



**Town of Braintree**  
**BOARD OF LICENSE COMMISSIONERS**  
One JFK Memorial Drive  
Braintree, MA 02184  
Telephone: (781) 794-8151 Fax: (781) 794-8305

## **REQUIREMENTS FOR JUNK, SECONDHAND & SALVAGE DEALERS**

**Fee:** \$75 filing fee; \$1000 for license fee (if approved)

- (1) APPLICATION FORM**
- (2) CORI FORM** (to be completed by the applicant) **& COPY OF GOVERNMENT ISSUED PHOTOGRAPHIC ID**
- (3) WORKERS' COMPENSATION INSURANCE AFFIDAVIT & ATTACH CERTIFICATE OF INSURANCE**
- (5) CORPORATION**
  - Obtain Certificate of Good Standing from the Commonwealth of MA – Secretary of State's Office
  - Copy of the Articles of Organization
- (6) LIMITED LIABILITY COMPANY (LLC)**
  - Obtain Certificate of Organization (Commonwealth of MA – Secretary of State's Office)
  - Obtain Certificate of Good Standing (Commonwealth of MA – Secretary of State's Office)
  - Copy of Operating Agreement
- (7) BUSINESS CERTIFICATE** obtainable from the Town Clerk
- (8) LETTER OF INTRODUCTION ADDRESSED TO THE BOARD OF LICENSE COMMISSIONERS**  
(e.g. background on applicant, operate similar business in other cities/towns, applicant's intentions for operating a business in Braintree)
- (11) MUST CONTACT** Melissa Santucci Rozzi, Principal Planner, Planning & Community Development Dept, (781) 794-8234) or e-mail her at [msantucci@braintreema.gov](mailto:msantucci@braintreema.gov) to inquire if a Special Permit is required for this location (The Planning Department is located at 90 Pond St., 2<sup>nd</sup> Floor)
- (12) PUBLIC HEARING NOTICE & ABUTTER NOTIFICATION**  
**(applicant responsible for advertising costs)**  
You must obtain a list of direct abutters to the property as well as abutters directly across the street from the DPW Engineering Division, 90 Pond St and have this list certified by the Board of Assessors, 1st Floor, Town Hall, One JFK Memorial Dr. Newspaper notice must be published at least 10 days prior to the hearing. Within three (3) days after publication, mail the "Notice of Public Hearing" certified mail to all abutters. Prior to the hearing, submit the abutter's certified return receipts along with a "Signed Affidavit" stating the date notices were mailed

**NOTE: \*\* APPLICATION MUST BE COMPLETE UPON SUBMISSION TO THE LICENSING OFFICE\*\*  
BEFORE A HEARING DATE IS SCHEDULED\*\***

The Licensing Commission meets on the 2<sup>nd</sup> & 4<sup>th</sup> Tuesday of the month. Applicants **MUST** attend the meeting. Please allow at least 4 weeks to process the application

The Commonwealth of Massachusetts  
Town of Braintree



APPLICATION FOR  
JUNK, SECONDHAND AND SALVAGE DEALERS

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a Junk/Secondhand/Salvage License to Buy, Sell, Exchange, and Store, Junk/Secondhand/Salvage, in accordance with the provisions of Chapter 140 of the General Laws and Title 5 Chapter 5-560 of the local Ordinances for the Town of Braintree.

1) What is the name of the concern? \_\_\_\_\_  
\_\_\_\_\_

**Business address of concern**

(Street & No) \_\_\_\_\_  
(City or Town) \_\_\_\_\_  
(Zip Code) \_\_\_\_\_ (Phone No. ( ) \_\_\_\_\_ - \_\_\_\_\_)

**Address of Junk/Secondhand/Salvage Operation**

(If different from Business Address)

(Street & No) \_\_\_\_\_  
(Name of Operations Manager) \_\_\_\_\_ (Phone No) ( ) \_\_\_\_\_ - \_\_\_\_\_

**Operations Manager Signature** \_\_\_\_\_

The signature of the Operations Manager is hereby authorizing the Town of Braintree to conduct a CORI background check. A favorable report is required for the issuance of this License.

