

# Township of Ridley

## Yard Sale/Garage Sale Application

---

---

DATE OF APPLICATION: \_\_\_\_\_ . DATE OF SALE \_\_\_\_\_

APPLICATION IS HEREBY MADE TO CONDUCT A YARD SALE/GARAGE SALE AT THE FOLLOWING LOCATION:

APPLICANT'S NAME: \_\_\_\_\_

STREET ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP CODE: \_\_\_\_\_

EMAIL: \_\_\_\_\_ TELEPHONE #: \_\_\_\_\_

---

---

**SIGNATURES:** [THE ABOVE NAMED INDIVIDUAL **MUST** SIGN THIS APPLICATION]

**THE FOLLOWING INDIVIDUAL(S) HEREBY APPLY TO THE TOWNSHIP OF RIDLEY TO CONDUCT A YARD SALE/GARAGE SALE; THAT THE FACTS SET FORTH IN THIS APPLICATION ARE TRUE. IF ANY FACTS ARE FOUND TO BE FALSE, THE ZONING OFFICER RESERVES THE RIGHT TO REVOKE THIS LICENSE; THAT SAID SALES WILL BE OPERATED IN ACCORDANCE WITH ALL APPLICABLE CODES AND ORDINANCES OF THE TOWNSHIP OF RIDLEY:**

**SIGNATURE:** \_\_\_\_\_ **PRINT NAME:** \_\_\_\_\_

**SIGNATURE:** \_\_\_\_\_ **PRINT NAME:** \_\_\_\_\_

**ZONING OFFICER** \_\_\_\_\_

---

TOWNSHIP OF RIDLEY

DELAWARE COUNTY, PENNSYLVANIA

ORDINANCE NO. 2019

**AN ORDINANCE OF THE TOWNSHIP OF RIDLEY, DELAWARE COUNTY,  
PENNSYLVANIA, PERMITTING YARD AND GARAGE SALES SUBJECT  
TO REGULATIONS PERTAINING TO REGISTRATION, FREQUENCY,  
DURATION, SIGNAGE, EXEMPTIONS, ENFORCEMENT, RESPONSIBILITY  
FOR OPERATIONAL CONDUCT AND VIOLATIONS AND PENALTIES**

Be it ordained by the Board of Commissioners of the Township of Ridley as follows:

**SECTION ONE:** The new Chapter of the Code of the Township of Ridley is adopted to be captioned "Yard and Garage Sales" and to read:

**§ 1. DEFINITIONS**

**BUILDING CODE OFFICIAL** - an individual certified by the Commonwealth of Pennsylvania and appointed by a municipality to act as a chief code enforcement official.

**CODE ENFORCEMENT OFFICER** - An individual appointed by a municipality and charged with the administration and enforcement of local Township ordinances other than the Zoning Ordinance.

**PERSON** - Individuals, partnerships, family groups, voluntary associations and corporations.

**PERSONAL PROPERTY** - Property which is owned, used and maintained by an individual or members of a residence. It does not include merchandise which was purchased for resale or obtained on consignment or by donation.

**YARD SALE** - The sale or offering for sale of new, used or secondhand items of personal property at any residential premises. Includes all sales in residential areas entitled "garage sale," "yard sale," "tag sale," "porch sale," "lawn sale," "attic sale," "basement sale," "rummage sale," "flea market sale," or any similar casual sale of tangible personal property. (This definition shall not include a sale where no more than four specific items are held out for sale and where all advertisement of such sale specifically names those items to be sold.)

**ZONING OFFICER** - An individual appointed by a municipality and charged with the administration and enforcement of the local Zoning Ordinance.

**§ 2. REGISTRATION REQUIRED; NUMBER AND DURATION OF SALES AND TYPES OF PROPERTY SOLD RESTRICTED.**

- A. Participants shall register the sale by contacting the Township office at least 24 hours in advance and providing the following required information: name, address, date of sale, telephone number, and e-mail address, if available.
- B. It shall be unlawful for a person to participate in more than two yard sales in any one calendar year.
- C. Not more than two yard sales shall be allowed to be conducted on any one premises in any one calendar year.
- D. Third sale permitted. A third yard sale may be permitted within a calendar year if satisfactory proof of a bona fide change of ownership of the real property is first presented to the Zoning Officer.
- E. It shall be unlawful to conduct any yard sale with a duration exceeding two consecutive days.
- F. A person must affirm by statement that the property to be sold was owned by the person as his/her own personal property and was neither acquired nor consigned nor donated for the purpose of resale, except for community yard sales by bona fide civic or non-profit groups.

**§ 3. SALE OF OTHER THAN PERSONAL PROPERTY PROHIBITED.**

It shall be unlawful for any person to sell or offer for sale, under authority granted by this chapter, property other than personal property at a yard sale.

**§ 4. HOURS OF SALES LIMITED.**

Such yard sales shall be limited in time to no more than the daylight hours of two consecutive days, but not before 8:00 a.m. nor after 6 p.m.

