

**RICHFIELD TOWNSHIP
ORDINANCE NUMBER 153**

An ordinance to regulate sales of personal property in the Township and to prescribe remedies for violations thereof.

THE RICHFIELD TOWNSHIP BOARD HEREBY ORDAINS:

Section 1. Definitions.

As used in this ordinance, “garage sale,” “yard sale,” “basement sale,” “rummage sale,” “estate sale,” “lawn sale” or “flea market sale” (collectively “garage sales”) shall mean the sale of second-hand or used household items, including but not limited to clothing, housewares, tools, furniture, recreation equipment and other miscellaneous articles or goods at or from any single-family residence, multiple-family residential structure or in any area zoned for residential purposes, except for the following:

- (a) where the number of items offered for sale is five (5) or less; or
- (b) where items are offered for sale pursuant to an order or process of a court of competent jurisdiction

Section 2. Garage Sale Permit.

No person shall conduct or permit to be conducted any garage sale within the Township unless he shall have first obtained a permit for it.

Section 3. Permit Application.

Application for a permit to conduct a garage sale must be made in writing on such forms or in such other manner as prescribed by the clerk of the Township. Each application must identify the following:

- (i) the name and address of the person, group, corporation, association or organization conducting the sale;
- (ii) the address or legal description of the parcel where the sale will be conducted;
- (iii) the date(s) the sale will be conducted;
- (iv) dates of previous sales held at the same parcel within the previous twelve calendar months.

Section 4. Limitations and Conditions.

Upon receipt of an application identifying all of the above information, the clerk of the Township shall issue a permit to the applicant subject to the following conditions and limitations:

- (i) a sale shall not extend in duration for more than ten (10) days;
- (ii) at least thirty (30) days must elapse between the end of one sale and the beginning of the next sale;
- (iii) no sale activities may occur on any public sidewalk area nor within the curb lawn area of the property, or if there is no public sidewalk on the premises, within ten (10) feet from the road right of way;
- (iv) the applicant takes all reasonable steps to ensure that vehicles of persons attending the sale are not parked so as to hinder the free flow of vehicular traffic; and
- (v) removing, no later than 72 hours after the sale, all signs advertising the sale.

Section 5. Revocation.

The Township may revoke a permit whenever the permittee fails, neglects or refuses to fully comply with any conditions to the permit or of this ordinance.

Section 6. Violations.

Any violation of this ordinance is designated as a municipal civil infraction and violators shall be subject to the civil fines, sanctions, remedies and procedures as set forth in Richfield Township Ordinance No. 95.

Section 7. Effective Date.

This Ordinance shall take effect 30 days after publication.

At a regular meeting of the Board of Trustees for the Township of Richfield held on _____, 2010, _____ moved for adoption of the foregoing ordinance and _____ supported the motion.

Voting for:

Voting against:

The Supervisor declared the ordinance adopted.

Joseph M. Madore, Supervisor

Terri Webber
Township Clerk

Certification

Terri Webber, Richfield Township Clerk, certifies that the foregoing is a true copy of Ordinance No. _____ which was enacted by the Board of Trustees of Richfield Township at a regular meeting held on _____, 2010.

Terri Webber, Township Clerk