

BOROUGH OF FAWN GROVE
YORK COUNTY, PENNSYLVANIA

ORDINANCE NO. 2003-

AN ORDINANCE OF THE COUNCIL OF THE
BOROUGH OF FAWN GROVE, YORK COUNTY,
PENNSYLVANIA, PROVIDING FOR THE REGULATION
OF YARD SALES IN FAWN GROVE BOROUGH AND
FOR VIOLATIONS OF SAID REGULATIONS.

IT IS HEREBY ENACTED AND ORDAINED by the Borough Council of Fawn Grove
Borough, York County, Pennsylvania, as follows:

Section 1. Title

This Ordinance shall be known as the Fawn Grove Borough Yard sale Ordinance.

Section 2. Definitions

Unless otherwise stated, the following words shall, for the purpose of this Ordinance have the
meaning herein indicated:

APPLICANT - the person applying for the permit. An applicant shall be considered
to represent his entire household.

BOROUGH - Borough of Fawn Grove, York County, Pennsylvania.

GOODS - any goods, warehouse merchandise or other persona property capable of
being the object of a sale regulated hereunder, except for home grown agricultural
products.

PERMIT - individuals, partnerships, family groups, voluntary associations and
corporations.

YARD SALE - the gale of offering for sale of ten (10) or more new, used or
secondhand items of personal property, not including home grown agricultural farm products,
at any one (1) residential premises at any one (1) time. Includes all sales entitled "garage
sale", "yard sale", "tag sale", "porch sale", "lawn sale" "attic sale", "basement sale",

"rummage Sale", "flea market sale , 'moving sale" or any similar casual sale of tangible person property.

Section 3. Frequency, Duration, Requirements; Permissible and Prohibited sales

A. Each household Shall be entitled to two (2) permitted yard sales in any twelve (12) month period. The maximum duration of said sale shall be three (3) consecutive days between the hours of 8:00 AM and 4:00 PM, No merchandise intended to be sold shall be displayed on the premises prior to the hours of the sale.

B. No amplified sounds shall be permitted in connection with the sale. No loud or boisterous conduct shall be permitted on any premises nor will vehicles impede the passage of traffic on any roads or streets in the area of the premises where the sale is being conducted..

C. In the event of an emergency, all such persons shall obey reasonable orders from any member of any police department or the fire department in order to maintain the public health, safety and convenience.

D. Any and all placards, signs or billboards related to any yard sale within the Borough shall be removed within twenty-four (24) hours of the conclusion of said yard sale.

Section 4. Permits

1. No yard sale may be held until a permit therefor has been obtained. The permit cost shall be Ten Dollars (\$10.00). All permit fees shall be paid to the Borough Secretary prior to issuance of the permit. The permit granted by the Borough shall be prominently displayed on the premises during the sale.

Section 5. Duty Of Borough zoning Officer to Bring charges

The Borough hereby authorizes the Borough Zoning Officer to bring charges before the district justice in accordance with the penalties set forth herein in the event of a violation of this Ordinance.

Section 6. Penalties for Noncompliance

Any person who violates the provisions of this Part shall, upon conviction in proceedings commenced by the Borough before any district justice, be subject to a fine of no less than Twenty-five Dollars (\$25.00) and no more than Six Hundred Dollars (\$600.00). Upon judgment against any person by conviction, or by proceedings by summons on default of the fine imposed and costs,

said person may be sentenced to Elle York County Jail for a period not exceeding thirty (30) days. Each day's continuance of a violation of any of the provisions of this Part shall constitute a separate offense.

Section 7. This Ordinance shall become effective immediately upon passage.

Section 8. All Ordinances or parts of Ordinances which are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

ENACTED AND ORDAINED by the Borough Council of Fawn Grove Borough, York County, Pennsylvania on September 8, 2003.

ATTEST:

Manica L. Reinsfelder
Secretary

FAWN GROVE BOROUGH

BY James R. Maen
Vice-President, Borough Council

BY

Approved on September 8, 2003

BY Dan J. Sauer
Mayor

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