

GARAGE AND YARD SALES

Ord. No. 227

Adopted: September 10, 1973

An ordinance to provide for the licensing of garage and yard sales within the Township of Fenton; to provide the application procedure therefor; to provide for the license fee, time-limit and renewability thereof; to provide regulations for the operation thereof; to provide for inspections; to provide that violations shall constitute a nuisance; and to provide penalties for violation thereof.

THE TOWNSHIP OF FENTON, COUNTY OF GENESEE, MICHIGAN ORDAINS:

SECTION 1 License required.

It shall be unlawful for any person, firm, corporation, merchant, club, charitable institution, hawker or peddler to vend, sell, dispose of or offer to vend, sell, dispose of or display an accumulation of goods, merchandise or other personal property in a private garage, other outbuilding, yard or anywhere else on private premises within the Township of Fenton, without first having obtained a license therefor, as hereinafter provided.

SECTION 2 Application.

Application for license to vend, sell, dispose of or display an accumulation of goods, merchandise or other personal property shall be made in writing to the Township Clerk. The application shall contain the name of the applicant, if an individual, the names of partners, if a copartnership, or the names of the principal officers, if a corporation, club, charitable institution, and shall include the location of the place or places where such merchandise, goods, or other personal property, are to be so displayed and sold.

SECTION 3 Time-limit and renewability.

There shall be no license fee charged for such application. No license shall be valid for more than 3 days. Such licenses are nonrenewable, and no licensee or property description shall receive more than 3 such licenses within any calendar year. Such license shall be posted in the immediate area of such sale.

SECTION 4 Regulations.

Such sales shall not be operated in any manner which would cause a nuisance or create a fire hazard.

SECTION 5 Inspection.

The Township Building Inspector shall make or cause to be made sufficient inspections to insure the compliance with the provisions of this ordinance and other applicable provisions of the Township ordinances by the personnel conducting such sales.

SECTION 6 Nuisance per se.

The provisions of this ordinance shall be enforceable through the bringing of appropriate action for injunction, mandamus, or otherwise, in any court having jurisdiction. Any violation of this ordinance is deemed to be a nuisance per se.

SECTION 7 Penalty for Violation.

Violation of any of the provisions of this Ordinance shall hereafter constitute a misdemeanor and shall be punished by a fine not to exceed five hundred dollars (\$500.00) together with the cost of prosecution and/or imprisonment in the Genesee County Jail or such other place of detention as the court may prescribe for a period of time not to exceed (90) days.

(Amended: Ord. No. 570, 2-5-01)