2) Is the above concern an individual, co-partnership, an association, or corporation?  
\_\_\_\_\_

3) If an individual, state full name and residential address.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4) If a co-partnership, state full names and residential addresses of all persons composing it.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5) If an association or corporation, state full names and residential addresses of the principal officers.  
President: \_\_\_\_\_  
Secretary: \_\_\_\_\_  
Treasurer: \_\_\_\_\_

6) Are you engaged principally in the business of buying, selling, exchanging, and storing of Junk/Secondhand/Salvage? \_\_\_\_\_

7) Specify in detail the type, amount, and classification of the Junk/Secondhand/Salvage to be processed or stored on site?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8) Are any materials deemed to be hazardous?  
\_\_\_\_\_

9) Type of fuel storage and amount on site.  
\_\_\_\_\_

10) Number and type of on site equipment to be used. \_\_\_\_\_

11) Daily number of vehicle trips to this site.  
\_\_\_\_\_

12) Number of days and hours of operation (Note: not allowed between 6pm & 7am).  
\_\_\_\_\_

13) Have you ever applied for a license to deal in Junk/Secondhand/Salvage? \_\_\_\_\_  
If yes, what city or town and State? \_\_\_\_\_

14) Has any license issued to you in any state ever been suspended or revoked?  
\_\_\_\_\_

15) Have you ever been denied a license to operate a Junk/Salvage yard? \_\_\_\_\_

16) Describe mitigating measures to protect ground water and surface water runoff.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**\*\*A Certified Plot Plan of the property, indicating all areas to be used for the Junk/Secondhand/Salvage Operation must be attached with this application**

The concern acknowledges, understands and shall conduct business in accordance with the general operating requirements as outlined in Title 5 Chapter 5-560 of the local Ordinances for the Town of Braintree, in accordance with the provisions of Chapter 140 Section 54 of the General Law. Failure to comply with any provisions of this Ordinance and conditions of this permit may result in suspension or revocation of said permit. In addition, the applicant is required to register business with the Town Clerk.

Signed and Sealed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ under the pains and penalties of perjury.

Sign your full name \_\_\_\_\_  
(Duly authorized to represent the concern herein mentioned)

**IMPORTANT**

**All questions must be answered with full information. Any false statements herein may result in rejection of your application or the subsequent revocation.**

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**\*\*\*Applicant will not fill the following\*\*\***

License No. \_\_\_\_\_ Granted \_\_\_\_\_ Fee \$ \_\_\_\_\_

**Board of License Commissioners**

Signed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Chapter 140 of the General Laws, Ter. Ed., with amendments Thereto (Extract)**

Section 54. Junk Dealers

Cities and Towns by ordinance or by-law may provide for the licensing, by the police commissioner in Boston, by the license commission in Lowell, by the Aldermen in other cities and by the Selectmen in town, of suitable persons to be collectors of dealers in or keepers of shops for the purchase, sale or barter of junk or second hand articles, may make rules and regulations relative to their business and may provide for the supervision thereof. Said licensing board or officer may, except as otherwise provided in such ordinance or by-law, make additional rules, regulations and restrictions which shall be expressed in all licenses. Said licenses may be revoked at pleasure, and shall be subject to section two hundred and two to two hundred and five, inclusive, except that societies, associations or corporations organized solely for religious or charitable purposes and their agents shall not be required to pay a fee for such license.

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**Application for Junk, Secondhand and Salvage Dealers**

**APPLICANT WILL NOT FILL THE FOLLOWING BLANKS:**

**Application No. \_\_\_\_\_**

**License No. \_\_\_\_\_**



Joseph C. Sullivan  
Mayor

**TOWN OF BRAINTREE  
BOARD OF LICENSE COMMISSIONERS**

One JFK Memorial Drive  
Braintree, Massachusetts 02184  
Tel: 781-794-8151 Fax: 781-794-8128

**LICENSING BOARD**

Joseph F. Powers, Town Clerk, Chairman  
Mary E. McGrath, Dir Municipal Lic, Clerk  
Russell W. Jenkins, Police Chief  
James F. O'Brien, Fire Chief  
Russell Forsberg, Inspector of Buildings

**Licensing/Legal Assistant**

Annette M. McLaughlin

**CRIMINAL OFFENDER RECORD INFORMATION (CORI)  
ACKNOWLEDGEMENT FORM**

TO BE USED BY ORGANIZATIONS CONDUCTING CORI CHECKS FOR EMPLOYMENT, VOLUNTEER,  
SUBCONTRACTOR, LICENSING, AND HOUSING PURPOSES

**The Town of Braintree Board of License Commissioners** is registered under the provisions of M.G.L. c. 6, §172 to receive CORI for the purpose of screening current and otherwise qualified prospective employees, subcontractors, volunteers, license applicants, current licensees, and applicants for the rental or lease of housing.