**§ 5. INCLEMENT WEATHER PROVISIONS FOR THIRD SALE.**

If a yard sale is not held on the original scheduled dates or is terminated only during the first day of the sale because of inclement weather conditions and an affidavit by the participant to this effect is submitted, the Zoning Officer may allow for a yard sale to be conducted at the same location within 30 days from the date when the first sale was to be held.

**§ 6. DISPLAY OF PROPERTY IN PERMITTED AREAS ONLY.**

Personal property offered for sale may be displayed in a yard, upon a lawn, in a carport, upon a porch or patio or within a 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.

**§ 7. SIGNS.**

A. Signs permitted. Only the following specified signs may be displayed in relation to a pending yard sale:

- (1) Announcement signs. Two signs of not more than four square feet each are permitted to be displayed on the property of the residence where the yard sale is being conducted.

(2) Directional signs. Two signs of not more than three square feet each are permitted when written permission to erect said signs is received from the property owners whose property such signs are to be posted.

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

C. Removal of signs. All signs must be removed each day at the close of the yard sale activities or by the end of daylight, whichever first occurs.

**§ 8. STOPPING AND PARKING OF MOTOR VEHICLES; TEMPORARY TRAFFIC CONTROLS.**

The stopping or parking of motor vehicles shall be conducted in compliance with all applicable laws and ordinances. Further, the Police Department may enforce such temporary controls to alleviate any special hazards and/or congestion created by any yard sale.

**§ 9. EXEMPTIONS.**

This chapter shall not be applicable to:

A. Persons selling goods pursuant to an order of process or a court of competent jurisdiction.

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

C. Any person selling or advertising for sale an item or items of personal property (four or less) which are specifically named or described in the advertisement.

D. Any publisher of a newspaper, magazine or other publication or other communications media which publishes or broadcasts anything in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of the chapter have not been met.

E. Any sale conducted by any legitimate business or commercial or industrial establishment upon property zoned under the zoning regulations of the

Township of Ridley, with or without the protection of the nonconforming use section of the zoning laws, or any sale conducted by any other vendor or dealer when the sale is conducted in a properly zoned area and not otherwise prohibited by laws and statutes of the Commonwealth of Pennsylvania and ordinances of the Township of Ridley, including this chapter.

F. Any public auction having a duration of no more than two days and conducted by an auctioneer licensed by the Commonwealth of Pennsylvania.

**§ 10. ENFORCEMENT; FAILURE TO REGISTER.**

A. The provisions of this chapter shall be enforced by the Zoning Officer/Building Code Official, Code Enforcement Officer or any Township police officer, and it shall be their duty to investigate and prosecute any violation of this Chapter.

B. Any yard sale conducted in violation of above § 2, 3 and 4 may be stopped, shut down or otherwise ceased by the Zoning Officer, Enforcement Officer or any Township police officer.

C. Failure to register a prior yard sale will prevent an individual from future sales for a period of one year from the date of violation.

**§ 11. RESPONSIBILITY FOR OPERATIONAL CONDUCT.**

The person conducting the yard sale and the owner, tenant or occupant of the premises where the yard sale or activity is conducted shall be jointly or severally responsible for the maintenance of good order and decorum on the premises during the hours of such yard sale or activity.

A. No such person shall permit any loud and boisterous conduct on such premises or permit vehicles to impede the passage of the traffic on any roads or streets in the area of the premises where the yard sale is being conducted.

B. In the event of any emergency, all such persons shall obey reasonable orders from any member of the Police Department or authorized fire/rescue personnel in order to maintain the public health, safety and welfare.

**§ 12. VIOLATIONS AND PENALTIES.**

Any person violating any provision of this chapter shall, upon conviction thereof, be guilty of a summary offense and shall be subject to a fine of not more than \$300, in addition to the costs of prosecution, and, in default of payment thereof, to imprisonment for a term not to exceed 30 days. Every day that a violation of this chapter continues shall constitute a separate offense.

**SECTION TWO. REPEALER**

All Ordinances, Resolutions or parts of Ordinances or Resolutions inconsistent herewith are this Ordinance are hereby repealed in so far as they may be inconsistent herewith.

**SECTION THREE: SEVERABILITY**

The provisions of this Ordinance shall be severable and if any of its provisions are found to be unconstitutional or illegal the validity of any of the remaining provisions of this Ordinance shall not be affected thereby.


**SECTION 4: EFFECTIVE DATE.**

This Ordinance is effective immediately.

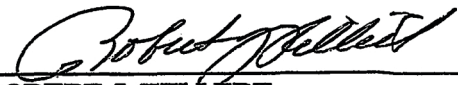
ENACTED this 24<sup>th</sup> day of June, 2015.

**BOARD OF COMMISSIONERS**

Attest:

  
EDMOND J. PISANI  
Township Manager

By:

  
ROBERT J. WILLEERT  
President