City of Phoenix
CITY CLERK DEPARTMENT
LICENSE SERVICES

May 2, 2019

NEW MEETING DATE AND LOCATION

UPDATE ON PROPOSED CHANGE TO SCRAP METAL DEALER LICENSE REQUIREMENTS RELATED TO USED BEVERAGE CONTAINERS (ALUMINUM CANS)

To: Scrap Metal Dealers

From: Phoenix City Clerk Department – License Services Office

Re: Potential Change in Licensing Requirements for Some Scrap Metal Businesses

Proposed Change:
Require businesses that deal exclusively in aluminum cans to obtain a scrap metal dealer license. The text of the draft proposed amendment to Chapter 19 of the Phoenix City Code is attached to this notice.

Summary of Issue:
Transacting in scrap metal is regulated by Arizona Revised Statutes (ARS) and the Phoenix City Code. The City Code (Chapter 19, Section 19-1.27) currently provides an exemption for businesses that deal exclusively in aluminum cans from the requirement to obtain a scrap metal dealer license from the City of Phoenix. The proposed amendment would remove that exemption.

No new fees are proposed. However, as a result of the proposed ordinance change, some businesses that are not currently required to obtain a scrap metal dealer license from the City of Phoenix will now be required to comply with the licensing requirements and pay the corresponding existing fees.

Information about this proposed change was posted on the City's Web site and mailed to stakeholders in February 2019. Members of the public were invited to provide feedback in writing, via telephone and/or at a public meeting on March 5, 2019. License Services received one comment in support and no comments in opposition to the proposed change during the comment period.

If approved by the City Council, this change would take effect on Sept. 5, 2019.

Next Steps***and New Meeting Date and Location***
This item was originally scheduled to be heard by the City Council Public Safety and Veterans Subcommittee at their meeting on May 8. That meeting has been rescheduled to May 14, 2019 at 1:00 p.m. in the Phoenix City Council Chambers. If recommended for approval, the item would be considered by the full City Council at their meeting on June 5, 2019 at 2:30 p.m. Agendas for these meetings, *which are subject to change*, will be available at phoenix.gov/publicmeetings.

If you have questions or would like to be added to the email notification list on this issue, please email licenseservices@phoenix.gov or contact Deputy City Clerk Elizabeth Martin Parker at 602.261.8749.

For more information, visit www.phoenix.gov/licenseservices, under **Vending/Scrap Metal Dealers**.

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ORDINANCE G-_____

AN ORDINANCE AMENDING CHAPTER 19, ARTICLE I, SECTION 19-1, SUBSECTION 27 OF THE PHOENIX CITY CODE RELATING TO THE REGULATION OF SCRAP METAL DEALERS TO CONFORM THE PHOENIX CITY CODE TO AN AMENDMENT OF STATE LAW RELATING TO SCRAP METAL DEALERS.

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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. Chapter 19, Article I, Section 19.1, Subsection 27 of the Phoenix City Code, is amended to read:

27. *Scrap metal dealer* means a person or business entity, including all employees of the person or business entity, except automotive recyclers as defined and licensed pursuant to Title 28, Chapter 10, Arizona Revised Statutes, and whose primary business is the dismantling, selling or disposing of parts or accessories of motor vehicles, engaged in the business of purchasing, trading, bartering or otherwise receiving secondhand or cast-off material of any kind, ~~except used beverage containers,~~ which is commonly known as scrap metal.

SECTION 2. This Ordinance shall become effective on September 5, 2019.

PASSED by the Council of the City of Phoenix this __ day of June, 2019.

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M A Y O R

ATTEST:

_____ City Clerk

APPROVED AS TO FORM:

_____ Acting City Attorney

REVIEWED BY:

_____ City Manager

DRL:xxx:2086267v1: (Item# XXXX) X/X/19

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