

**AN ORDINANCE ESTABLISHING A PERMIT REQUIREMENT,  
REGULATIONS AND PENALTIES FOR YARD SALES.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST.  
MARY, MISSOURI, AS FOLLOWS:**

**SECTION 1 - Definition:**

The term "yard sale" shall mean any offering for sale of items of personal property (commonly referred to as garage sales, rummage sales, etc.). The term "yard sale" shall not include the offering of a single item (such as a single automobile). The term "yard sale" shall not include sales which are conducted as part of a permanent commercial enterprise.

**SECTION 2 - Permit Required:**

It shall be unlawful for any person, firm, corporation, merchant, club, hawker or peddler to sell, vend or dispose of an accumulation of goods, merchandise or other personal property in a private garage, other outbuilding, yard or anywhere else on private premises within the City of St. Mary without first having obtained a permit from City Hall. There is no fee for a yard sale permit.

**SECTION 3 - Time Limit and Renewability:**

No permit shall be valid for more than 10 days. Such permits are nonrenewable, and no household shall receive more than one permit per calendar month. The yard sale permit is valid for 48 consecutive hours from the beginning of said sale. Yard sale hours of operation are limited to sunrise to sunset. Community-wide yard sales (such as the Highway 61 Yard Sale) and charitable yard sales (such as annual church sales) are not subject to Section 3 of this ordinance.

**SECTION 4 - Regulations:**

Such sales shall not be operated in any manner which could cause a nuisance, create a fire hazard or impede access of the Fire Department to nearby structures. The yard sale event shall not create a traffic problem or inhibit the use of the road or street by public or emergency vehicles. Sale items must be covered up or removed from the yard from sunset to sunrise during the 48 hours and removed from yard area before sunset after the conclusion of said sale.

**SECTION 5 - Inspection:**

The yard sale permit shall be posted in the immediate area of the sale. The Police Department or building inspector may make or cause to be made sufficient inspections to ensure compliance with the provisions of this ordinance and other applicable provisions of city ordinances.


**SECTION 6 - Signage:**

Any sign advertising a yard sale shall be located on private property pursuant to the consent of the property owner. No such signs shall be placed upon any public property. Signs may not be attached to or in front of any utility pole, street light, stop sign, street sign, etc. Off-premises signs may be put up no earlier than three days prior to the event and must be removed by the end of daylight the last day of the sale.

**SECTION 7 - Penalty for Violation:**

Violation of any of the provisions of this ordinance shall be punishable by the violating household being prohibited from conducting a yard sale for a one-year period of time. Violations of any of the provisions of this ordinance shall also be guilty of a misdemeanor, punishable by a fine not to exceed Five Hundred Dollars (\$500) plus court costs. Each day that a violation continues shall be deemed to be a separate offense.

Passed and approved this, the 14<sup>th</sup> day of November, 2013.

  
MAYOR CARLTON WYATT

ATTEST:

  
CITY CLERK DAVID B. WOODS

ALDERMAN	AYE	NAY	ABSTAIN	ABSENT
Clyde Cassoutt	X			
Brenda Franklin	X			
Mandy Knott	X			
Diana Smith		X		

I, David B. Woods, Clerk of the City of St. Mary, Missouri do hereby certify that the foregoing ordinance was duly read and adopted on this, the 14<sup>th</sup> day of November, 2013 at a meeting so convened before the board.

  
CITY CLERK DAVID B. WOODS