

Lisbon Proposed Yard Sale Ordinance (6-9-16)

For Inclusion In Chapter 70

70-1 Definitions

Yard Sale - includes a garage, barn, deck, lawn, or porch sale, or similar sale of personal property lasting no longer than four (4) days or any fraction thereof during any consecutive 7-day period and occurring three (3) or fewer times in any calendar year.

Used Merchandise Sale (Extended Yard Sale) – includes a garage, barn, deck, lawn, or porch sale, or similar sale of personal property, that does not meet the definition of a Yard Sale. A Used Merchandise Sale shall not include flea markets or licensed businesses operating for sale of used or repurposed items.

70-615 Special Sales Activities

(a) Yard Sales – Yard Sales do not require a permit. Yard Sales may not be operated in the Industrial district.

(b) Used Merchandise Sales – Used Merchandise Sales shall meet the following requirements:

- (1) Shall be operated only during the period of April 1st through November 30th
- (2) Before commencing a Used Merchandise Sale, the operator must obtain a permit from the Code Enforcement Officer and pay a fee equal to ¼ of the permit fee required of outdoor flea markets. No fees shall be required of organizations documented as tax-exempt under section 501(c) (3) of the US Internal Revenue Code and shall be so indicated on the issued permit.
- (3) May only be held once per calendar year.
- (4) May last no longer than 40 individual full or partial days running consecutively. If the Used Merchandise Sale has been previously operated as a Yard Sale during the same calendar year, this time shall be reduced by any full or partial days the Yard Sale operated in violation of this Ordinance. The reduced amount of time shall be delineated on the issued permit.
- (5) Must have off street parking as defined in sec 70-661 (a) – (d) and (g) and meet safety requirements consistent with established public safety standards as determined by the Codes Enforcement Officer.
- (6) The Town Council, upon the recommendation of the Town Manager, may grant an exemption to an operator that will conduct a Used Merchandise Sale on a limited basis from any or all of the requirements of this section, except sec 70-615 (b)(2) and (5).

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(7) Violations of the provisions of any permit will be cause for immediate revocation of said permit.

(c) Signage - All signage for "Yard Sales" and "Used Merchandise Sales" must be placed in accordance with the requirements of Sections 70-715(k), 716(5) and 720 of this chapter, however, in addition, all signage must be removed at the termination of the event.