

**ARTICLE II.
AMENDMENT TO CHAPTER 15.20**

Section 10.00 Amendment to Chapter 15.20; Adding Section 15.20.120.

That Chapter 15.20 of the Village Code is hereby amended, notwithstanding any provision, ordinance, resolution, or Village Code section to the contrary, by adding the following new Section 15.20.120:

Section 15.20.120. Garage Sales.

A. "Garage Sale" as used in this Section shall mean, unless the context clearly specifies otherwise, a garage sale, patio sale, basement sale, backyard sale or any similar type of sale involving two (2) or more household items and/or furnishings which have been in use in the dwelling unit located on the premises on which such a sale is conducted, which is held on residential premises to which the general public is invited and which is not the general occupation of the Seller.

B. No person shall conduct, hold or engage in a Garage Sale without first having completed an application for a permit for a Garage Sale on a form prescribed and furnished by the Village Clerk and thereafter obtains a permit from the Village Clerk or deputy thereof or such other office so designated by the Office of the Mayor. The Garage Sale permit application minimally shall include the name and address of the applicant-permittee, the date(s) of the Garage Sale, that if the permit is granted the permittee will abide by all applicable codes and ordinances of the Village, and a statement that all goods and furnishings to be sold are in the possession and clean title of permittee and have not been purchased for resale.

C. The Village Clerk shall not issue a Garage Sale permit and no Garage Sale shall commence and/or continue unless there is full compliance with the following provisions:

- (1) The applicant-permittee must be an owner or tenant of the premises where such sale is to be held.
- (2) Only new or used items of personal property owned and acquired in the normal course of residential life by the applicant-permittee or members of his or her household shall be sold. Apparel to be sold shall be dry cleaned or laundered prior to sale. Items purchased for resale shall not be sold at such a permitted sale.
- (3) No more than four (4) Garage Sales shall be conducted by the same applicant or on the same premises during the preceding twelve-month period.
- (4) No sale items shall be located and no sales activities shall be conducted in the front yard area (front lawns) of any premises or

on any public sidewalk, parkway area, public right-of-way or any other public property. All sales activities shall be conducted in the rear yard, garage or on the driveway of the premises. If possible, all items of personal property shall be displayed on tables and not on the ground.

- (5) All signs, handbills or other advertising matter advertising a Garage Sale shall be located on private property in the front yard area of the premises. No signs, handbills or other advertising matter advertising a Garage Sale shall be located or posted in or upon any tree, shrub, light-post, flagpole, utility pole or any edifice used for the benefit of the general public; nor shall such be allowed upon any public parkway, building or public property in the Village. Signs advertising the Garage Sale shall not exceed the dimensions of three feet (3') by five feet (5'). Any signs posted to advertise a Garage Sale shall be removed by the applicant-permittee no later than 7:00 p.m. on the final day the Garage Sale then being held. The use of audio amplification equipment and illuminated advertising equipment to advertise the Garage Sale is specifically prohibited.
- (6) All Garage Sales shall be conducted during the months of May, June, July and August on the days of Thursday, Friday and Saturday of the third weeks of the aforesaid months and shall be conducted only between the hours of 9:00 a.m. and 6:00 p.m.
- (7) All Garage Sales shall be conducted in accordance with all other laws and ordinances in effect in the Village.
- (8) All Garage Sale permits shall be valid only for the particular sale dates and premises designated thereon and shall be prominently displayed in the front yard area so as to be easily seen by the public and shall be nontransferable.

D. There shall be no permit fee charged.

E. A minimum fine of Twenty Five and No/100 Dollars (\$25.00) and a maximum fine of Five Hundred and No/100 Dollars (\$500.00) shall be imposed for a violation of this Section.

Section 11.00 – Section 15.00 Reserved.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 16.00 Headings.

The headings for the articles, sections, paragraphs and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this