

# Yard Sale Registration

Reference Section 9-902 through 912 of the City of Lewisburg Zoning Ordinance

NOTE: YARD SALE REGISTRATION IS REQUIRED ONLY FOR EVENTS THAT ARE HELD INSIDE THE CITY LIMITS OF LEWISBURG. THERE IS NO FEE TO REGISTER A YARD SALE.

Name:

Yard Sale Address:

Start Day of Sale:  Contact Phone #:

Last Day of Sale:  Date of Previous Yard Sale:

## YARD SALE GUIDELINES:

While the City of Lewisburg does not prohibit private citizens from conducting a yard sale, there are certain rules and requirements which need to be observed.

### GENERAL

- Yard sale registration is required for each occurrence.** Registration may be accomplished by calling the Codes Department at 931-359-4013, in person or by mail at City of Lewisburg, 131 E. Church Street, Attention Codes Department, or via email to include the above information to [yardsale@lewisburgtn.gov](mailto:yardsale@lewisburgtn.gov).
- Sale Duration.** Yard sales are limited to four (4) yard sales per location, residence and/or family household during any calendar year. Each yard sale shall be limited to no more than three (3) consecutive days.
- Hours of Operations.** Yard sales are to be limited to the hours of 6:00 AM to 6:00 PM.
- Maintaining Order/Traffic.** The individual to whom registration is issued under and the owner/tenant of the premises is responsible for maintaining order. The yard sale event shall not create traffic problems or inhibit the use of the road or street by public or emergency vehicles.
- Inclement Weather.** If a yard sale is not held on the dates for which the permit is issued or is terminated during the first day of the sale because of inclement weather conditions, and a statement by the permit holder to this effect is submitted, another permit may be issued for a yard sale to be conducted at the same location within thirty (30) days from the date when the first sale was to be held.

### SIGNAGE

- Signs Permitted.** Two (2) signs of not more than four (4) square feet shall be permitted to be displayed on the property of the residence or nonresidential site where the yard sale is being conducted.
- Directional Signs.** Two (2) of not more than two (2) square feet each are permitted provided that oral or written permission to erect such signs is received from the property owners on whose property such signs are to be placed. **Under no circumstances is signage allowed on utility poles, highway or street signs or directional signals and shall not be in or on any street, highway, alley, sidewalk or public right-of-way.**
- Time Limitations.** No sign or other form of advertisement shall be exhibited for more than two (2) days prior to the day such yard sale is to commence.
- Removal of Signs.** Signs must be removed each day at the close of the yard sale activities.
- Confiscated Signs.** Signs can be recovered by calling 931-359-6383 within two (2) business days of removal.

### PENALTY FOR VIOLATION

- Any person found guilty of violating the terms of this ordinance shall be subject to a penalty of up to seventy-five dollars (\$75) for each offense.**

Terms of Service  I agree to the Yard Sale Guidelines.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## CHAPTER 9

### YARD SALES

#### SECTION

- 9-901. Definitions.
- 9-902. Property permitted to be sold.
- 9-903. Permit required.
- 9-904. Permit procedure.
- 9-905. Permit conditions.
- 9-906. Hours of operation.
- 9-907. Exceptions.
- 9-908. Display of sale property.
- 9-909. Display of permit.
- 9-910. Advertising.
- 9-911. Persons exempted from chapter.
- 9-912. Violations and penalty.

**9-901. Definitions.** For the purpose of this chapter, the following terms, phrases, words, and their derivations shall have the meaning given herein.

1. "Person" shall mean a person, persons, individual or individuals.
2. "Personal property" shall mean property which is owned, utilized and maintained by an individual or members of his or her residence and acquired in the normal course of living in or maintaining a residence. It does not include merchandise which was purchased for resale or obtained on consignment.
3. "Yard sales" shall mean and include all general sales, open to the public, conducted from or on any premises for the purpose of disposing of personal property including, but not limited to, all sales entitled "garage," "lawn" "attic," "porch," "room," "moving," "backyard," "patio," "flea market," or "rummage" sale. This definition does not include the operation of such businesses carried on in a nonresidential zone where the person conducting the sale does so on a regular day-to-day basis. This definition shall not include a situation where no more than five (5) specific items or articles are held out for sale and all advertisements of such sale specifically identifies items to be sold. (as added by Ord. #99-09, Nov. 1999)

**9-902. Property permitted to be sold.** It shall be unlawful for any person to sell or offer for sale, under authority granted by this chapter, property other than personal property. (as added by Ord. #99-09, Nov. 1999)

