

**ORDINANCE NO. 1245
YARD SALE REGULATIONS**

AN ORDINANCE OF THE BOROUGH ESTABLISHING A TIME OF REMOVAL OF GOODS, AND PROHIBITING THE POSTING OF ADVERTISEMENTS FOR SUCH SALES IN BOROUGH RIGHTS-OF-WAY; AND TO PROVIDE PENALTIES FOR VIOLATIONS THEREOF.

BE IT ORDAINED AND ENACTED by the Borough Council, as is hereby ordained and enacted by the Authority of the same as follows:

Section 1. Definitions. The following terms shall have the meanings indicated:

- a) Yard Sale - shall mean any public sale of goods on residential property including, but not limited to, the residential properties, porches, garage, home, lawn, or yard;
- b) Borough - shall refer to this Borough

Section 2.

- a) Any and all goods that were to be or have been displayed for sale or other disposition at any yard sale shall be removed from any area open to public view on the property on which the yard sale took place and/or was to take place, within 24 hours of cessation of the sale. The covering of goods with tarps, blankets, plastic coverings (or anything of like material), shall not be deemed as removed from public view.
- b) No sign or other display advertising the sale shall be placed on the public right-of-way. No lighted or illuminated signs shall be used. No signs shall be permitted that are pasted, stapled, nailed or otherwise temporarily attached to public utility poles, street signs or trees within the right-of-way of any street.

Section 3. Duration Limitations:

The maximum duration of any yard sale shall be two (2) consecutive calendar days; and

Section 4. Violation:

Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of fifty (\$50.00) dollars and prosecution costs for the first offense; one hundred (\$100.00) dollars plus prosecution costs for the second offense; three hundred (\$300.00) dollars for the third offense and any offense thereafter.

Section 5. Enforcement:

The Code Enforcement Department and Police Department are hereby authorized to act on behalf of the Borough.

Section 6. Repealer

All ordinances or any parts thereof that are inconsistent herewith are hereby repealed.

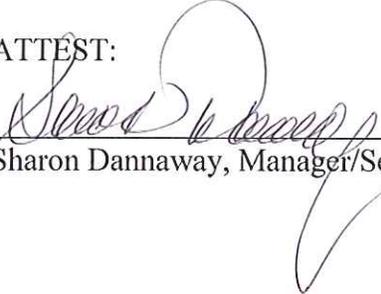
Section 7. Severability

If any provision, sentence, clause, section, or any part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Borough Council, that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid provision, sentence, clause, section, or part thereof not have been included herein.

Section 8. This Ordinance shall take effect immediately upon its enactment.

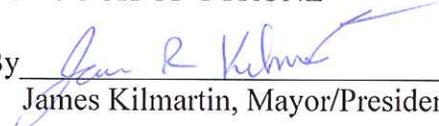
ENACTED AND ORDAINED by the Borough Council, in lawful session duly assembled.

ATTEST:



Sharon Dannaway, Manager/Secretary

BOROUGH OF TYRONE

By 

James Kilmartin, Mayor/President