

AUCTION  
CHAPTER 711

Applicant's Phone \_\_\_\_\_

PERMIT NO. \_\_\_\_\_

ORGANIZATION \_\_\_\_\_

ADDRESS \_\_\_\_\_ (City-Zip) \_\_\_\_\_

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

APPLICANT'S ADDRESS \_\_\_\_\_

AUCTION TO BE HELD (LOCATION) \_\_\_\_\_

DESCRIPTION OF AUCTION ITEMS \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

DATE AND HOURS \_\_\_\_\_

DATE \_\_\_\_\_

SIGNATURE OF APPLICANT \_\_\_\_\_

DATE \_\_\_\_\_

MAYOR \_\_\_\_\_

711.05 BILL OF SALE: The person holding an auction sale shall give a written bill of sale to each purchaser, which bill of sale shall set forth the name of the article sold, the name of the maker of the article (if necessary), and shall set forth in the bill of sale the kind of make and full description of the article sold, together with all guarantees under which the article has been sold.

## CHAPTER 711

### Auctions

- 711.01 Auction sales; exception.
- 711.02 License required.
- 711.03 License term: fee.
- 711.04 False bidding and misrepresentation.
- 711.05 Bill of sale.
- 711.99 Penalty.

#### CROSS REFERENCES

Power to regulate - see Ohio R.C. 715.24, 715.63

Conduct of auction sales - see Ohio R.C. 1302.41

Bulk transfer by sale at auction - see Ohio R.C. 1306.06

State licensing of new merchandise public-auctions sale – see Ohio R.C. Ch. 1318

Nonresident auctioneer; service of process - see Ohio R.C. 4707.13

State licensing of auctioneers - see Ohio R.C. Ch. 4707

State licensing of motor vehicle auctioning - see Ohio R.C. Ch. 4517

#### **711.01 AUCTION SALES; EXCEPTION.**

Any person who shall sell or cause to be sold any goods, wares or merchandise in any building or any streets or alleys or any other public place at public auction to the highest bidder, shall be deemed operating or causing to be operated an auction sale in the City, and shall be subject to the provisions of this chapter. The provisions of this chapter shall not apply to any judicial or executive officer offering goods, wares or merchandise for sale at auction by virtue of any judgment or decree of any court or in fulfillment of any law, nor to auctions operated by any charitable organization. (Ord. 8331. Passed 8-30-62.)

#### **711.02 LICENSE REQUIRED.**

No person shall conduct or hold an auction sale in the City without first procuring a license. (Ord. 2691. Passed 9-18-22.)

#### **711.03 LICENSE TERM: FEE.**

The Mayor is authorized to grant an auctioneer license for a period of time not to exceed thirty days to any person, provided that such person shall first pay a fee of five dollars (\$5.00) per day for the period of time as such permit is secured. (Ord. 2691. Passed 9-18-22.)

#### **711.04 FALSE BIDDING AND MISREPRESENTATION.**

(a) If any licensee hires or permits false bidders for the purpose of encouraging other bidders, it shall be a violation of this chapter and sufficient authority for the Mayor to revoke the license. If any

licensee makes false or fraudulent representations as to the value or quality of any article offered for sale, it shall be a violation of this chapter and sufficient authority for the Mayor to revoke the license.

(b) All goods, wares and merchandise shall be sold by individual pieces. It shall be a violation of this chapter to sell a number of different articles in one sale and sufficient authority for the Mayor to revoke the license.

(c) In all cases where any provision of this chapter is violated and the license is revoked, no part of the fee paid for the license shall be refunded to the licensee. (Ord. 2691. Passed 9-18-22.)

#### **711.05 BILL OF SALE.**

The person holding an auction sale shall give a written bill of sale to each purchaser, which bill of sale shall set forth the name of the article sold, the name of the maker of the article, and shall set forth in the bill of sale the kind of make and full description of the article sold, together with all guarantees under which the article has been sold. (Ord. 2691. Passed 9-18-22.)

#### **711.99 PENALTY.**

Whoever violates any provision of this chapter shall be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) for the first offense and not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00) for each subsequent offense. Each day's continuance of such violation shall constitute a separate offense. (Ord. 2691. Passed 9-18-22.)

PUBLIC AUCTION

In accordance with O.R.C.2933.43D, The Lorain Police Department will offer the following vehicles for sale.

(1)	1979	Ford	Thunderbird	2Dr	9G87F163487
(2)	1970	Chevrolet	Monte Carlo	2Dr	138570F114021
(3)	1980	Pontiac	Lemans	4Dr	2D19KA1526760
(4)	1982	Toyota	Corolla Tercell	4Dr.	JT2AL21E6C3356031
(5)	1977	Cadillac	Deville	4Dr	6D69S70136898

The sale will be held on January 6,1990 at 1:00PM.Vehicles may be view and inspected on that date from 12:00PM to the time of the auctior Terms are cash only.All vehicles are to be sold in an AS IS CONDITION.

Also to be sold that date are 4 tires and rims and one set of T tops for a 1980 Chevrolet Corvette. Terms CASH ONLY,in an as is condition..

AUCTION WILL BE HELD AT THE City Garage,E.35th St just east of Broadway Ave.

To be in the paper on December 21,1989  
December 28,1989  
January 4,1990

Bill to Lorain Police Department  
100 West Erie Ave  
Lorain,Ohio 44052  
  
C/O Ptlmn R.West