



Tony Krasienko  
Mayor

# The City of Lorain, Ohio GARAGE SALE PERMIT

**\*\*Permit Must Be Visible At All Times\*\***

Name \_\_\_\_\_ Phone \_\_\_\_\_

Address \_\_\_\_\_

*If applicant is an organization, Name/Address/Phone of contact person:*

\_\_\_\_\_

## **NOTE: 2 DAYS ONLY – ONCE A YEAR**

Date(s) of Sale \_\_\_\_\_

**HOLD HARMLESS AGREEMENT:** The Permit Applicant agrees to indemnify and hold harmless the City of Lorain and its agents and employees against all claims, damages, losses and expenses, including but not limited to attorney fees, sustained by any person or persons and arising out of or resulting from the performance of this contract, provided that any such claim, damage, loss or expense is not solely attributable to or caused by the negligent act or omission of the City of Lorain, its employees, agents or subcontractors.

Signature \_\_\_\_\_ Date: \_\_\_\_\_  
(By signing this application, I agree to abide by the responsibilities printed on the back of this application)

## **GARAGE SALE LICENSE**

No. \_\_\_\_\_ - \_\_\_\_\_

*Permission is hereby granted to:*

Name \_\_\_\_\_

Address \_\_\_\_\_

Date of Sale \_\_\_\_\_

By \_\_\_\_\_  
(Director of Public Service)

Date \_\_\_\_\_

See reverse side of this license for *Responsibilities of Applicant Conducting a Sale*.

## §765 Definitions

For the purpose of this ordinance, certain words are defined as follows:

- (a) "Person" means individual, associations of individuals, partnerships or corporation who or which conduct sales for a commission or other remuneration
- (b) "Public Sale" means any sale and delivery or offer of sale and delivery of any household furniture, furnishings, equipment, goods, wares, merchandise from in, about or upon any premises, property or residence zoned for residential use within this municipality to which the general public is invited pursuant to any advertisement or notice by newspaper, mail or individual flyer or otherwise
- (c) "Garage Sale" means a sale of household goods, equipment, utensils, appliances, personal clothing or effects, or other similar; personal property including such sales commonly termed "basement sales," "house sales," or "lawn sales"

## §765.02 License Required

No person shall conduct, hold or permit a public sale or garage sale within a residential district of this municipality without having an unrevoked, valid license from the City of Lorain for such purpose in effect at the time and issued pursuant to the provisions of this ordinance. No fee shall be charged for the issuance of such license.

## §765.03 Application and Issuance

Licenses shall be issued by the Director of Public Safety and Service or a person acting and authorized to act on his/her behalf upon the applicant's complying with the following provisions:

- (a) Giving his/her name and permanent address
- (b) Obtaining the license required by this ordinance at least five (5) days prior to the first day of the sale
- (c) Giving the name and address of all persons who will be associated or engaged in such public sale
- (d) Giving the name and address of the party for whom the sale is being held
- (e) Giving the date(s) of sale

## §765.04 Traffic Supervision During Sale

The applicant shall provide sufficient parking and shall insure adequate traffic supervision to prevent traffic congestion at the time and place of the sale.

## §765.05 License Effective Period

- (a) Licenses shall be valid only for the period of the sale indicated thereon, not to exceed two (2) consecutive day
- (b) No more than one (1) sale per year shall be permitted at the same location

## §765.06 Display of License, Sign Restrictions

- (a) Every person licensed under this ordinance shall have license in his/her possession at all times when conducting a public sale or garage sale within a residential district of this City and shall display the same upon demand of any police officer, the Director or his/her designee, and upon demand of any person who attends such public sale
- (b) No more than one (1) sign advertising such sale, not exceeding two feet by two feet shall be located on the property where the sale is conducted. No other signs shall be used off the premises for such sales
- (c) Under no circumstances shall signs be placed or attached to utility poles
- (d) All signs shall be removed or caused to be removed by the individual who obtains the permit within twenty-four (24) hours after the conclusion of the garage sale

## §765.07 Sale Hours, Merchandise Restrictions

No person shall conduct a public sale or garage sale before 9:00 a.m. or after sunset of any day; or sell any household furniture, furnishings, equipment or goods which were brought into the residence or onto property for the sole purpose of selling the same at such sale by a person who regularly furnishes such household furniture, furnishings, equipment or goods in such public sales or garage sales for profit, except for §765.09.

## §765.08 License Revocation

A license issued pursuant to this ordinance may be revoked by the Director of Public Safety and Service for any of the following reasons:

- (a) Fraud, misrepresentation or any false statement made in furnishing the information required by this ordinance
- (b) Fraud, misrepresentation or any false statement contained in the application
- (c) A conviction of the licensee for violation of any of the provisions of this ordinance
- (d) A conviction of the license
- (e) Conducting a public sale in any unlawful manner or in such manner as to constitute a breach of the peace

## §765.99 Penalty

Whoever is found guilty of violating any provision of this ordinance shall be guilty of a minor misdemeanor. A separate offense shall be deemed committed upon each day during or on which the violation occurs or continues.