

STATE OF TEXAS

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS
AMENDING ARTICLE II. GARAGE SALES, SECTION 78-30. SIGNS AND
AMENDING SECTION 78-31. HOURS OF OPERATION; ESTABLISHING
PENALTIES; PROVIDING FOR AN EFFECTIVE DATE, PUBLICATION AND
A SEVERABILITY CLAUSE; AND AUTHORIZING CITY STAFF TO
PREPARE THIS ORDINANCE FOR SUBMISSION AS A SUPPLEMENT TO
THE CODE OF ORDINANCES**

WHEREAS, the City Council of the City of Seguin desires to provide for the orderly, safe, and healthful land use practices within the community, and

WHEREAS, the City Council of the City of Seguin desires to promote the health, safety and general welfare of the residents of the City of Seguin by adopting standards regulating garage sales, and

WHEREAS, the City Council of the City of Seguin desires to allow for garage sales that meet said standards.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Seguin, Texas that the following amendments to the Code of Ordinances are hereby approved:

ARTICLE II. GARAGE SALES

DIVISION 1. GENERALLY

Sec. 78-30. Signs.

Amend as follows:

- (a) Shall remain as is.
 - (1) Shall remain as is.
 - (2) Garage and estate sale signage shall be limited to two on-premises signs. ~~And four off-premises signs.~~ On premises signs shall mean signs located on the property where the sale is taking place.
 - (3) ~~Off-premises, garage and estate sale signage shall not be located on any private property without the consent of the property owner.~~ The publicly held property between the private property line and the street curb or driving surface, may be used for garage and estate sale signs in accordance with requirements for number, size and location, ~~with the consent of the adjoin property owner.~~
 - (4) Shall remain as is.
 - (5) Shall remain as is.
 - (6) Shall remain as is
 - (7) Garage and estate sale signs must be staked firmly in the ground ~~and must identify the location of the garage or estate sale by address.~~ Any damage to

public property as a result of the sign installation shall be the responsibility of the garage sale permit holder.

(b) Shall remain as is.

Sec. 78-31. Hours of operation.

Amend as follows:

An applicant having a valid garage sale permit may operate a garage sale between the hours of ~~9:00~~ 8:00 a.m. and 6:00 p.m.

Effective Date

In accordance with Section 3.10 of the Seguin City Charter, this Ordinance shall become effective ten days from passage on second reading.

Severability

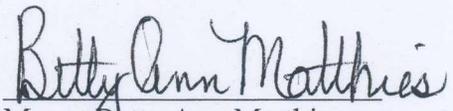
If any clause or provision of this Ordinance shall be deemed to be unenforceable for any reason, such unenforceable clause or provision shall be severed from the remaining portions of the Ordinance, which shall continue to have full force and effect.

Submission

City staff is authorized to prepare this Ordinance for submission as a supplement to the Seguin Code of Ordinances.

Passed and approved on the first reading on the 21st day of September, 2010.

Passed and approved on the second reading on the 5th day of October, 2010.


Mayor/Betty Ann Matthies

Attest:


Thalia Stautzenberger, City Secretary

