

ORDINANCE 99-97

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AMENDING TOWN CODE, CHAPTER 8, BUSINESS REGULATIONS, BY ADDING A NEW ARTICLE, 8-3, YARD SALES, CONSISTING OF THREE SECTIONS, 8-3-1, DEFINITIONS, 8-3-2, REGULATIONS, AND 8-3-3 LICENSE.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AS FOLLOWS:

Section 1. That the Town Code, Chapter 8, Business Regulations, is hereby amended by adding a new Article 8-3, Yard Sales, consisting of three sections, 8-3-1, Definitions, 8-3-2, Regulations, and 8-3-3, License, to read as follows:

ARTICLE 8-3 YARD SALES

- 8-3-1 Definitions
- 8-3-2 Regulations
- 8-3-3 License

Section 8-3-1 Definitions

- A. "Miscellaneous Merchandise" means those items offered for retail sale at a yard sale which merchandise has not been purchased for the purpose of resale.
- B. "Yard Sales" means the resale by the resident of a specific address of miscellaneous merchandise occurring without regularity.

Section 8-3-2 Regulations

- A. Yard sales shall only be conducted by the owner or resident of a specific residential address and only for the purposes of selling miscellaneous merchandise at retail.
- B. Yard sales shall be limited to no more than four (4) times per calendar year per address and shall not exceed forty-eight (48) hours in total length for each of the four (4) permitted times.
- C. At no time shall any yard sale be permitted to operate if, in the judgment of the Town Manager, such operation is detrimental to the public health, safety or welfare of the surrounding neighbors or the community.
- D. All yard sales shall be conducted during the daylight hours only and all miscellaneous merchandise as well as the tables or stands that they are displayed on shall be removed from the sight at the conclusion of each permitted forty-eight (48) hour period.

Section 8-3-3

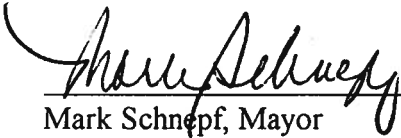
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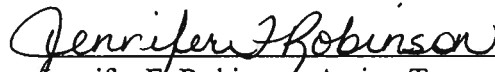
- A. It shall be unlawful for any person or other entity or for any agent, servant or employee of any person or other entity to engage in, carry on or conduct a yard sale without first obtaining a license to do so.
- B. There shall be a charge of one dollar (\$1.00) for a license which shall be issued for each forty-eight (48) hour period of a yard sale.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Queen Creek, Arizona, this 15th day of January, 1997.

FOR THE TOWN OF QUEEN CREEK:

ATTESTED TO:


Mark Schnepf, Mayor


Jennifer F. Robinson, Acting Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:


Cynthia Seelhammer, Town Manager


William E. Farrell, Town Attorney