

**TITLE IX
BUSINESS ORDINANCE**

Chapter 6 Yard or Garage Sales

601 Definition

601.1 A yard, garage, or similar sale is the sale from residential property of three (3) or more items of personal property. The sale may be conducted outdoors. Non-profit organization may hold sales on other than residential property provided that all proceeds go to that organization. A non-profit organization is an organization qualified under the United States Internal Revenue Code, Section 501(s)(3) **(ATM 4/07/97)**

601.2 A yard, garage, or similar sale is different from a home occupation in that exterior display of items and advertising is permitted; and the sale may generate traffic, all of which are not permitted in a home occupation as defined in Title VIII, Zoning Ordinance.

601.3 Person means any individual, partnership, corporation or other legal entity and their agents and employees.

602 Permit Required

A person shall not conduct or allow his property to be used to conduct a yard, garage, or similar sale without first obtaining a permit from the Code Enforcement Officer. Each permit shall be valid for no more than three (3) consecutive days. **(3/2/85 ATM)** The yard sale permit placard must be displayed in a location visible from the principal street frontage during the sale. **(ATM 4/07/97)**

603 Permit Fee

The fee for a yard, garage, or similar sale shall be five dollars (\$5). The Board of Selectmen is authorized to modify this fee. **(ATM 4/07/97)**

604 Limitations

604.1 A person shall not conduct or allow his property to be used to conduct more than three (3) yard, garage, or similar sales in any one-year period from January 1 to December 31.

604.2 A person conducting a sale shall display no more than two (2) signs on the property and no more than two (2) signs on the street

where the sale is being conducted. The sign shall not be displayed either prior to or after a sale. (ATM 4/07/97)

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Penalties

The penalty for violation of this Chapter shall be no less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100), or by imprisonment for no more than thirty (30) days, or by both, for each violation. Each day that a violation occurs or continues shall be considered a separate offense. Fines collected for violation of this Ordinance shall be recovered for the use of the Town of Ogunquit.

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Effective Date

This Ordinance shall become effective immediately. (Adopted by vote of the Ogunquit Village Corporation on June 2, 1980, Article 17 of the Warrant.)