

ORDINANCE NO. 515

AN ORDINANCE REGULATING GARAGE / YARD SALES WITHIN THE CITY OF HAYWARD

WHEREAS, the Common Council of the City of Hayward deems it to be in the best interest of the City and its residents to establish regulations regarding garage / yard sales within the City of Hayward; and

NOW, THEREFORE, the Common Council of the City of Hayward does ordain as follows:

1. Garage / yard sales within all Residential Zone Districts within the City of Hayward shall be limited as follows:
 - a. No property owner may hold more than two (2) garage / yard sales per calendar year.
 - b. Garage / yard sales or other similar merchandise sales on private property may only be held between the hours of 7:00 a.m. and 7:00 p.m.
 - c. Garage / yard sales may not be held more than three (3) consecutive days.
 - d. Permits are not required for garage / yard sales or similar merchandise sales on private property; however, notification by the property owner is encouraged.
 - e. In no case shall any sales become outlets for wholesale or retail commercial sales.
 - f. The forfeitures for a violation of this ordinance shall be set as follows:
 - i. First violation: \$100.00 plus applicable court costs and actual costs of prosecution.
 - ii. Second violation within one (1) year: \$200.00 plus applicable court costs and actual costs of prosecution.
 - iii. Third violation within one (1) year: \$400.00 plus applicable court costs and actual costs of prosecution.
 - iv. The forfeiture may be changed by adoption of a resolution executed by a majority vote of the Common Council of the City of Hayward.
2. Invalidation of any part of this ordinance by a Court of Law shall not invalidate the remaining portions thereof. This ordinance shall become effective upon its passing by the Common Council of the City of Hayward and publication thereof as provided by law.

Motion By: Ald. Munich Seconded By: Ald. Johnson

Ayes: (8) Nays: (0)

Passed this 20th day of May, 2013

*William L Swinkowski, Mayor

*Lucy Gunther, Clerk-Treasurer