

## CHAPTER 4

### YARD AND GARAGE SALES

#### 17-4-1. Definitions.

For purposes of this chapter, the following terms shall have the following meanings:

- (a) *Rummage sales and/or yard sales.* The offering for sale by a person or persons of personal goods such as used clothing, used furniture, and related household items outside of a structure or in an open area.
- (b) *Garage sales.* The offering for sale of personal goods such as used clothing, used furniture and related household items by a person or persons from a dwelling, garage or other enclosed structure. (Ord. No. 3554, § 1, 3/3/80)

#### 17-4-2. Permitted use in residential zones.

From and after March 3, 1980, no more than four three-day rummage sales and/or yard sales and garage sales may be conducted by individuals in residential zones within the city as a permitted use on the following terms and conditions:

- (a) Rummage and/or yard sales and garage sales may be conducted by a person or persons from any building or upon any open area outside of a building or other open area four (4) times during each calendar year for a period of three days each. Said sale so authorized shall not be conducted on a continuing basis and there shall be at least a seven-day period between each sale so authorized.
- (b) Merchandise which is herein authorized for sale at rummage and/or yard sales and garage sales shall be the property of the individual or individuals conducting said sale and shall not be merchandise which shall have been purchased by said party for purposes of resale.
- (c) No permits, fees or licenses shall be required for the conduct of said sale.
- (d) Removal of all outdoor advertising displayed in connection with said sale will be the responsibility of the person or persons (conducting the sale) after said sale is finished.
- (e) The regulations contained herein do not apply to churches, schools or nonprofit organizations. (Ord. No. 3554, § 2, 3/3/80)

**17-4-3. Penalty for violation.**

The penalty for violation of this ordinance shall, upon conviction in the Hot Springs Municipal Court, or any other court of competent jurisdiction, be such fines and penalties as established by the general penalty clause for the Hot Springs Code of Ordinances as may now or hereafter be enacted by the Hot Springs Board of Directors. (Ord. No. 4960, § 29, 3/5/01)

(Ord. No. 6069, §1, 4-7-2015)

\_\_\_\_\_ State law reference-Attaching signs to utility poles prohibited, A.C.A. § 5-67-103.