

## GARAGE/YARD SALES

### ARTICLE 1

#### SEC. 1.1 DEFINITIONS

AS USED IN THIS CHAPTER, THE FOLLOWING TERMS SHALL HAVE THE MEANINGS INDICATED:

GARAGE SALE -- Any public sale of personal property within the Village. Includes general sales, open to the public from or on a residential premise or in any residential zone for the purpose of disposing of personal property or other property, including but not limited to all sales entitled "garage," "lawn," "yard," "attic," "porch," "room," "backyard," "patio," "flea market," or "rummage sale."

PERSONAL PROPERTY -- Property which is owned, utilized and maintained by an individual or members of his or her residence and acquired in the normal course of living in or maintaining a residence and acquired in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.

#### Sec. 1.2 PERMIT REQUIRED; EXEMPTIONS

- A. It shall be unlawful for any person or persons to conduct a garage sale in the Village of Addison without first obtaining a permit from the Village Clerk and complying with the regulations set forth in the restrictions and requirements of this chapter.
- (1) Upon application in person, the clerk is authorized to issue such a permit, which must be posted prominently at the site of the sale.
  - (2) The permit shall set forth the name of the person having the sale, the address of the sale and dates of the sale.
  - (3) There shall be no fee for said permit.

- B. Charities, churches, school organizations and other not-for-profit organizations are exempted from the requirements of this Section.

#### Sec. 1.3 RESTRICTIONS AND REQUIREMENTS

Garage sales in the Village of Addison shall be regulated in the following manner~

- A. Hours: Garage sales shall not commence before 8:00 A.M. and must terminate by sundown.
- B. Number of sales permitted: No person shall conduct more than two (2) garage sales on his or her premises in any one (1) calendar year. Any one (1) sale is limited to two (2) consecutive days.
- C. Merchandise: Garage sales shall offer only used, unwanted items of personal property owned by the resident of the property where the sale is held. No new merchandise shall be offered for sale nor any merchandise from other sources be brought in and offered for sale.

#### Sec. 1.4 DISPLAY OF PROPERTY

Personal property offered for sale may be displayed within the residence, in & garage, in a carport or in a yard, but only in such areas. No personal property offered for sale at a garage sale shall be displayed in any public right-of-way.

- A. Sidewalk sales of merchandise shall be permitted within the business district of the Village in front of participating businesses during specially designated scheduled events such as the annual one day Community Wide Yard Sale event.
- B. The Mayor of the Village of Addison is hereby authorized to schedule one additional event for garage/yard sales to be determined on an individual basis each year.

#### Sec. 1.5 SIGNS

Signs permitted. Only the following specified signs may be displayed in relation to garage/yard sales:

- A. A sign shall not be greater than three feet by three feet (3' x 3') on the property where the sale is being conducted.
- B. No sign shall be placed on the public right-of-way or on property other than where the sale is being conducted.  
No lighted sign shall be used.
- C. The sign shall be displayed only during the sale and shall promptly be removed after the sale.

Sec. 1.6 ZONING

It is not the intention of this chapter to change or amend the zoning regulations of the Village of Addison.

ARTICLE 2

Sec. 2.1 RIGHT OF ENTRY FOR ENFORCEMENT AND INSPECTION

A police officer, code enforcement officer, fire prevention inspector or any other official designated by any Village Law to make inspections under the licensing or regulating law, or to enforce the same, shall have the right of entry to any premises showing evidence of a garage sale for the purpose of enforcement of inspection, and may close the premises from such a sale or issue an appearance ticket, or, in the case of a police officer, arrest any individual who violates the provisions of this

chapter.

Sec. 2.2 PENALTIES FOR OFFENSES

- A. Whoever shall violate or fail to comply with any of the provisions of this law shall be fined not more than two hundred fifty dollars (\$250.00) for each offense and/or be imprisoned for a term not to exceed fifteen (15) days.
- B. Each day that the violation continues shall constitute a separate offense.