

ORDINANCE #2004- 04

**AN ORDINANCE REGULATING GARAGE, YARD,
BASEMENT AND PERSONAL RESIDENCE SALES
IN THE VILLAGE OF HAMERSVILLE, BROWN COUNTY, OHIO
AND PASSED AS AN EMERGENCY**

BE IT ORDAINED by the Council of the Village of Hamersville, Brown County, Ohio three-fourths or more of all members elected thereto concurring as follows:

Section 1: This ordinance shall apply to all sales of personal property conducted from a garage, yard, basement or personal residence, but shall not apply to business sales or to auction sales conducted by licensed auctioneers.

Section 2: Any individual or partnership conducting a sale as defined herein and offering personal property for sale to the general public within the Village of Hamersville, Ohio shall first obtain a permit for the sale from the Mayor of the Village of Hamersville, Ohio and shall pay the sum of Five Dollars (\$5.00) for said permit.

Section 3: The permit shall entitle the purchaser of said permit to conduct a yard sale, basement sale, garage sale or sale of merchandise or goods from a personal residence for a period of time not to exceed three (3) consecutive days and the three (3) days shall be specified on the permit. Only one three (3) day permit shall be issued to the same purchaser or for the same location within a thirty (30) day period. However two (2) permits for charitable sales can be obtained by the same person at the same location within a thirty (30) day period.

Section 4: After the expiration of the time provided for on the three (3) day permit, all merchandise and personal property shall then be placed inside and not within the view of the general public.

Section 5: Anyone conducting a sale as described herein without a permit or anyone conducting a sale for a time period that is not included within the permit shall be guilty of violating this ordinance.

Section 6: A violation of this ordinance shall be punishable as follows:

For a first offence, a maximum fine of up to Fifty Dollars (\$50.00) plus cost of prosecution; for a second or a repeated offense, a maximum fine of up to Ninety-Nine Dollars (\$99.00), plus court costs.

Section 7: This ordinance is hereby declared to be an emergency measure for the reason that the public health, safety and welfare of the inhabitants of the Village of Hamersville, Ohio, require the immediate issuance of said ordinance and the same shall take effect and be in full force immediately upon its adoption.

DATED: 5-10-04

Wyndal E. Staggs
Mayor

ATTEST:

Pamela Ogilvie
Clerk