

# Village of Carbon Cliff

## ORDINANCE NO. 05-18

### AN ORDINANCE AMENDING TITLE THREE, ARTICLE 7, SECTION 1, OF THE CARBON CLIFF VILLAGE CODE

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Carbon Cliff, Illinois, as follows:

**SECTION 1:** That Title III, “BUSINESS REGULATIONS AND LICENSES’ of the Village Code, Village of Carbon Cliff, is hereby amended by repealing Article 7, Section 1, “GARAGE SALES” in its entirety and enacting in lieu thereof one new Section 1, relating to the same subject matter, and which shall read as follows:

**SECTION ONE: GARAGE SALES:** A “Garage Sale” shall be defined to include garage sales, yard sales, basement sales or other such sales conducted by an individual who is not ordinarily engaged in the wholesale or retail sales business and who is not licensed or authorized to conduct a wholesale or retail business within the Village. For this section an “individual” shall be defined as an individual, group of individuals or an association of individuals.

- 1.01 Any individual may conduct three (3) garage sales per address within the Village per calendar year, provided, however, that before any such garage sale is conducted a permit shall be obtained from the Village Clerk.
- 1.02 Upon request, the Village Clerk shall issue to any individual a maximum of three (3) Garage Sale permits per address, per calendar year. There shall be no charge for the issuance of such permit. Each permit shall be effective for a maximum of three (3) days.
- 1.03 No individual may combine the allowed three garage sales per address, per calendar year into any one sale that would be more than three consecutive days in length. The Village Clerk shall not issue any garage sale permits that would allow any one garage sale to be more than three consecutive days in length.
- 1.04 Individuals are not allowed to conduct more than one garage sale per month, per address, per calendar year; except in the months of June and September when individuals are allowed to conduct one garage sale per address and are also allowed to participate in the Village wide garage sales authorized in Section 1.05.
- 1.05 There shall be two Village wide garage sales per calendar year. These Village wide garage sales shall be set for the second (2<sup>nd</sup>) weekend in June, and the last full weekend in September. The Village wide garage sales shall not be counted toward the maximum of three (3) garage sales authorized in Section 1.01. Individuals will not be required to obtain a permit or sign up with the Village Clerk for the two Village wide garage sales.
- 1.06 The Garage Sale permit issued by the Village Clerk shall be displayed on the outside of the premises, in clear view of the public, during the course of the garage sale for which it was issued.

- 1.07 Placement of signs shall be restricted and shall not be placed on utility poles or street signs.
- 1.08 Signs shall be taken down no later than one day after the conclusion of the garage sale.

**SECTION TWO:** All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed insofar as they do so conflict.

**SECTION THREE: Severability.** If any section, paragraph, sentence, or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, sentence, or provision shall not affect any of the remaining provisions of this ordinance.

**SECTION FOUR: Effective Date.** This ordinance shall be in full force and effect, from and after its adoption, approval, and publication in pamphlet form as required by law.

**ADOPTED** by the Board of Trustees for the Village of Carbon Cliff, Illinois, this 19<sup>th</sup> day of July, 2005, pursuant to a roll call vote as follows:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Don Brewer	X	-	-
Mark Gast	X	-	-
Alma Neels	X	-	-
Jessie Sanders	X	-	-
Paula Strain	X	-	-
Richard Wienandt	X	-	-
	<b><u>AYES: 6</u></b>	<b><u>NAYS: 0</u></b>	<b><u>ABSENT: 0</u></b>

**APPROVED** by the President of the Board of Trustees, Village of Carbon Cliff, this 27<sup>th</sup> day of June, 2005.

*KAWilliams*

Kenneth A. Williams, Village President  
Village of Carbon Cliff



**ATTEST:**

*Karen L. Hopkins*

Karen L. Hopkins, Village Clerk