

San Diego County Code of Regulatory Ordinances
TITLE 2 LICENSES, BUSINESS REGULATIONS AND BUSINESS TAXES*
DIVISION 1. BUSINESS REGULATIONS*
CHAPTER 7. PAWNBROKERS AND SECONDHAND DEALERS*

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***Editor's note**--Chapter 7 repealed and reenacted by Ord. No. 3623 (N.S.), effective 1-14-71; Chapter 7, secondhand dealers, §§ 21.700--21.702.5, 21.706, 21.708--21.714 and 21.719--21.721, repealed and reenacted as herein set out by Ord. No. 8466 (N.S.), § 1, effective 11-25-94. Former Chapter 7 was amended by the following ordinances:

Ord. No. (N.S.)	Effective Date	Ord. No. (N.S.)	Effective Date
3793	12-23-71	7163	8- 7-86
3840	3-23-72	7210	10-30-86
5200	8-10-78	7428	2- 4-88
5290	11-30-78	7803	9-13-90
5737	5-29-80	8049	5- 7-92

Cross reference(s)--Records -- second hand weapons, § [21.1209](#).

SEC. 21.701. PURPOSE.

Business and Professions Code sections 21625 et seq., regulating pawnbrokers and other secondhand dealers, were enacted to "curtail the dissemination of stolen property and facilitate the recovery of stolen property." The State Legislature expressly recognized and authorized counties to adopt regulations for pawnbrokers and other secondhand dealers by ordinance provided the ordinance was not inconsistent with State law. The purpose of this chapter is to further the State Legislature's intent and to protect the citizens of San Diego County. This chapter is to be construed to carry out these goals.

(Ord. No. 8466 (N.S.), effective 11-25-94; amended by Ord. No. 8711 (N.S.), effective 8-29-96; amended by Ord. No. 9889 (N.S.), effective 10-26-07)

SEC. 21.702. DEFINITIONS.

For the purposes of this chapter the following definitions shall apply:

(a) "Fixed place of business" means the building from which a business is continuously conducted from day to day and regularly kept open for the purposes of the business.

(b) "Pawnbroker" has the same definition as the term "pawnbroker" in Financial Code section 21000.

(c) "Secondhand dealer" has the same definition as the term "secondhand dealer" in Business and Professions Code section 21626 and 21626.5.

(d) "Tangible personal property" has the same definition as the term "tangible personal property" in Business and Professions Code section 21627.

(Ord. No. 8466 (N.S.), effective 11-25-94; amended by Ord. No. 8711 (N.S.), effective 8-29-96; amended by Ord. No. 9155 (N.S.), effective 7-13-00; amended by Ord. No. 9889 (N.S.), effective 10-26-07)

Cross reference(s)--Definitions, § [12.101](#) et seq.

SEC. 21.703. LICENSE REQUIRED.

No person shall conduct business as a pawnbroker or secondhand dealer in the unincorporated area of the County without obtaining a license from the Issuing Officer. The Sheriff shall be the Issuing Officer for any license required by this chapter. A pawnbroker's license and a secondhand dealer's license are subject to sections [21.101-21.117](#) of this code and this chapter.

(Ord. No. 8466 (N.S.), effective 11-25-94; amended by Ord. No. 8711 (N.S.), effective 8-29-96; amended by Ord. No. 9889 (N.S.), effective 10-26-07)

Cross reference(s)--Sheriff's regulatory fees, § [21.1901](#).

SEC. 21.704. FIXED PLACE OF BUSINESS REQUIRED.

No person shall be licensed as a pawnbroker or second-hand dealer by the Issuing Officer unless the person has a fixed place of business in the unincorporated area of the County.

(Added by Ord. No. 9889 (N.S.), effective 10-26-07)

SEC. 21.705. SHERIFF TO MAINTAIN REPORTS AND MAKE AVAILABLE FOR INSPECTION.

The Sheriff shall require all dealers to retain one copy of the daily reports pawnbrokers and secondhand dealers are required to provide pursuant to Business and Professions Codes sections 21628, 21629 and 21630 for three years. Any peace officer of this State and any Sheriff's license specialist shall have the right to inspect the reports.

(Ord. No. 8466 (N.S.), effective 11-25-94; amended by Ord. No. 8711 (N.S.), effective 8-29-96; amended by Ord. No. 9889 (N.S.), effective 10-26-07; amended by Ord. No. 10312 (N.S.), effective 2-6-14)

SEC. 21.706. HOLDING PERIOD AND INSPECTION FOR TANGIBLE PERSONAL PROPERTY.

A pawnbroker or secondhand dealer shall hold all tangible personal property it acquires in the course of business for 30 days from the date the pawnbroker or secondhand dealer reports acquiring the property to the Sheriff under Business and Professions Code sections 21628, 21629 and 21630. During the holding period any peace officer and any Sheriff's license specialist shall have the right to inspect the tangible personal property reported to the Sheriff. If the property subject to inspection is not held on the business premises during the holding period the

pawnbroker or secondhand dealer shall make it available within one business day of any request to inspect.

(Added by Ord. No. 9889 (N.S.), effective 10-26-07)

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