

ORDINANCE NO. 2003-10

AN ORDINANCE ADOPTING THE PROCEDURE FOR GARAGE SALE PERMITS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAVE SPRINGS, BENTON COUNTY, ARKANSAS:

WHEREAS, for the purpose of establishing rules and regulations for garage sales and permits for garage sales within the city limits of the City of Cave Springs hereby adopts the following procedures.

SECTION 1: No person, partnership, corporation or other legal entity shall conduct a yard sale, rummage sale, or garage sale without first applying for and obtaining a permit.

SECTION 2: Application for permits for yard sales, rummage sales, and garage sales should be made to the City Clerk and she/he shall issue a permit subject to the above conditions after payment of a Five Dollar (\$5.00) fee. After payment of the fee, the Clerk shall issue a "Garage Sale Permit" which shall be posted where it is visible from the street, at the location of the yard sale, rummage sale or garage sale.

SECTION 3: Any person, partnership, corporation or other legal entity found in violation of this ordinance shall be subject to a fine of not more than Fifty Dollars (\$50.00) with each day in violation of this Ordinance being considered a separate offense. In addition, the City may, at the option of the City Council, bring an action to enjoin the continued violation of this Ordinance.

SECTION 4: Permits for yard sales, rummage sales, and garage sales shall be valid for not more than 2 days and shall not be granted for the same location for more than 2 times during any calendar year with the exception of city wide garage sales held twice a year (in the Fall and Spring).

SECTION 5: It is a violation of Arkansas state law to post any signs on utility poles. Garage sale signs may not be posted on street signs or stop signs, telephone, light or cable TV poles, and may not be posted any closer than 10 feet to the street.

SECTION 6: All yard, garage sale, or rummage sale signs must be removed by the beginning of the first business day following the last day of the sale. If the sale is cancelled due to rain, the City Clerk within one week of the rain out.

SECTION 7: That all ordinances and partial ordinances in conflict herewith are hereby repealed.

SECTION 8: This action being necessary for the preservation of public peace, health, and safety of the City of Cave Springs, Arkansas, and the inhabitants thereof, and emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from an after the day to its passage and publication.

PASSED AND APPROVED THIS 19 DAY OF May 2003

APPROVED Thekla Wallis

THEKLA WALLIS, MAYOR

ATTEST: Rebecca Wright
REBECCA WRIGHT, CITY RECORDER