

Chapter 84

GARAGE SALES

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[HISTORY: Adopted by the Borough Council of the Borough of Langhorne Manor 5-4-1976 as Ord. No. 113. Amendments noted where applicable.]

GENERAL REFERENCES

Peace and good order — See Ch. 101.

§ 84-1. Definitions.

The following terms shall, as used in this chapter, have the meanings indicated:

GARAGE SALE — Includes all sales entitled “garage sale,” “lawn sale,” “attic sale,” “rummage sale” or “flea market sale” or any similar casual sale of tangible personal property whether or not said sale is advertised by any means whereby the public at large is or can be made aware of such sale.

GOODS — Includes any goods, warehouse merchandise or other property capable of being the object of a sale, regulated hereunder, owned by the person to whom a permit is issued and not transported to the premises for purposes of resale.

PERSON — Includes individuals, partnerships, voluntary associations and corporations.

§ 84-2. Permit required: fee.

- A. It shall be unlawful for any person to conduct a garage sale in the Borough of Langhorne Manor without first filing with the Zoning Officer of the borough the information hereinafter specified and obtaining from such Zoning Officer a permit so to do, to be known as a “garage sale permit.”
- B. No fee shall be charged for permits issued hereunder.

§ 84-3. Issuance and display of permit.

- A. A garage sale permit shall be issued to any one (1) person only once within a twelve-month period, and no such permit shall be issued to any one (1) person for more than one (1) calendar day.

- B. A garage sale permit shall be issued not more than one (1) time within a twelve-month period for any one (1) premises.
- C. Charitable and religious and civic organizations may be allowed more than one (1) but not more than three (3) permits within a twelve-month period upon approval of the same by the Council of the Borough of Langhorne Manor.
- D. Each permit issued under this chapter must be prominently displayed on the premises upon which the garage sale is conducted throughout the entire period of the sale.

§ 84-4. Contents of application.

The information to be filed with the Zoning Officer upon application for a garage sale permit shall be as follows:

- A. Name of persons, firm, group, corporation, association or organization to conduct said sale.
- B. Name of the owner of the property on which said sale is to be conducted and the written consent of the owner if the applicant is other than the owner.
- C. Location at which the sale is to be conducted.
- D. Hours during which the sale will be held.
- E. Date and nature of any past sale.
- F. Relationship or connection the applicant may have had with any other person, firm, group, organization, association or corporation conducting said sale and the date or dates of such sale.
- G. Whether or not the applicant has been issued any other vendor's permit by any local, state or federal agency.
- H. Sworn statement or affirmation by the person signing that the information therein given is full and true and known to him to be so.

§ 84-5. Hours of sale.

All garage sales shall be conducted only between the hours of 9:00 a.m. and 6:00 p.m., and no permit shall be issued for such sales on Sundays and days declared holidays by the United States of America or the Commonwealth of Pennsylvania.

§ 84-6. Signs.

No more than two (2) signs advertising such sale, each of which shall be no larger than twelve by twelve (12 x 12) inches in size, shall be permitted. All such signs shall be posted on the premises where such sale is conducted and must contain the name and address of the person conducting the sale and the date on which the permit was issued for such sale. Signs must be removed within twenty-four (24) hours after completion of the sale and shall not be posted more than forty-eight (48) hours prior to the hour on which the sale is to commence.

§ 84-7. Exceptions.

The provisions of this chapter shall not apply to or affect the following persons or sales:

- A. Persons selling goods pursuant to an order of process of a court of competent jurisdiction.
- B. Persons acting in accordance with their powers and duties as public officials.
- C. Any person selling or advertising for sale an item or items of personal property which are specifically named or described in the advertisement, and which separate items do not exceed three (3) in number.
- D. Any publisher of a newspaper, magazine or other publication or other communication media who publishes or broadcasts in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this chapter have not been complied with.

§ 84-8. Responsibility for good order.

The person to whom such license is issued and the owner or tenant of the premises on which such sale or activity is conducted shall be jointly and severally responsible for the maintenance of good order and decorum on the premises during all hours of such sale or activity. No such person shall permit any loud or boisterous conduct on said premises nor permit vehicles to impede the passage of traffic on any roads or streets in the area of such premises.

§ 84-9. Violations and penalties.

Any person who shall violate any provision of this chapter shall, upon conviction thereof, be liable to a fine of not more than three hundred dollars (\$300.) or to imprisonment in the county jail for a term of not more than thirty (30) days, or both. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.