As a prospective or current employee, subcontractor, volunteer, license applicant, current licensee, or applicant for the rental or lease of housing, I understand that a CORI check will be submitted for my personal information to the DCJIS. I hereby acknowledge and provide permission to the Town of Braintree Board of License Commissioners to submit a CORI check for my information to the DCJIS. This authorization is valid for one year from the date of my signature. I may withdraw this authorization at any time by providing The Town of Braintree Board of License Commissioners with written notice of my intent to withdraw consent to a CORI check.

**FOR EMPLOYMENT, VOLUNTEER, AND LICENSING PURPOSES ONLY:** The Town of Braintree Board of License Commissioners may conduct subsequent CORI checks within one year of the date this Form was signed by me provided, however, that The Town of Braintree Board of License Commissioners must first provide me with written notice of this check.

By signing below, I provide my consent to a CORI check and acknowledge that the information provided on Page 2 of this Acknowledgement Form is true and accurate.

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SIGNATURE

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DATE

**SUBJECT INFORMATION:**

\_\_\_\_\_  
Last Name                                      First Name                                      Middle Name                                      Suffix

Maiden Name (or other name(s) by which you have been known) \_\_\_\_\_

Date of Birth \_\_\_\_\_ Place of Birth \_\_\_\_\_

Last Six Digits of Your Social Security Number: \_\_\_\_\_ - \_\_\_\_\_

Sex: \_\_\_\_\_ Height: \_\_\_\_\_ ft. \_\_\_\_\_ in. \_\_\_\_\_ Eye Color: \_\_\_\_\_ Race: \_\_\_\_\_

Driver's License or ID Number: \_\_\_\_\_ State of Issue: \_\_\_\_\_

Mother's Full Maiden Name \_\_\_\_\_

Father's Full Name \_\_\_\_\_

Current and Former Addresses:

Street Number & Name \_\_\_\_\_ City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Street Number & Name \_\_\_\_\_ City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

**⚡ NOTE: DO NOT COMPLETE THE INFORMATION BELOW**

\_\_\_\_\_  
The above information was verified by reviewing the following form(s) of government issued identification:

- Massachusetts Driver's License
- Other \_\_\_\_\_

VERIFIED BY: \_\_\_\_\_

Name of Verifying employee (Please Print)

\_\_\_\_\_  
Signature of Verifying Employee



The Commonwealth of Massachusetts  
 Department of Industrial Accidents  
 Office of Investigations  
 600 Washington Street  
 Boston, MA 02111  
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses

Applicant Information

Please Print Legibly

Business/Organization Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_ Phone #: \_\_\_\_\_

Are you an employer? Check the appropriate box:

- 1.  I am a employer with \_\_\_\_\_ employees (full and/ or part-time).\*
- 2.  I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3.  We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]\*\*
- 4.  We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5.  Retail
- 6.  Restaurant/Bar/Eating Establishment
- 7.  Office and/or Sales (incl. real estate, auto, etc.)
- 8.  Non-profit
- 9.  Entertainment
- 10.  Manufacturing
- 11.  Health Care
- 12.  Other \_\_\_\_\_

\*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

\*\*If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

*I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.*

Insurance Company Name: \_\_\_\_\_

Insurer's Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Policy # or Self-ins. Lic. # \_\_\_\_\_ Expiration Date: \_\_\_\_\_

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

*I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Phone #: \_\_\_\_\_

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: BRAINTREE Permit/License # \_\_\_\_\_

Issuing Authority (circle one):

- 1. Board of Health
- 2. Building Department
- 3. City/Town Clerk
- 4. **Licensing Board**
- 5. Selectmen's Office
- 6. Other \_\_\_\_\_

Contact Person: Licensing Office Phone #: 781-794-8151

# Information and Instructions

Massachusetts General Laws chapter 152 requires all employers to provide workers' compensation for their employees. Pursuant to this statute, an *employee* is defined as "...every person in the service of another under any contract of hire, express or implied, oral or written."

