

**VILLAGE OF DOBBS FERRY****Village Clerk****112 Main Street, Dobbs Ferry, New York 10522**E-mail: ldreaper@dobbsferry.com

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PERMIT NUMBER:

GARAGE SALE PERMIT APPLICATION**PERMIT FEE: \$25.00****SECTION 1 – TO BE COMPLETED BY APPLICANT**

NAME OF APPLICANT (FIRST M. LAST)

ADDRESS OF APPLICANT

SUITE/APT.

TELEPHONE HOME

CITY

STATE

ZIP CODE

TELEPHONE MOBILE

E-MAIL

TELEPHONE WORK

IF APPLICANT REPRESENTS A PARTNERSHIP, VOLUNTARY ASSOCIATION OR CORPORATION, FURNISH THE NAME AND ADDRESS OF SAME

NAME OF THE OWNER OF THE PROPERTY ON WHICH THE SALE IS TO BE CONDUCTED

LOCATION AT WHICH SALE IS TO BE CONDUCTED

NUMBER OF DAYS OF SALE*

DATE(S) OF SALE

*NOTE: THE SALE MAY NOT EXTEND FOR A PERIOD OF MORE THAN THREE (3) CONSECUTIVE DAYS. THERE ARE NO RAIN DATES AVAILABLE.

DATE AND NATURE OF ANY PAST SALE

IF THERE WAS A PAST SALE, STATE THE RELATIONSHIP OR CONNECTION THE APPLICANT HAD WITH ANY OTHER PERSON, FIRM, GROUP, ORGANIZATION, ASSOCIATION OR CORPORATION CONDUCTING SAID SALE

STATE WHETHER THE APPLICANT HAS BEEN ISSUED ANY OTHER VENDOR'S LICENSES BY ANY LOCAL, STATE OR FEDERAL AGENCY: ☐ YES ☐ NO
IF YES, PLEASE LIST LICENSES ISSUED:**Chapter 300. Zoning and Land Use: Article XI. Supplementary Regulations § 300-50. Signs.****(3) Advertisements.** No person, firm or corporation shall hang, place or cause to be placed any advertisement, placard or other notice (except legal notices), or paint or cause to be painted any advertisement or notice, on any post, pole, tree, fence or any other object in any public street, sidewalk or area in the Village, except by permission granted by the Board of Trustees. Such permission, if granted, shall be under such conditions as may be required by the Board of Trustees in each particular case.

IF APPLICANT IS NOT THE OWNER, PROVIDE SIGNATURE OF THE OWNER CONSENTING TO THE USE OF THE PREMISES FOR THE PURPOSE OF THE SALE

SIGNATURE OF APPLICANT AFFIRMING THAT THE INFORMATION THEREIN GIVEN IS FULL AND TRUE AND KNOWN TO APPLICANT TO BE SO

DATE OF APPLICATION

SECTION 2 – TO BE COMPLETED BY THE VILLAGE CLERK☐ **GARAGE SALE PERMIT REQUEST APPROVED**_____
ELIZABETH DREAPER, RMC, VILLAGE CLERK

DATE: _____

Applicant/Permittee is required to conduct the sale in compliance with all provisions of any COVID-19 pandemic-related Executive Order or guidance in effect at the time of the event. Permittee is specifically reminded of limitations on the size of staff and buyers on the premises as well as the sanitizing of high-traffic areas such as points of sale. The Village reserves all rights of enforcement for non-compliance, including but not limited to assessment of fines, early termination or cancellation of the right to conduct the sale.

Chapter 194. Garage Sales

[HISTORY: Adopted by the Board of Trustees of the Village of Dobbs Ferry 3-22-1978 by L.L. No. 2-1978.

Amendments noted where applicable.]

GENERAL REFERENCES

Peddling and soliciting — See Ch. 238.

Zoning — See Ch. 300.

§ 194-1. License required.

It shall be unlawful for any person or persons to conduct a garage sale in the Incorporated Village of Dobbs Ferry without first obtaining a license and complying with the regulations set forth herein.

