

DATE: 11/30/90

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MUNICIPALITY		
Village of Cohocton		
LOCAL LAW(S) NO.	YEAR	FILING DATE
3	1990	11/26/90

Local Law Acknowledgment

Sullivan & Leyden, P.C.
Attorneys and Counselors at Law
110 North Main Street
Wayland, NY 14572
Attention: John F. Leyden

DOS-236 (Rev. 6/90)

The above-referenced material was received
and filed by this office as indicated.

Additional local law filing forms will be
forwarded upon request.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~COUNTRY~~
~~CITY~~ of COHOCTON, NEW YORK
~~TOWN~~
Village

Local Law No. 3 of the year 19 90

A local law entitled Garage and Yard Sales
(insert title)

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~COUNTRY~~
~~CITY~~ of Cohocton, New York as follows:
~~TOWN~~
Village

ARTICLE I DEFINITIONS

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

- Village - Village of Cohocton, New York
- Clerk - Village Clerk or Deputy Village Clerk of Cohocton, New York
- Garage and/or Yard Sale - Any public sale of personal property within the Village

ARTICLE II PERMIT REQUIRED: EXEMPTIONS

A) It shall be unlawful for any person or persons to conduct a garage and/or yard sale in the Village without first obtaining a permit in compliance with the regulations set forth in Article III of this Local Law.

B) Charities, churches, school organizations and other not-for-profit organizations are exempted from the requirements of this Local Law.

ARTICLE III RESTRICTIONS AND REQUIREMENTS

Garage and/or yard sales in the Village shall be regulated in the following manner:

- A) Hours.
Garage and/or yard sales shall not commence before 10:00 a.m. and must terminate by sundown.

(If additional space is needed, please attach sheets of the same size as this and number each)

B) Number.
No person shall conduct more than three (3) garage and/or yard sales on his or her premises in any one (1) calendar year. Any one (1) sale is limited to three (3) consecutive days.

C) Merchandise.
Garage and/or yard 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 merchandise from other sources be brought in and offered for sale.

D) Signs.
1) Garage and/or yard sales may be advertised through the newspaper or other news media. A sign not greater in size than three by three (3 x 3) feet may be installed on the property where the sale is being conducted.

2) No signs shall be placed on the public right-of-way or on property other than where the sale is being conducted. No lighted signs shall be used.

3) The sign shall be displayed only during the sale and shall be promptly removed after the sale.

E) Zoning.
It is not the intent of this Local Law to change, alter or amend any zoning law or regulation of the Village.

F) Permit.
1) It shall be unlawful for any person or persons to conduct any sale commonly known as a "garage sale" or "yard sale" without first having received a permit.

2) Upon application either in person, by mail or by telephone, the Clerk is authorized to issue a permit which must be prominently posted at the site of the sale during the hours of the sale.

3) The permit shall set forth the name, address and date or dates of the sale.

4) There shall be no fee charged for said permit.

ARTICLE III PENALTIES FOR OFFENSES

Whoever shall violate or fail to comply with any of the provisions of this Local Law shall be fined not more than Two Hundred Fifty Dollars (\$250.00) and/or be imprisoned for a term not to exceed fifteen (15) days. Each day that a violation continues shall constitute a separate offense.

ARTICLE IV EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.