



YARD SALES

Informational Supplement

**The City's Unified Development Code regulates Yard Sales
Under §17.05.150(H) as follows:**

H. Yard Sales.

1. Individuals shall only be allowed to conduct a yard sale from their primary place of residence.
2. Private or public organizations shall only be allowed to conduct a yard sale from or on a residential premise if prior written permission to conduct such yard sale has been granted from the owner of the residential premise.
3. A maximum of three (3) yard sales shall be allowed per residential premises in any calendar year.
4. The maximum allowed duration of any yard sale shall not exceed two (2) consecutive days.
5. Yard sale hours of operation shall be limited to between seven (7) a.m. and six (6) p.m.
6. No goods offered for sale or items used to display goods offered for sales shall be placed or stored within a public right-of-way or upon the real property of any person who is not conducting the yard sale without such person's prior written consent.
7. Persons selling goods pursuant to an order or process of a court of competent jurisdiction shall not be held to the provisions of this section.
8. Persons acting in accordance with their powers and duties as public officials shall not be held to the provisions of this section.
9. Any person selling or advertising for sale an item or items of personal property which are specifically named or described in the advertisement and which separate items do not exceed five (5) in number shall not be held to the provisions of this section.

Additional Notes:

§17.13.260 Definitions

"P" Definitions

"Person" means every natural person, firm, partnership, association or corporation.

"R" Definitions

"Residential Structure" means a structure regularly used by its occupants as a permanent place of abode, which is made one's home as opposed to one's place of business and which has housekeeping and cooking facilities for its occupants only.

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"Y" Definitions

"Yard Sale" means and includes casual or informal sales conducted on or from a residential premises within the city where articles of tangible personal property are sold or offered for sale. Yard sale shall include all sales entitled "yard sale," "garage sale," "lawn sale," "attic sale," "flea market sale," "patio sale," "porch sale," or any similar casual sale of tangible personal property which is advertised by any means whereby the public at large is or can be made aware of the sale.

17.01.070 Violation and Penalty

- A. Any violation of this title shall be unlawful and is deemed a nuisance and may be abated as such.
- B. Every day, or portion thereof, any violation of this title exists or continues, shall constitute a separate offense.
- C. The owner or owners of any building or property, or part thereof, where any violation of this title exists or is placed or maintained; and/or any person who assists in the commission of any such violation; and/or all persons who violate or maintain any violation of any of the provisions of this title or who fail to comply therewith or with any requirements thereof, or who build in violation of any statement or plan submitted and approved thereunder are, for each and every violation, guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine in an amount that does not exceed the maximum fine provided for in Section 1.28.010.