

ORDINANCE NO. 2617

AN ORDINANCE AMENDING REGULATING GARAGE AND ESTATES SALES AND REQUIRING A PERMIT FROM THE CITY OF WAXHACHIE FOR GARAGE AND ESTATE SALES, REGULATING THE TIMES OF GARAGE OR ESTATE SALES, AND HOW THEY MAY BE CONDUCTED, DECLARING AN EMERGENCY AND SETTING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

SECTION 1. *Garage Sales:* An offering for sale of clothes, household furniture, appliances and household and personal items. A garage sale may be conducted, provided that such sale is conducted primarily by the residents of the premises only and that not more than two (2) such sales not exceeding two (2) days duration each, may be conducted on any residential lot or residential premises during a calendar year. A permit must be obtained from the ~~Water Billing Department~~ of the City of Waxahachie prior to the conducting of any garage sale, and must be displayed at the main entrance to the house.

SECTION 2. *Garage Sale Permit:* Garage sale permits shall carry a fee of \$5.00 for each sale. No fee for permits shall be charged to charitable, educational or religious organizations which have their principal place of activity in the city.

SECTION 3. *Estate Sales:* Estate sales are one-time sales for the closing out of a household, being either an estate or any event resulting in the closing out of a household. These sales may be conducted by a professional estate sale person or by auction. They may be conducted only one time, for not over three consecutive days, for any household. A permit must be obtained from the ~~Water Billing Department~~ of the City of Waxahachie, and a permit may be issued by the City which must be displayed at the main entrance door of the house. Estate sales shall carry a permit fee for \$25.00, or as set by the City Council by resolution duly passed and recorded in the minutes of the meeting. It is not permitted to bring property for sale from off premises to be sold at an estate sale.

SECTION 4. *Garage or Estate Sale Sign:* Garage or estate sale signs are subject to the provisions of Section 43.5, "Garage Sale Sign" in the zoning ordinance.

SECTION 5. *Penalty:* Any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to a fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense, and each day such violation shall continue to exist shall constitute a separate offense.


AN EMERGENCY AFFECTING THE PUBLIC HEALTH, SAFETY AND WELFARE EXISTS AS GARAGE AND ESTATE SALES ARE NOT PRESENTLY REGULATED, AND THEY AFFECT BOTH THE PEACE AND QUIET OF NEIGHBORHOODS AND TRAFFIC SAFETY, AND SHOULD NOT BECOME COMMERCIAL SALES IN RESIDENTIAL AREAS, AND THIS ORDINANCE IS TO BE EFFECTIVE UPON PASSAGE.

PASSED, APPROVED AND ADOPTED on this 5th day of July, 2011.



ATTEST:


City Secretary


MAYOR