

ORDINANCE NO. 976

AN ORDINANCE TO PROVIDE FOR THE LICENSING AND REGULATION
OF RUMMAGE, GARAGE AND/OR YARD SALES IN THE CITY OF ELYTHEVILLE,
ARKANSAS, AND FOR OTHER PURPOSES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELYTHEVILLE,
ARKANSAS:

SECTION 1. Rummage sales shall be defined, for the purpose of this ordinance, as the offering for sale of merchandise by a person, firm or corporation from an area not firmly established as a place of business, or offering for sale of merchandise on a part time basis.

Garage sales shall be defined, for the purpose of this ordinance, as the offering for sale of merchandise by a person, firm or corporation from a dwelling or other structure in the residential neighborhood.

Yard sales shall be defined, for the purpose of this ordinance, as the offering for sale of merchandise by a person, firm or corporation from the premises, vacant lot, or other open area in the City of Elytheville, Arkansas.

SECTION 2. Rummage sales may be conducted in B or I zones, as established by the Land Use Ordinance of the City of Elytheville, Arkansas. A permit must be obtained for the time and place of the sale from the office of the City Collector prior to the date of the sale. A person, firm or corporation shall pay the fee of \$5.00 per day or \$50.00 per year for such permit in advance.

Churches and/or non-profit organizations may have rummage sales in B or I zones but subject to the rules that apply for R zones.

SECTION 3. Garage or Yard sales may be conducted in residential zones as established by the Land Use Ordinance of the City of Elytheville, Arkansas. A permit must be obtained by the person, firm or corporation from the City Collector prior to the date of the sale. Such permit will be for a time and place. A garage and/or yard sale may be conducted for no more than four (4) days in each quarter in a calendar year. A charge of Two (\$2.00) Dollars for each day shall be paid in advance of the date of the sale, with the exception that one (1) day in the three (3) month period shall be allowed without charge. Churches and non-profit organizations shall be permitted two (2) days without charge.

The permit shall be displayed in a conspicuous place at the time of the sale.

SECTION 4. Any person, firm or corporation who shall violate any of the provisions of this ordinance, or who shall fail to comply with any provisions hereof within the corporate limits of the City of Elytheville, shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not less than Ten (\$10.00) Dollars nor more than Fifty (\$50.00) Dollars and the costs of the Court. Each day that such violation continues shall constitute a separate offense and shall be punishable accordingly.

Adopted this 2 day of June 1976

APPROVED:

ATTEST:

Dorothy L. Besharse
City Clerk

[Signature]
Mayor