted at the fingerprint site.

Your APPLICANT ID, Site, Date, Time of your appointment, and payment authorization will be confirmed by the call center agent or web confirmation when scheduling is complete. You must record this information in the appropriate blocks below while speaking with the operator. If you appear for fingerprinting at a site where you are not scheduled or on a different date and time, you will be turned away and not fingerprinted. If applicable, you may incur the \$11 appointment fee.

Your PCN number will be recorded when your fingerprinting has been completed. You MUST retain a copy of the form and a copy of the receipt provided to you by the Fingerprint Technician for your records. **NO RECEIPTS WILL BE PROVIDED AFTER THE DATE OF PRINTING.**

Applicant ID No.	Scheduled Site/ Date/ Time	PYMT Authorization	PCN
Agency Information #1 <b>MILLBURN PD</b>		Agency Information #2	

**APPLICANTS MUST NOT ALTER, SHARE, OR REUSE THIS FORM**

# REQUEST FOR CRIMINAL HISTORY RECORD INFORMATION FOR A NONCRIMINAL JUSTICE PURPOSE

(TYPE OR PRINT ALL INFORMATION)

COMPLETE NAME AND ADDRESS OF REQUESTING AGENCY

**MILLBURN POLICE DEPT.  
LAW ENFORCEMENT BLDG.  
435 ESSEX STREET  
MILLBURN, NJ  
07041**

ASSIGNED IDENTIFIER (ORI Number)

NJ0071200

REQUESTING AGENCY USE ONLY

NAME (Including Maiden Name)

SBI NUMBER (If Known)

(Last Name) (Maiden Name) (First Name) (Middle)

ADDRESS

FBI NUMBER (If Known)

(Number) (Street) (City) (State)

DOB

SEX

RACE

SOCIAL SECURITY NUMBER

(Month) (Day) (Year)

I certify that I am authorized to receive Criminal History Record Information pursuant to a Federal or State Statute, Rule or Regulation, Executive Order, Administrative Code Provision, Local Ordinance, or Resolution. I understand that the Criminal History Record Information received shall not be disseminated to persons unauthorized to receive the information.

TWP. ORDINANCE 4-32.2

(Enter the appropriate Statute, Rule or Regulation, Executive Order, Administrative Code, Local Ordinance, or Resolution.)

DET. LT. KEITH LAVERTY

Type or Print Name of Authorized Person Making Request

644  
Signature of Authorized Person Making Request

## AUTHORIZATION BY SUBJECT OF REQUEST AND PRIVACY ACT NOTIFICATION

**Supervisor, State Bureau of Identification:**

I hereby authorize the release of any Criminal History Record Information maintained by your agency, meeting dissemination criteria, for the above stated Noncriminal Justice Purpose to \_\_\_\_\_

(Insert name of agency you authorize to receive this information)

Pursuant to the Privacy Act of 1974 (P.L. 93-579), I realize that disclosure of my social security number is voluntary. I also realize my social security number will be used by the State Bureau of Identification for the purpose of facilitating the security check authorized by the above referenced authority. Any information released as a result of this authorization, including the furnishing of my social security number, shall be used only for the express purpose of processing the above indicated application.

Signature of Applicant

Date