**9-903. Permit required.** No yard sale shall be conducted until the person desiring to conduct the yard sale obtains a permit from the zoning compliance officer. Members of more than one residence may join in obtaining a permit for a yard sale to be conducted at the residence of one of them. Permits

may be obtained for any nonresidential location. (as added by Ord. #99-09, Nov. 1999)

**9-904. Permit procedure.** 1. Application. The applicant or applicants for a yard sale permit shall file a written application with the zoning compliance officer at least three (3) days in advance of the proposed yard sale setting forth the following information:

- a. Full name and address of applicant or applicants.
- b. The location at which the yard sale is to be held.
- c. The date or dates upon which the yard sale shall be held.
- d. The date or dates of any other yard sales by the same applicant or applicants within the current calendar year.
- e. A statement that the property to be sold was owned by the applicant or applicants as his or their own personal property and was neither acquired nor consigned for the purpose of resale.
- f. A statement that the applicant or applicants will fully comply with this and all other applicable ordinances and laws.

2. Issuance of permit. Upon the applicant complying with the terms of this chapter, the zoning compliance officer shall issue a permit. (as added by Ord. #99-09, Nov. 1999)

**9-905. Permit conditions.** The permit shall set forth the time and location of the yard sale. No more than four (4) yard sale permits shall be issued to one residential location, residence and/or family household during any calendar year. If members of more than one residence join in requesting a yard sale permit, then the yard sale permit shall be considered as having been issued for each and all of the residences. (as added by Ord. #99-09, Nov. 1999)

**9-906. Hours of operation.** Yard sales shall be conducted between 6:00 A.M. to 6:00 P.M. and for no more than three (3) consecutive days. (as added by Ord. #99-09, Nov. 1999)

**9-907. Exceptions.** Inclement weather. 1. If a yard sale is not held on the dates for which the permit is issued or is terminated during the first day of the sale because of inclement weather conditions, and a statement by the permit holder to this effect is submitted, the zoning compliance officer shall issue another permit to the applicant for a yard sale to be conducted at the same location within thirty (30) days from the date when the first sale was to be held.

2. A second yard sale shall be permitted at a premises in a calendar year if satisfactory proof of a bona fide change in ownership of the real property is first presented to the zoning compliance officer. (as added by Ord. #99-09, Nov. 1999)

**9-908. Display of sale property.** 1. Personal property offered for sale may be displayed within the residence, in a garage, carport, and/or in a front,

side or rear yard, but only in such areas. No personal property offered for sale at a yard sale shall be displayed in any public right-of-way.

2. A vehicle offered for sale may be displayed on a permanently constructed driveway within the front or side yard.

3. Personal property offered for sale shall be displayed not more than 24 hours before the time the yard sale is scheduled to start and shall be removed from public display within 24 hours from the end of the yard sale. (as added by Ord. #99-09, Nov. 1999)

**9-909. Display of permit.** Yard sale permit shall be posted on the premises in a conspicuous place so as to be seen by the public. (as added by Ord. #99-09, Nov. 1999)

**9-910. Advertising.** 1. Signs permitted. Only the following signs may be displayed for a yard sale:

a. Two signs permitted. Two (2) signs of not more than four (4) square feet shall be permitted to be displayed on the property where the yard sale is being conducted.

b. Directional signs. Two (2) directional signs of not more than two (2) square feet each are permitted, provided the premises on which the yard sale is conducted is not on a major thoroughfare, and written permission to erect such signs is received from the property owners on whose property the signs are to be placed.

2. Time limitations. No sign or other form of advertisement shall be exhibited for more than two (2) days prior to the day the yard sale is to commence.

3. Removal of signs. Signs shall be removed each day at the close of the yard sale activities.

4. Posting of signs. Signs shall not be attached to utility poles, highway or street signs or directional signals and shall not be in or on any street, highway, alley, sidewalk or public right-of-way. (as added by Ord. #99-09, Nov. 1999)

**9-911. Persons exempted from chapter.** The provisions of this chapter shall not apply to or affect the following:

1. Persons selling goods pursuant to a court order.

2. Persons acting in accordance with their powers and duties as public officials.

3. Any sale conducted by any merchant or other business establishment on a regular, day-to-day basis from or at the place of business wherein the sale would be permitted by zoning regulations of the City of Lewisburg, or under the protection of the nonconforming use section thereof, or any other sale conducted by a manufacturer, dealer or vendor in which sale would be conducted from properly zoned premises, and not otherwise prohibited by other ordinances.

4. Public auction conducted by an auctioneer licensed by the State of Tennessee. (as added by Ord. #99-09, Nov. 1999)

**9-912. Violations and penalty.** Any person found guilty of violating the terms of this chapter shall be subject to a penalty of up to seventy-five dollars (\$75) for each offense. (as added by Ord. #99-09, Nov. 1999)