

Exhibit A

GARAGE SALES

§ 98.50 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

GARAGE SALE. A sale of household goods, furniture, equipment, utensils, appliances, tools, personal clothing, glassware or similar personal property, including, but not limited to any sale commonly termed "estate sale," "porch sale," "yard sale," "lawn sale," "group family sale," or "attic sale."

ESTATE SALE. An Estate Sale is a way of liquidating the belongings of a family or estate, usually much more than a garage sale or yard sales, and is used when someone is in need of a way to sell off personal belongings due to downsizing, moving, divorce, bankruptcy, or death.

§ 98.51 PERMIT REQUIRED.

(A) A Garage Sale permit issued by the Development Services Department shall be obtained prior to a Garage Sale.

(B) A permit fee in the amount of five dollars (\$5) shall be paid to the city at the time an application is made.

(C) A Garage Sale shall not exceed three (3) consecutive days in duration for each permit.

(D) No more than two (2) Garage Sale permits shall be issued for any one premise per calendar year.

(E) No more than two (2) Estate Sale permits shall be issued for any one premise per calendar year.

§ 98.52 SALE HOURS.

No person shall conduct a Garage Sale before 7:00 a.m. of any day or after 7:00 p.m. on any day.

§ 98.53 GARAGE SALE SIGNS.

(A) No more than three (3) signs may be allowed per Garage Sale. Signs shall be allowed with consent of the property owner at off-site locations.

(B) Signs shall be limited to a maximum area of four square feet and a maximum height of three feet when measured from the ground to the top of the sign.

(C) Signs shall be removed promptly after a Garage Sale.

(D) A Garage Sale permit must be obtained before the placement of signs.

(E) The address of the Garage Sale location must be on the sign.

(F) Pennants, spinners, balloons, streamers, flags, wind signs or other similar devices shall not be attached to any sign.

(G) Signs shall be permitted in city street right-of-way, but shall not be placed in any street median on any fence, sign pole, utility pole or other fixed objects in the City right-of-way.

(H) Signs shall not be placed in such a manner as to obscure vision at any intersection, traffic sign or signal.

(I) Any sign found illegally placed will be immediately removed and discarded.

§ 98.54 RESTRICTIONS.

(A) All sidewalks, walk areas or driveways, abutting on and in front of the property at which any Garage Sale is being conducted shall remain free and uncongested so as to allow normal passage of traffic, both pedestrian and motor vehicles.

(B) A Garage Sale shall not be held for the purpose of conducting a commercial enterprise or selling items purchased for resale.

§ 98.55 COMPLAINTS.

Complaints shall be filed with the Development Services Department.

§ 98.56 VARIANCE REQUEST.

Any party or individual, who feels that he or she cannot comply with the requirements in Subsections (D) and (E) of Section 98.51 due to special circumstances, may submit a letter requesting a variance to the City Secretary. The City Secretary will place any such requests for a variance on a regular City Council agenda for consideration and action within three weeks of the receipt of such variance request. The City Council will allow the applicant the opportunity to publicly present such information and evidence as they deem appropriate to demonstrate the justification for not applying the requirements. The City Council will permit any interested person or party to offer testimony or evidence that they believe would be beneficial in making a determination on the variance request. The City Council will decide on the variance request based upon whether or not they believe the evidence submitted by the applicant is sufficient to demonstrate that compliance with the requirements in Subsection (D) and (E) of Section 98.51 will cause unnecessary hardship due to special circumstances not simply a hardship related to convenience and that the granting of the variance will not be contrary to the public interest.