



## DEPARTMENT OF AGRICULTURE WEIGHTS AND MEASURES

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### El Dorado County Ordinance Chapter 5.54 COMMERCIAL WEIGHING AND MEASURING INSTRUMENTS

#### 5.54.010 Title.

This chapter shall be known as the commercial weighing and measuring instruments.  
(Ord. 3416 ♦1(part), 1984)

#### 5.54.020 Purpose.

The purpose of this chapter is to establish a system for the registration of weighing and measuring instruments for the recovery of costs, incurred from the inspecting and testing of such instruments, as established in California Business and Professions Code sections 12210 and 12240, et seq. (Ord. 3416 ♦1(part), 1984)

#### 5.54.030 Definitions.

For the purpose of this chapter, the following terms and phrases shall be defined as set out in this section:

- A. "Weighing and measuring instruments" includes all those devices covered by section 12210 of the Business and Professions Code.
- B. "Commercial purposes" has the meaning assigned to it by section 12500 of the Business and Professions Code.
- C. "County Sealer" means the sealer appointed by the El Dorado County board of supervisors and his duly authorized agents.
- D. "Location" means the room, enclosure, building, space or area where one or more weighing and measuring instruments are located or operated. (Ord. 4347, 1994; Ord. 4037 ♦2, 1989)
- E. "Seasonal" means weighing or measuring instruments used for commercial purposes six (6) months or less during a calendar year. (Ord. 4347, 1994)

## **5.54.040 Registration Certificate.**

No person shall use any weighing or measuring instrument for commercial purposes without having a current annual registration certificate for such instrument. The certificate shall be in addition to any other certificate, license or permit which may be required by the county or any other governmental entity. In the case of LP-gas vapor meters, a certificate shall be issued based on an annual count of an LP-gas dealer's meters located in the county, and if changes in the number of meters occur during the year, no additional certificate(s) shall be required.

A.Application. An application for a registration certificate must be submitted to the county sealer in the form prescribed by him. The county sealer shall, upon receipt of a completed application and the payment of the applicable fee described in subsection B of this section, issue a current registration certificate.

B.Annual Fee. An annual registration fee shall be charged for the year, or any part thereof, for all weighing and measuring instruments requiring a registration certificate as provided for herein, except for the following:

1. Farm milk tanks; (Ord. 4347, 1994; Ord. 4247, 1992)

The annual registration fee shall be as established by resolution as determined by the board of supervisors.

C.Issuance to Corporation. A registration certificate may be issued to a corporation duly authorized to transact business in this state or to any person operating under a fictitious name who has complied with the provisions of chapter 5 (commencing with section 17900) of part 3 of division 7 of the Business and Professions Code. Otherwise all such certificates shall be issued in the true name of the applicant. Except as provided above, no business, occupation or activity for which a certificate is required by this chapter may be conducted under any false or fictitious name. A certificate issued to a corporation shall designate such corporation by the exact name which appears in the articles of incorporation of such corporation.

D.Transfer. A registration certificate is transferable from one person to another, and is valid only for the specific instruments and, if the instruments are to be used at a fixed location for the specific location for which it is issued. Replacement of specific instruments shall be allowed without a new certificate being required.

E.Delinquency. Any person failing to renew a registration certificate on or before January 31st of each year shall be required to pay an additional sum equal to fifty percent (50%) of the registration fee as a penalty for any such delinquency. Any person failing to obtain a registration certificate or pay the annual registration fee within thirty (30) days of beginning to use any weighing or measuring instruments for commercial purposes at a new location, or to use any new or seasonal weighing or measuring instruments for commercial purposes shall be required to pay an additional sum equal to fifty percent (50%) of the registration fee as a penalty for any such delinquency. (Ord. 4347, 1994; Ord. 4037 ♦3, 1989; Ord. 3509 ♦1, 1985; Ord. 3416 ♦1(part), 1984)