An *employer* is defined as "an individual, partnership, association, corporation or other legal entity, or any two or more of the foregoing engaged in a joint enterprise, and including the legal representatives of a deceased employer, or the receiver or trustee of an individual, partnership, association or other legal entity, employing employees. However, the owner of a dwelling house having not more than three apartments and who resides therein, or the occupant of the dwelling house of another who employs persons to do maintenance, construction or repair work on such dwelling house or on the grounds or building appurtenant thereto shall not because of such employment be deemed to be an employer."

MGL chapter 152, §25C(6) also states that "every state or local licensing agency shall withhold the issuance or renewal of a license or permit to operate a business or to construct buildings in the commonwealth for any applicant who has not produced acceptable evidence of compliance with the insurance coverage required."

Additionally, MGL chapter 152, §25C(7) states "Neither the commonwealth nor any of its political subdivisions shall enter into any contract for the performance of public work until acceptable evidence of compliance with the insurance requirements of this chapter have been presented to the contracting authority."

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## Applicants

Please fill out the workers' compensation affidavit completely, by checking the boxes that apply to your situation and, if necessary, supply your insurance company's name, address and phone number along with a certificate of insurance. Limited Liability Companies (LLC) or Limited Liability Partnerships (LLP) with no employees other than the members or partners, are not required to carry workers' compensation insurance. If an LLC or LLP does have employees, a policy is required. Be advised that this affidavit may be submitted to the Department of Industrial Accidents for confirmation of insurance coverage. **Also be sure to sign and date the affidavit.** The affidavit should be returned to the city or town that the application for the permit or license is being requested, **not** the Department of Industrial Accidents. Should you have any questions regarding the law or if you are required to obtain a workers' compensation policy, please call the Department at the number listed below. Self-insured companies should enter their self-insurance license number on the appropriate line.

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## City or Town Officials

Please be sure that the affidavit is complete and printed legibly. The Department has provided a space at the bottom of the affidavit for you to fill out in the event the Office of Investigations has to contact you regarding the applicant. Please be sure to fill in the permit/license number which will be used as a reference number. In addition, an applicant that must submit multiple permit/license applications in any given year, need only submit one affidavit indicating current policy information (if necessary). A copy of the affidavit that has been officially stamped or marked by the city or town may be provided to the applicant as proof that a valid affidavit is on file for future permits or licenses. A new affidavit must be filled out each year. Where a home owner or citizen is obtaining a license or permit not related to any business or commercial venture (i.e. a dog license or permit to burn leaves etc.) said person is NOT required to complete this affidavit.

The Office of Investigations would like to thank you in advance for your cooperation and should you have any questions, please do not hesitate to give us a call.

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The Department's address, telephone and fax number:

The Commonwealth of Massachusetts  
Department of Industrial Accidents  
Office of Investigations  
600 Washington Street  
Boston, MA 02111

Tel. # 617-727-4900 ext 406 or 1-877-MASSAFE  
Fax # 617-727-7749  
[www.mass.gov/dia](http://www.mass.gov/dia)

**Chapter 5.560**

**JUNK, SECONDHAND AND SALVAGE DEALERS**

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| 5.560.010. Purpose.  | 5.560.090. License fee; effective date; transfer or renewal. |
| 5.560.020. Definitions.  | 5.560.100. Display of license.                               |
| 5.560.030. License required.   | 5.560.110. General operating requirements.                   |
| 5.560.040. License; annual fee.  | 5.560.120. Sanitary facilities required.                     |
| 5.560.050. Scope of license.   | 5.560.130. Health hazards prohibited.                        |
| 5.560.060. Application; form and contents.                             | 5.560.140. Established junk or salvage yards.                |
| 5.560.070. Expense of hearing; deposit required.                       | 5.560.150. Records.  |
| 5.560.080. Notice of hearing; conditions warranting denial of license. | 5.560.160. Violations and penalties.                         |

[**HISTORY:** Adopted by the Town Council of the Town of Braintree 6-15-2010 by Ord. No. 10-012 (former Ch. 5.28 of the Town Bylaws, which derived from prior code Ch. 85). Amendments noted where applicable.]

