

ORDINANCE #65

AN ORDINANCE PERTAINING TO THE ESTABLISHMENT  
AND OPERATION OF A USED CAR DEALERSHIP  
IN THE VILLAGE OF GLYNDON

THE VILLAGE COUNCIL OF THE VILLAGE OF GLYNDON DOES

ORDAIN:

Section 1.

Definitions. Terms used in this section shall mean:

(a) Used car dealer. Any person engaged in the business of buying or selling, or both, of three or more used motor vehicles.

(b) Used motor vehicle: Any motor vehicle or motor vehicle trailer which has had the title transferred from the person who first took title to it from the manufacturer, importer or agent of the manufacturer or importer.

Section 2.

License. No person shall engage in the business of used automobile dealer without a license therefor.

Section 3.

Application. The application for a license under this section shall be in writing to the Council and signed and verified by the applicant on forms to be provided by the Village Clerk. Such application shall state:

- (a) The name of the applicant and all persons associated with him in the business or having an interest therein;
- (b) The place where such business is to be conducted;
- (c) The present place of business of the applicant;
- (d) The place of residence of and business engaged in by the applicant for the 5 years last past;
- (e) The names of two or more responsible persons, who are residents of Minnesota, having knowledge of the applicant's business and whereabouts during said 5 years, and whose favorable recommendations as to integrity and business ability of the applicant shall accompany said application;
- (f) Whether or not the applicant has, or any person associated with him or having any interest in his business has been convicted of a felony or gross misdemeanor and, if so, for what crime, the date of conviction, and the court wherein convicted. This condition shall not be required upon application for a renewal of the license;
- (g) Proof, satisfactory to the Council, that the applicant is the possessor of a license from the State of Minnesota to deal in the sale of used motor vehicles;
- (h) Proof, satisfactory to the Council, that the applicant has public liability insurance with coverage of \$100,000.00 for any one individual, and up to \$300,000.00 for one occurrence, and property damage insurance to the amount of \$10,000.00.

Section 4.

License Fee. The annual fee for such license is \$100.00 except for those dealers possessing a franchise from a manufacturer or importer for the sale of new automobiles and also having garage facilities and an adequate stock of new parts on hand for the repair of such automobiles the license fee shall be \$25.00.

Section 5.

Duration of License. The license issued to any applicant shall expire on the first Tuesday of May after issuance, and if the license is issued for a time less than one year, the license fee shall be prorated on a monthly basis.

Section 6.

Advertising. No licensee shall use advertising of any nature which is not accurate in all of its material particulars, or which misrepresents merchandise (including its age, use, quality, origin, or credit terms or values), and no licensee shall use advertising or selling methods which tend to or actually deceives or misleads the public.

Section 7.

Record of Sales. Each licensee shall keep and preserve a book in which there shall be made a record of each sale or exchange of a used motor vehicle, such record to include the name, place or residence with street and number, to whom such vehicle is delivered, the date delivered, and a description of the vehicle including its license, motor, and serial numbers, and make and model of such vehicle. This book shall be open at all reasonable time to the inspection of the Chief of Police.

Section 8.

Location. No used car lot shall be located within 200 feet of any residence.

Section 9.

This Ordinance shall take effect and shall be in full force and effect after its passage and publication.


Section 10.

Penalties. Whoever violates the provisions of this Ordinance shall, upon conviction thereof, be sentence to imprisonment in the County Jail for not more than 90 days or to pay a fine of not more than \$300.00 or both.

Passed by the Village Council of the Village of Glyndon, Minnesota, this 16th day of May, 1973.

  
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Fay Bolin, Mayor

ATTEST:

  
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Dennis Johnson, Clerk