§ 194-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

GARAGE SALE

Includes all sales entitled "garage sale," "lawn sale," "attic sale," "rummage sale" or "flea market sale" or any similar casual sale of tangible personal property which is advertised by any means whereby the public at large is or can be made aware of said sale.

PERSON

Includes individuals, partnerships, voluntary associations and corporations.

§ 194-3. Regulations; license fee.

Garage sales in the Village of Dobbs Ferry shall be regulated in the following manner:

A.

Merchandise. Garage sales shall offer only used, unwanted items of personal property owned by the resident of the property where the sale is held. No new merchandise shall be offered for sale nor may new merchandise from other sources be brought in and offered for sale.

B.

Hours. Garage sales shall not commence before 10:00 a.m. and must terminate by 6:00 p.m.

C.

No person shall conduct more than three garage sales on his premises in any one calendar year. Such sale may not extend for a period of more than three days.^[1]

[1]

Editor's Note: Former § 194-3D, Signs, which immediately followed this subsection, was repealed 3-14-2000 by L.L. No. 5-2000. See now § 300-50 in the Zoning chapter for provisions relating to signs.

D.

Zoning. It is not the intention of this chapter to change or amend the Zoning Ordinance of the Village of Dobbs Ferry.^[2]

[2]

Editor's Note: See Ch. 300, Zoning and Land Use.

E.

License. Upon application, either in person or by mail, the Village Clerk is authorized to issue a license upon payment of a fee as set from time to time by the Board of Trustees.^[3]

[Amended 10-7-1980 by L.L. No. 23-1980; 10-2-1984 by L.L. No. 6-1984]

[3]

Editor's Note: See Ch. 175, Fees.

§ 194-4. Information to be filed with Clerk.

The information to be filed with the Village Clerk pursuant to this chapter shall be as follows:

A.

Name of person, firm, group, corporation, association or organization conducting said sale.

B.

Name of the owner of the property on which said sale is to be conducted and the consent of the owner if the applicant is other than the owner.

C.

Location at which sale is to be conducted.

D.

Number of days of sale.

E.

Date and nature of any past sale.

F.

Relationship or connection the applicant may have had with any other person, firm, group, organization, association or corporation conducting said sale and the date or dates of such sale.

G.

Whether or not the applicant has been issued any other vendor's license by any local, state or federal agency.

H.

Sworn statement or affirmation by the person signing that the information therein given is full and true and known to him to be so.

§ 194-5. Exemptions.

The provisions of this chapter shall not apply to or affect the following persons or sales:

A.

Persons selling goods pursuant to an order or process of 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 which are specifically named or described in the advertisement and which separate items do not exceed five in number.

D.

Any publisher of a newspaper, magazine or other publication or other communication media who publishes or broadcasts in good faith without knowledge of its false, deceptive or misleading character or without knowledge that the provisions of this chapter have not been complied with.

E.

Any sale conducted by any merchant or mercantile or other business establishment from or at a place of business wherein such sale would be permitted by the zoning regulations of the Village of Dobbs Ferry or under the protection of the nonconforming use section thereof, or any other sale conducted by a manufacturer, dealer or vendor and which sale would be conducted from properly zoned premises and not otherwise prohibited.

F.

Any bona fide charitable, eleemosynary, educational, cultural or governmental institution or organization; provided, however, that the burden of establishing the exemption under this subsection shall be on the organization or institution claiming such exemption.

§ 194-6. Enforcement; responsibility for order.

A.

This chapter shall be enforced by the Police Department and the Building Department.

B.

The person to whom such license is issued and the owner or tenant of the premises on which such sale or activity is conducted shall be jointly and severally responsible for the maintenance of good order and decorum on the premises during all hours of such sale or activity. No such person shall permit loud or boisterous conduct on said premises nor permit vehicles to impede the passage of traffic on any roads or streets in the area of such premises. All such persons shall obey the reasonable orders of any member of the Police Department, Building Department or officers of the Fire Department of the Village of Dobbs Ferry in order to maintain the public health, safety and welfare.^[1]

[1]

Editor's Note: Original Sec. 5-3A-7, Penalties, which followed this section, was repealed 10-2-1984 by L.L. No. 6-1984. See now § 1-10 of the Code for the general penalty.