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**5.560.010. Purpose.**

Pursuant to the authority conferred upon the Town by MGL c. 140, § 54, the following is adopted for the regulation and restriction of the collection and storage of previously damaged, used, secondhand, worn out, scrapped or discarded materials or objects such as, inter alia, automobiles, building materials, machinery, metal, wastepaper, rags, glassware and tinware which are or in the future may be collected and stored in a dangerous, unsightly or unsanitary manner in yards or other places within the Town.

**5.560.020. Definitions.**

Except where otherwise indicated by law, the following definitions shall apply in the interpretation and enforcement of this chapter:

**ENFORCEMENT OFFICER** — The Inspector of Buildings or such other person designated by the Mayor.

**JUNK** — Any old, secondhand, previously used, discarded or scrapped metals, plastics, bottles, glassware, tinware, paper bags, rubber goods, plumbing, heating and electrical equipment, fixtures and appliances, building materials, whole motor vehicles which are unregistered or, if registered, no longer fit for reconditioning for use in highway transportation, or motor or other vehicles which are wholly or partly dismantled or used parts or scraps therefrom or any other old, secondhand, used, discarded or scrapped material commonly called junk salvage material.

**JUNK DEALER** — A person who engages in the buying, selling, exchanging, storing, processing, preparing for sale or use, or dealing in any manner commercially with junk within the Town.

**JUNK OR SALVAGE YARD** — A yard, lot or place or any place of collection, storage or deposit outdoors, within the Town of Braintree, where junk is kept or stored. An area maintained and operated by the Town of Braintree for the collection and storage of recyclable materials shall be excluded from this chapter.

**LICENSING AUTHORITY** — The Board of License Commissioners of the Town of Braintree.

**PERSON** — Any individual, firm, partnership, association, corporation, company, organization or any business entity permitted to do business within the Commonwealth of Massachusetts.

**5.560.030. License required.**

No person shall engage in business as a dealer in junk or salvage unless he/she obtains a license from the Board of License Commissioners in accordance with the provisions of this chapter.

**5.560.040. License; annual fee.**

The annual fee for a license to conduct the business of a dealer in junk or salvage shall be \$1,000 per year. No license pursuant to the provisions of this chapter shall be issued, and no renewal of an existing license shall be granted, until the full amount of the fee has been paid to the Board of License Commissioners.

**5.560.050. Scope of license.**

Each license issued pursuant to the provisions of this chapter shall apply only to the premises shown on the survey furnished by the licensee with the application for the license. The licensee may not use any other premises.

**5.560.060. Application; form and contents.**

An application for a dealer in junk or salvage license shall be made by the applicant in writing, on forms approved by the Board of License Commissioners. The application shall be submitted under oath and shall set forth the name and address of the person who will conduct such business and the names and addresses of all persons having a beneficial interest in the business. It shall set forth an accurate description of the premises for which the license is sought, as shown by a survey to be attached. It shall contain such other detailed information as to the character and location of the business as may be required by the Board of License Commissioners to determine whether the issuance of the license sought would serve the public interest.

**5.560.070. Expense of hearing; deposit required.**

In each application, except in the case of an application for renewal of a license, the applicant shall undertake to defray the expense to the Town of the public hearing on his/her application. The applicant shall be responsible for the cost of advertising and mailing notices to abutters of the public hearing.

**5.560.080. Notice of hearing; conditions warranting denial of license.**

- A. Upon the filing of the application with the Board of License Commissioners and the making of the deposit for costs, written notice shall be given to the applicant, and public notice shall be given by advertisement in a newspaper circulating in the Town at least seven days prior to the hearing of the time and place fixed for the hearing to be held before the Board of License Commissioners on the issuance of the license. In the case of an application for renewal of a license, the licensing authority may dispense with the requirement for public notice. The applicant and all interested persons shall have reasonable opportunity to be heard at such hearing.
- B. No license shall be granted under this chapter until the enforcement officer certifies that the proposed junk or salvage yard meets the requirements of this chapter, the Town zoning ordinances and the laws of the Commonwealth of Massachusetts and unless it appears after the public hearing that the issuance of such license would not cause unreasonable depreciation of surrounding property or be otherwise adverse to the best interests of the Town.
- C. In the licensing procedure under this chapter the Board of License Commissioners shall take into consideration any record of a conviction of the crime of receiving stolen goods or larceny of any applicant or of any stockholder, director or officer of any corporation applying for such license.

