

**APPLICATION FOR SALE LICENSE (GARAGE/YARD SALE)**

**\*\*NO GARAGE/YARD SALES PERMITTED ON ANY LEGAL HOLIDAY. SALE LICENSES ARE FOR TWO (2) CONSECUTIVE DAYS. YOU ARE ALLOWED ONLY TWO (2) SALES PER YEAR AND THE SALES MUST BE THIRTY (30) DAYS APART. \*\***

Name of Applicant: \_\_\_\_\_

Address of Applicant: \_\_\_\_\_

Type of Proposed Sale: \_\_\_\_\_

Location of Proposed Sale: \_\_\_\_\_

Please check which applies: Owner of Property: \_\_\_\_\_ Yes \_\_\_\_\_ No

**\*\*\*If premises are NOT owned by applicant, a notarized written consent from the owner of the property is required to hold the sale.**

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

Hours of Sale: \_\_\_\_\_

**\*\*\*Section 5-84 of the Ordinance states no person holding a permit shall conduct a sale except between the hours of 10:00 AM and 9:00 PM.**

Please check which applies: \_\_\_\_\_ Residential Garage Sale Permit Fee: \$7.00

\_\_\_\_\_ Block Association Garage Sale Permit Fee: \$25.00

Article	Quality (Excellent, Good, Poor)	Quantity of items sold	Wholesale Price (each)

I further swear that the answers and statements in the foregoing application are true to my knowledge and belief; that the inventory of goods, wares and merchandise accompanying this application is a complete and true account of all goods, wares and merchandise to be offered for sale under the permit applied for.

Furthermore, it is agreed that in consideration of the granting of the permit hereby applied for that the applicant will comply with all rules and regulations of the Code of Ordinances of the City of Poughkeepsie.

\_\_\_\_\_  
Signature of Applicant

Section 5-75 Permit to be obtained; number of sales per year in residential zone; maximum time limit per sale; minimum period between sales.

[Ord. of 8-7-1972, § 2; Ord. of 12-4-1995, § 1]

(a) No person shall permit in the premises owned, occupied as or in any manner used by him/her the sale of goods, wares and chattels as defined by Section 5-1 of the Code of Ordinances of the City of Poughkeepsie unless (s)he shall first obtain a permit for the same from the City Chamberlain of the City of Poughkeepsie as hereinafter provided. A block association sponsoring a garage sale shall obtain a permit for the same from the City Chamberlain of the City of Poughkeepsie as hereinafter provided. Any person holding a garage sale in his/her premises, sponsored by the block association, shall not be recruited to obtain a separate permit from the City Chamberlain for the sale.

(b) Any permit issued pursuant to this Chapter shall allow only two sales in any three-hundred-sixty-five-day period to any applicant upon any property or premises situate in a residential zone as defined by Chapter 19 of the Code of Ordinances of the City of Poughkeepsie.

(c) No one garage sale shall be operated for more than 48 consecutive hours, and in the event that a permit holder desires to hold two garage sales, the second garage sale may not commence on a date less than 30 days after the termination of the previous garage sale.

Section 5-76 Application for permit to be filed; fee; information.

[Ord. of 8-7-1972, § 2; Ord. of 12-4-1995, § 2; Ord. of 12-4-1997, § 1]

(a) Each person desiring to procure a permit shall file with the City Chamberlain a written application upon a form prepared and furnished by the city, together with a permit fee of \$7. Such application shall contain the following information:

- (1) The name and address of the applicant, residence, business.
- (2) A description of the premises upon which the sale is to take place.

(3) The date on which and the hours between which the sale is to take place.

(4) The name of the owner of the premises if other than the applicant, as well as a

statement indicating by what right the applicant will use the aforesaid premises and the written consent of the owner of the holding of such sale.

(b) A block association of the City of Poughkeepsie desiring to sponsor a garage sale and

to procure a permit for the same shall file with the City Chamberlain a written application upon a form prepared and furnished by the city, together with a permit fee of \$25. Such application shall contain the following information:

(1) The name, mailing address and officers of the block association.

