

STEWARTSTOWN BOROUGH

York County, Pennsylvania

ORDINANCE NO. 2004-001

AN ORDINANCE

AN ORDINANCE OF THE BOROUGH COUNCIL OF STEWARTSTOWN BOROUGH, YORK COUNTY, PENNSYLVANIA, TO REQUIRE PERMITS FOR YARD SALES, REGULATE THE NUMBER OF YARD SALES PER YEAR, ESTABLISH A TIME FOR THE REMOVEAL OF YARD SALE SIGNS, AND TO PROVIDE FOR PENALTIES FOR VIOLATION THREOF.

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

Section 1. Definitions. As used in this Ordinance, the following terms have the meaning indicated, unless a different meaning clearly appears from the context:

Borough – the word Borough shall refer to the Borough of Stewartstown, located in York County, Pennsylvania.

Yard Sale – shall mean any public sale of goods on residential property including, but not limited to the residential garage, home, lawn, or yard.

Permit – shall refer to the form that must be obtained, completed, and submitted along with the respective fee to the Borough Secretary prior to conducting a yard sale.

Household – shall refer to the individual who applies for a permit and anyone who resides in that individual's residence.

Section 2. Yard Sale Permits. It shall be unlawful for any individual, group, or corporation to conduct within the Borough a yard sale or permit a yard sale to be held within the Borough on residential property under the individual group or corporation's control without first obtaining a yard sale permit from the Borough.

Section 3. Yard Sale or Special Event Advertisement Limit. Any individual, Group, or corporation advertising a yard sale or special event to be held within the Borough or advertising within the Borough a yard sale or special event to be held elsewhere, shall no later than three (3) days after the last day of the scheduled event remove all signs, fliers, posters, and bulletins from the Borough right-of-way. Should the special event or yard sale be cancelled, postponed, or for any reason not be held all signs, fliers, posters, and bulletins must be removed within three (3) day after the event was advertised to be held. This Section shall apply to all yard sale vendors, all individuals, groups, and corporations posting the advertisement and all individuals, groups, and corporations conducting or intending to conduct the advertised event. This liability is both joint and severable and any person having responsibility for the removal of advertising, fliers, posters, signs, or bulletins may be prosecuted for each individual advertisement, flier, poster, sign, or bulletin as a separate violation.

Section 4. Frequency and Duration Limitations.

- a. You are permitted to have two (2) yard sales per household in a calendar year.
- b. The maximum duration of a yard sale is two (2) consecutive days.
- c. The approved yard sale must be held within fifteen (15) days of the issuance of a yard sale permit.

intent of Stewartstown Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

Section 10. Effective Date. This Ordinance shall take effect immediately upon its passage.

ENACTED AND ORDAINED this 5th day of January 2004, by the Borough Council of Stewartstown, York County, Pennsylvania in lawful session duly assembled.

ATTEST:

BOROUGH COUNCIL OF THE
BOROUGH OF STEWARTSTOWN

Susan M. Green
Secretary

BY: Walteretta Ellis
President of Council

Approved this the 5th day of January 2004.

BY: Richard R. Hall
Mayor