

Chapter 26 Yard Sale Ordinance

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FILED 5/21/09 TIME 1:50 PM
 CIRCUIT COURT CLERK'S OFFICE
 SCOTT COUNTY, VIRGINIA
 MARK "BO" TAYLOR, CLERK
 BY [Signature] DEPUTY CLERK

Sec. 26Purpose

PURPOSE

The Yard Sale Ordinance of the Town of Gate City, Virginia shall be for the general purpose of regulating the occasional sale or display of goods for sale in residential areas and zoning districts where Yard Sales are a permitted use.

Sec. 26.1Definitions

26.1.1 Yard Sale: Yard sale refers to the occasional sale of or display of goods for sale in residential areas and zoning districts where yards sales are a permitted use. The term shall apply whether the sale is conducted from a single family, multi-family, or business location or vacant lot. Attic sales, bazaars, basement sales, garage sales, moving sales and any similar sales not operated under a business license shall be classified as Yard Sales.

26.1.2 The term Yard Sale shall not include the sale of one or two items of personal property not placed on display to the public.

Sec. 26.2Permits

26.2.1 *General*: All sales classified as a yard sale shall require a permit, which can be obtained from the Town Clerk for a \$5 permit application fee. If granted, the permit must be placed in a location visible to the public during the sale.

26.2.2 An applicant's failure to pay any monies owed to the town shall constitute grounds for the denial of a yard sale permit.

26.2.3 *Violation*: The violation of any provision of this article shall constitute a misdemeanor subject to a fine of \$25 per offense. Each day of continued violation shall constitute a separate offense.

Sec. 26.3Limits

26.3.1 *Goods:* All yard sales shall be limited to used household goods from households in the immediate neighborhood of the sale. Said goods may not be displayed in the yards of any dwelling or business or vacant lot within town limits except for one (1) day prior to and on the day(s) of the sale.

26.3.2 *Frequency:* No physical address within town limits shall be permitted to host more than four (4) yard sales in any calendar year.

Sec. 26.4Times

26.4.1 All yard sales shall take place in the hours of daylight.

26.4.2 No yard sale shall be conducted for more than three (3) consecutive days.

Sec. 26.5Signs

26.5.1 *Placement:* Signs promoting a yard sale may not be placed in the public right-of-way, and/or on any utility pole or traffic sign without express written permission. In addition, permit holders may not place signs on any property not their own unless they have received the express permission of the property owner.

26.5.2 *Appearance:* Signs shall be temporary and limited to three (3) square feet in area. All signs shall also display the location and date of the yard sale.

26.5.3 *Removal:* Signs may be placed no more than two (2) days prior to a yard sale, and must be removed as specified in the Zoning Ordinance. If in any case the permit holder fails to comply, town employees may remove the non-conforming signs, and the cost of the removal may be billed to the permit holder.

Sec. 26.6Exceptions

26.6.1 Valid nonprofit, religious, community service, educational, veterans or fraternal organizations, as well as volunteer fire departments and rescue squads raising funds for charitable purposes shall be exempt from the permit fees.

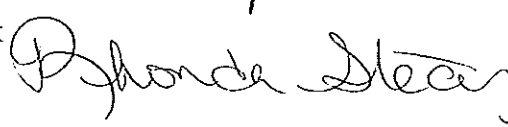
26.6.2 The Town Manager may, upon application, grant additional consecutive days to qualified nonprofits.

Sec. 26.7Effective Date

26.7.1 This Yard Sale Ordinance of the Town of Gate City, Virginia, shall be effective at and after April 24, 2009.

Signed, Mayor 

Date 4/14/2009

Signed, Clerk 

Date 4/14/09