(2) The name and address of each residence or business that will partake in the garage sale.

(3) A description of each premises upon which the sale is to take place.

(4) The date upon which and the hours between which the sale is intended to be conducted.

(5) The name of the owner of any premises taking part in the sale if other than the names

listed above, as well as a statement indicating by what right the applicant will use the aforesaid premises and the written consent of the owner for the holding of such sale.

(c) No permit to hold a garage sale shall be refused except for a specific reason and for the protection of the public safety, welfare, good order and morals.

Section 5-77 Transfer of permit.

[Ord. of 8-7-1972, § 2; Ord. of 12-4-1995, § 3]

No permit granted under this Article shall be transferred, assigned or set over to any person or association or used by any person or association other than the licensee to whom it was issued.

Section 5-78 Defacing permit; time of filing application; inventory.

[Ord. of 8-7-1972, § 2]

(a) No person shall destroy, deface, mutilate or injure a permit issued hereunder in any manner or change the same in any wise. The application for the permit issued hereby shall be filed not more than 15 days nor less than five days before the commencement of such sale.

(b) There shall be a verified inventory in triplicate showing in detail, quality, quantity, kind or grade of goods, wares or chattels proposed to be sold, the established retail prices of said goods and chattels and specifically state that the ownership of the items or articles to be sold has been vested in the applicant for a period of no less than 90 days. No goods, wares or chattels shall be added to the verified inventory after the same has been filed, nor shall any goods or chattels be sold that are not included in such verified inventory.

Section 5-79 Examination of goods; requiring additional information.

[Ord. of 8-7-1972, § 2]

The City Chamberlain or his duly authorized agent before issuing a permit for a sale may examine, investigate the goods, wares and chattels specified in the inventory to be offered for sale to determine whether said inventory correctly sets forth the items to be sold and the true value. The City Chamberlain may, upon examination of the inventory filed, require such additional information as may be necessary to determine the correctness of the items set forth and further to ascertain the value of such items has been vested in the applicant for such ninety-day period.

Section 5-80 Extensions of time for sale; fee.

[Ord. of 8-7-1972, § 2]

No sale pursuant to this Article shall continue for a longer period than the permit is issued, except that the City Chamberlain may extend the period for which the original permit was issued and payment of an additional fifty-dollar fee. No more than one extension shall be granted pursuant to this Article.

Section 5-81 Police inspection of sales; illegal acts.

[Ord. of 8-7-1972, § 2]

All sales conducted pursuant to this Chapter shall be subject to inspection by any police officer or duly authorized agent of the City of Poughkeepsie to determine whether the law and conditions of the license are being complied with. Any such agent or officer upon complaint or reasonable suspicion of violation may temporarily interrupt any such sale for the purpose of making an inspection when such interruption is reasonably necessary to ascertain

compliance with the law of the conditions thereof. No person conducting the sale under a permit issued pursuant to this article shall:

(a) Make any signs representative as to the make, quality, conditions, previous history or value of any of the property offered for sale.

(b) Employ a billman, crier, instrument of music, loud speaker, flashing lights or any other means of attracting people other than a sign of maximum size of one foot by two feet bearing the words "garage sale" as well as the permit number pursuant to which the sale is being held.

Section 5-82 Exhibiting permit.

[Ord. of 8-7-1972, § 2]

No person holding a sale pursuant to this article shall refuse to exhibit his permit to any police officer upon demand at the place where such sale is being conducted.

Section 5-83 Sales prohibited on holidays.

[Ord. of 8-7-1972, § 2]

No permit shall be issued for any person to conduct a sale pursuant to this article on any legal holiday.

Section 5-84 Hours of sale.

[Ord. of 8-7-1972, § 2]

No person holding a permit shall conduct such a sale except between the hours of 10:00 a.m. and 9:00 p.m.

Section 5-85 Penalty for violation.

[Ord. of 8-7-1972, § 2]

Any person who shall violate any provision of this Article shall be punishable as described in Section **1-8** of the Code of Ordinances, and such conviction may result in addition to imposing of such fines and/or penalties as described in the revocation of offender's permit.

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