

ORDINANCE NO. 55

AN ORDINANCE TO REGULATE YARD SALES, GARAGE SALES, RUMMAGE SALES, BASEMENT SALES WITHIN THE VILLAGE OF MARTIN.

THE VILLAGE OF MARTIN ORDAINS:

SECTION 1. APPLICATIONS.

The Village Clerk shall furnish forms for application for permits for barn sales, garage sales, yard sales, rummage sales, basement sales, porch sales, patio sales, or any similarly type sales, and the permit shall be returned to the Village Clerk at the close of the sale. The sales identified in this Section 1, throughout the remainder of this Ordinance shall be termed "residential sales".

SECTION 2. PERMITS.

Every person intending to have a residential sale shall obtain a permit therefor from the Village Clerk.

SECTION 3. HOURS.

No residential sale shall extend for more than 72 hours.

SECTION 4. SALES PER YEAR.

No residence shall have more than three (3) residential sales in any calendar year.

SECTION 5. SALE SIGNS.

Signs advertising residential sales shall not exceed 480 square inches, shall not be placed on any public property, utility poles, on any curbed lawn, or at any public parking area, and shall be removed within 24 hours after the close of the sale.

SECTION 6. PROPERTY BEING SOLD.

All tangible personal property proposed to be sold at a residential sale shall be arranged in an orderly manner on the premises, and shall in no way be arranged so as to obstruct the vision of persons using driveways, sidewalks, roadways, or entering and exiting within a neighborhood.

SECTION 7. VILLAGE ANNUAL YARD SALE.

The Village of Martin shall establish an annual yard sale date on which date no permit will be required to conduct a residential sale. A residential sale on such date shall not be counted

as one of the three (3) permitted residential sales for each residence.

SECTION 8. SANCTIONS, INFRACTIONS, FINES.

A person who violates any provision of this article is responsible for a civil infraction, and subject of a civil fine not to exceed \$100.00. Repeat offenses under this article shall be subject to a fine of \$100.00 for each additional offense.

SECTION 9. NUISANCE PER SE.

A violation of this Ordinance is hereby determined to be a nuisance per se and the Village may forthwith obtain an order from a court of competent jurisdiction ordering the abatement of such nuisance, and if the danger to the health, safety or welfare of the public or persons at or near the property is imminent a Village official or agent may forthwith enter upon the premises and abate the nuisance.

SECTION 10. PUBLICATION.

This Ordinance shall be published in a paper that has general circulation for the Village of Martin and County of Allegan, qualified under state law to publish legal notices, within one week after its adoption and the same shall be recorded in the Village of Martin's Book of Ordinances, and such recording authenticated by the signatures of the Village President and Village Clerk.

SECTION 11. INVALIDITY.


If any section, part of section, sentence, clause or phrase of this Ordinance shall be held to be unconstitutional or invalid, the remaining provisions hereof shall nevertheless remain in full force and effect.

SECTION 12. EFFECTIVE DATE.

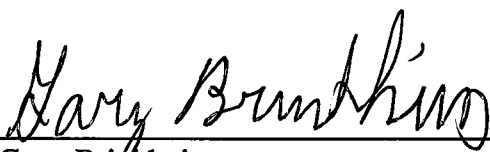
This Ordinance shall be effective after publication and shall take effect on _____
December 1, 2008.

Adopted on November 10, 2008

ATTEST:



Joyce Merrill
Village Clerk



Gary Brinkhuis
Village President

I hereby certify that the foregoing ordinance was, on November 17, 2008, published in the Penasee Globe, a newspaper circulated in the Village of Martin.

Joyce Merrill

Joyce Merrill
Village Clerk

Dated: November 17, 2008.

VILLAGE OF MARTIN ALLEGAN COUNTY, MICHIGAN NOTICE OF ADOPTION OF ORDINANCE NO. 55

To: The Residents and Property Owners of the Village of Martin,
Allegan County, Michigan, and Any Other Interested Persons;

PLEASE TAKE NOTICE that at a regular meeting of the Village Board of Trustees held on November 10, 2008, the Board adopted Ordinance No. 55, an Ordinance to Regulate Yard Sales, Garage Sales, Rummage Sales, and Basement Sales within the Village of Martin. A summary of the Ordinance appears below.

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SECTION 6. PROPERTY BEING SOLD.

All tangible personal property proposed to be sold at a residential sale shall be arranged in an orderly manner on the premises, and shall not obstruct roads and sidewalks.

SECTION 7. VILLAGE ANNUAL YARD SALE.

The Village of Martin shall establish an annual yard sale date on which date no permit will be required to conduct a residential sale.

SECTION 8. SANCTIONS, INFRACTIONS, FINES.

A person who violates any provision of this article is responsible for a civil infraction, and subject of a civil fine not to exceed \$100.00. Repeat offenses under this article shall be subject to a fine of \$100.00 for each additional offense.

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This Ordinance shall be effective after publication and shall take effect on December 1, 2008.

PLEASE TAKE FURTHER NOTICE that the full text of this Ordinance may be examined or obtained at the Village of Martin Office or by requesting same from the Village Clerk, Joyce Merrill at (269) 672-7777.

Penasee Globe
Nov. 17, 2008

VILLAGE OF MARTIN
Joyce Merrill, Clerk
P.O. Box 234
1586 S. Main Street
Martin, MI 49070