

GARAGE SALES

DEFINITIONS

The term "garage sale" shall include the terms "Basement Sale," "Attic Sale" or other types of so called residential sale of used tangible personal property such as clothing, household effects, tools, garden implements, toys, recreation equipment or other used or second hand items customarily found in and about the home and advertised in a manner whereby the public at large is, or can be, aware of such sale.

PERMIT REQUIRED

Before a garage sale can be conducted the homeowner or occupant of the premises at which said sale shall be held shall obtain a permit from the City Clerk. In addition to other information that may be required by the City Clerk the permit shall contain the name of the applicant and the duration of the sale. The fee for such permit shall be the sum of Five (\$5.00) Dollars. **NO ADDITIONAL PERMIT SHALL BE ISSUED FOR THE CONDUCTING OF A GARAGE SALE ON THE PREMISES COVERED BY THE PERMIT UNTIL AT LEAST (SIX) 6 MONTHS HAVE EXPIRED FROM THE DATE OF EXPIRATION OF THE ORIGINAL PERMIT.**

DURATION OF SALE

Each garage sale shall be limited to five (5) consecutive days of operation and shall not be conducted before 8:00 a.m. of each day.

PLACEMENT OF SIGNS

Garage sale signs can be placed on private property with permission of the property owner. Garage sale signs cannot be placed in any public "Right-of-Way." Generally, a public right-of-way is described as an area where street signs, traffic signs, fire hydrants, light and utility poles are located, and those areas that span the sidewalk and roadway surface. All signs located in the public right-of-way will be removed by the City and discarded.

WARNING: A GARAGE SALE SIGN POSTED IN A PUBLIC RIGHT-OF-WAY WILL BE CONFISCATED.

SIGNS AND DISPLAY OF MERCHANDISE

At the time the application for a permit is granted the City Clerk shall furnish the applicant with a garage sale sign not to exceed four (4) square feet in area which shall be used to advertise the garage sale. Such sign shall contain the street address of the premises on which said sale is to be conducted, the permit number, and the expiration date of the permit. Such sign shall be placed at least ten (10) feet within the property line of said premises. The applicant may, at the time of obtaining the permit, request an additional sign upon payment of the sum of Three (\$3) Dollars. Such additional sign shall be placed at a location other than the premises at which the garage sale is being held and shall also contain the words "Warning: Not to be placed in a public right-of-way or on private property without the owner's consent." It shall be the duty and responsibility of the permittee to remove such sign or signs immediately after the completion of the garage sale in accordance with the permit. Any other sign pertaining to the garage sale is prohibited. Outside display of merchandise to be sold is also prohibited.

LIMITATIONS OF SALES

The garage sale shall be conducted only by the homeowner or occupant and no merchandise of any nature shall be brought in from any other source in connection with such sale. The limitations of this section shall not be applicable, however, when the permit is obtained and the sale conducted by a church, school, veterans organization, fraternal or religious society, or other civic or charitable non-profit organization.

NON-APPLICABILITY

The term "garage sale" shall not apply to the homeowner or occupant who, during the normal course of housekeeping, advertises or otherwise offers for sale individual pieces of furniture or an appliance being replaced or no longer needed.

PENALTIES

Every person who shall violate any of the provisions of the Garage Sale Ordinance shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than \$500.00 and costs of prosecution or by imprisonment for not more than five (5) days, or both such fine and imprisonment.

This Section is covered under Chapter 82, Sections 7.421 - 7.426 of the Southfield City Code.