**5.560.090. License fee; effective date; transfer or renewal.**

Any license issued under the provisions of this chapter shall be effective from the date of its issuance. A new application for a license must be made annually by December 31 if the licensee continues in business. The fee for such license for the operation of a junk or salvage yard for less than one year shall be prorated. Such license is personal with the licensee and does not go with the title of the land, nor may it be sold, assigned, transferred or disposed of without the permission of the Board of License Commissioners. Applications for renewal may be made within 60 days from the date of expiration of the license and such renewal shall not be unreasonably withheld, unless for a good cause shown.

**5.560.100. Display of license.**

Such license shall be placed and at all times displayed in a conspicuous place at the licensee's place of activity or business.

**5.560.110. General operating requirements.**

- A. Before use, a junk or salvage yard shall comply with all provisions of the Town zoning ordinance and with a suitable gate which shall be closed and locked, except during the working hours of such junk or salvage yard or when the applicant or his/her agent shall be within.
- B. The junk or salvage yard together with things kept therein shall at all times be maintained in a sanitary condition.
- C. No space not covered by the license shall be used in the licensed business.
- D. No water shall be allowed to stand in any place on the premises in such manner as to afford a breeding place for mosquitoes.
- E. Weeds and vegetation on the premises, other than trees, shall be kept at a height of not more than four inches.
- F. No garbage or other waste liable to give off a foul odor or attract vermin shall be kept on the premises, nor shall any refuse of any kind be kept on the premises, unless such refuse is junk, as defined herein, and is in use in the licensed business.
- G. No junk shall be allowed to rest upon or protrude over any public street, walkway or curb or become scattered or blown off the business premises.
- H. Junk shall be stored in piles not exceeding eight feet in height and shall be arranged so as to permit easy access to all such junk for fire-fighting purposes.
- I. No combustible material of any kind not necessary or beneficial to the licensed business shall be kept on the premises, nor shall the premises be allowed to become a fire hazard.
- J. Gasoline and oil shall be removed from any scrapped engines or vehicles on the premises.
- K. No junk or other material shall be burned on the premises in any incinerator not meeting the requirement of federal, state or Town laws, statutes and codes, and no junk or other material shall be burned on the premises in the open.
- L. Processing of junk or any other operations conducted within a junk or salvage yard shall cease between the hours of 6:00 p.m. and 7:00 a.m. of the following day.
- M. No junk or salvage yard shall be allowed to become a nuisance, nor shall any junk or salvage yard be operated in such manner as to become injurious to the health, safety or welfare of the community or of any residents close by.

**5.560.120. Sanitary facilities required.**

Each licensee under this chapter shall install enclosed sanitary facilities upon the junk or salvage yard for the use of all personnel upon the premises in connection with the business in accordance with regulations of the Town's Building Division.

**5.560.130. Health hazards prohibited.**

The junk or salvage yard shall be maintained and kept in such a manner as will prevent the habitation and breeding of rodents or vermin in the ground under junk piles or in or about such piles and as will prevent the accumulation of stagnant water on the ground in or about such piles of junk. The licensee shall comply with all orders issued by the Health Division which are designed to eliminate the breeding of rodents or vermin.

**5.560.140. Established junk or salvage yards.**

For the purpose of this chapter, the location of junk or salvage yards already established shall be considered approved, provided that such junk or salvage yards comply with this chapter, the provisions of the Town zoning ordinances and the laws of the Commonwealth of Massachusetts and that they pay the license fee fixed in this chapter. Such established junk or salvage yards shall have 120 days from the date of mailing of notice to them to comply with such provisions of this chapter.

**5.560.150. Records.**

Each licensee shall keep a record of all vehicles, appliances or junk purchased in the course of business, setting forth the identity of the items purchased, the dates of such purchases, the names and addresses of the sellers and the amounts paid therefor. Such records shall be available for inspection to all law enforcement officers or other persons having lawful authority to make inquiry as to the source from which the junk material was acquired, the nature of the transaction and the title of the seller.

**5.560.160. Violations and penalties.**

Any person who violates any provision of this chapter shall upon conviction thereof be punished by a fine of \$150 a day. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.