

Part 7

Garage and Yard Sales

Section 101. Permit. That Hellertown Borough residents must apply two weeks in advance for garage and yard sale permits at a cost of five dollars (\$5.00) per day. The sales will be limited to two days each year at any one location or address. (Ordinance 469, June 7, 1976, Section 1)

Section 102. Bond. An extra bond of fifty dollars (\$50.00) must be posted with the Borough if the seller wishes to post directional signs or advertising. The fifty dollars (\$50.00) is a surety that the signs will be taken down by the permit holders within forty-eight (48) hours after the sale. (Ordinance 469, June 7, 1976, Section 2)

Section 103. Exemptions. This ordinance applies to all locations in a residential area including churches, firehouses and other charitable organizations, which must apply for permits, but are exempt from the fees. Anyone posting signs, however, would have to post the fifty dollars (\$50.00) surety. (Ordinance 469, June 7, 1976, Section 3)

Section 104. Violation. Any person, firm or corporation who or which shall violate or fail to comply with any of the provisions of this ordinance shall upon conviction for every such violation be sentenced to pay a fine of not less than one hundred dollars (\$100.00) for every such offense, and, in default of payment of such fine and costs, to imprisonment in the County Jail for not more than thirty (30) days. (Ordinance 469, June 7, 1976, Section 4)

Yard sale signs can be posted by the sale applicant/sponsor subject to full compliance with the applicable provisions of Ordinance No. 469, as outlined above. In addition, the applicant/sponsor is advised as follows:

UTILITY POLES

- 1) Pursuant to Section 6905 of the Pennsylvania Crimes Code, "A person is guilty of a summary offense if (s)he drives a nail or tack or attaches any metal or hard substance to, or into, any pole of any public utility....."
- 2) The Pennsylvania Power & Light Co. (PP&L) have taken the position that NO signs are to be affixed to their poles, regardless of the manner of attachment.

TREES

- 1) No yard sale signs re to be affixed to trees in Borough-owned parks or other Borough-owned property.
- 2) Permission of the landowner must be obtained before affixing yard sale signs to trees located on private property. String or tape is the recommended method to be used to attach a sign to a tree.

SIGN POSTS/POLES

No yard sale signs are to be affixed to traffic-control/traffic-regulation sign posts/poles.

An Ordinance of the Borough of Hellertown, County of Northampton, Commonwealth of Pennsylvania, relating to Garage and Yard Sales within the Borough of Hellertown.

BE IT ENACTED AND ORDAINED by the Council of the Borough of Hellertown, County of Northampton, and Commonwealth of Pennsylvania, and the same is ENACTED AND ORDAINED AS FOLLOWS:

SECTION 1.

That Hellertown Borough residents must apply two weeks in advance for garage and yard sale permits at a cost of (\$5.00) five dollars per day. The sales will be limited to two days each year at any one location or address.

SECTION 2.

An extra bond of (\$50.00) fifty dollars must be posted with the Borough if the seller wishes to post directional signs or advertising. The \$50.00 is a surety that the signs will be taken down by the permit holders within 48 hours after the sale.

SECTION 3.

This Ordinance applies to all locations in a residential area including churches, firehouses and other charitable organizations, which must apply for permits, but are exempt from the fees. Anyone posting signs, however, would have to post the \$50.00 surety.

SECTION 4.

Any person, firm or corporation who do which shall violate or fail to comply with any of the provisions of this ordinance shall upon conviction for every such violation be sentenced to pay a fine of not less that \$100.00 dollars for every such offense, and, in default of payment of such fine and costs, te imprisonment in the County Jail for not more than 30 days.

SECTION 5.

All provisions of this ordinance shall remain in full force and effect.

ENACTED AND ORDAINED THIS 7th day of June, 1976.

Albert M. Benede

 President of Council

Robert C. Gray

 Secretary

Thomas J. Miller

 Mayor