

VILLAGE OF EAST HILLS

INCORPORATED JUNE 24, 1931

209 HARBOR HILL ROAD
EAST HILLS, N.Y. 11576

TELEPHONE: 621-5600
FAX: 625-8736



**APPLICATION FOR PERMIT
TO HOLD TAG/GARAGE SALE**

Name of Homeowner: _____

Address of Homeowner: _____

The undersigned hereby makes application to the Village of East Hills for a Permit in accordance with Chapter 161 of the Village Code to hold a Tag/Garage Sale at the premises known as:

(address)

on the following day(s): _____
(list dates)

Tag Sale Permit Fee is **\$25.00**. Please make check payable to Inc. Village of East Hills.

Please Check if Applicant is the Homeowner or Agent.

Print Name of Applicant

Signature of Applicant

Phone Number: _____

Date: _____

Address of Applicant (if other than homeowner)

For Office Use Only	
Section _____	Block _____ Lot _____
Permit # _____	Dated: _____
Permit Issued by: _____	

Village of East Hills, NY
Wednesday, June 26, 2019

Chapter 161. Sales, Special

[HISTORY: Adopted by the Board of Trustees of the Village of East Hills 9-12-1983 by L.L. No. 1-1983 as Ch. 173 of the 1983 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Peddling and soliciting — See Ch. **141**.

Unsolicited printed materials — See Ch. **149**.

§ 161-1. Purpose.

The Board of Trustees of the Village of East Hills hereby determines that it is in the public interest to regulate the conduct of sales of personal property upon residential premises, as defined in Chapter **271**, Zoning, of the Code of the Village of East Hills. It is the purpose of this chapter to prohibit any commercial activity in residential areas of the Village and to regulate the conduct of personal property sales known as "garage," "yard," "porch," "basement" or "tag" sales in order to protect the public safety, health and welfare and maintain the residential character of the community, minimize traffic, noise, advertising or other disruptive practices throughout the Village.

§ 161-2. Definitions.

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

PERSONAL PROPERTY

The contents of a home, including garages, and outdoor exterior and statuary and outdoor personal property and all other items commonly used in and about the residences, including but not limited to furniture, furnishings, rugs, lamps, dishes, paintings, antiques, tapestries, silverware, silver service, cookware and decorative items and the like.

§ 161-3. Permit required; conditions and regulations.

- A. No person shall conduct or cause to have conducted on any residential premises subject to this chapter any sale of personal property, as defined herein, owned by the owner of the premises or by any other person residing thereat, without first obtaining a permit therefor.
- B. Application for a permit pursuant to this chapter shall be made to the Village Clerk at least 10 days prior to the scheduled date of sale. Each application for a permit shall be accompanied by payment of a fee as set forth from time to time by resolution of the Board of Trustees^[1] and shall be made on a form supplied by the Village Clerk.
[Amended 1-21-1997 by L.L. No. 3-1997]
^[1] *Editor's Note: The Fee Schedule is on file in the Village offices.*
- C. No application for a permit shall include more than two consecutive sale dates. No such permit shall be issued more frequently than once in each calendar year.
- D. No sale shall begin prior to 10:00 a.m. or continue after 5:00 p.m. on any day.

- E. It shall be lawful for one printed, nonilluminated sign to be posted at the premises whereat the sale is to be conducted.
- F. It shall be unlawful to bring into or upon any premises for the purpose of this sale any personal property which has not been customarily located at or in connection with the dwelling where the sale is to take place.
- G. The personal property and contents of a home which are the subject of such a sale shall be displayed wholly within the interior of the dwelling or the garage where the sale is to take place, except for the sale of personal property which customarily has been located at the exterior of the dwelling or used outside the dwelling or the garage situated thereat.

§ 161-4. Issuance of permit; criteria.

No permit for a sale, as defined by this chapter, shall be issued except by the Village Clerk or the Deputy Village Clerk upon a proper and sufficient showing by the applicant and a determination by the Village Clerk or Deputy Village Clerk that the provisions of this chapter have or will be complied with and that proper safety and traffic precautions have been taken or will be taken to protect the public health, safety and welfare.

§ 161-5. Inspections; display of permit required.

- A. The Village Clerk, the Deputy Village Clerk, the Village Code Enforcement Officer, a police officer or any other person designated by the Mayor shall have the authority and right to enter upon any premises whereat a sale, the subject of this chapter, is being conducted, for the purposes of inspection for the existence of a permit, and such authorized person shall have the right and power to direct the immediate cessation and closing of such a sale upon probable cause that the sale is being conducted in violation of this chapter.
- B. A permit, issued pursuant to the provisions of this chapter, shall be conspicuously displayed at the premises at all times during such sale and shall be exhibited to any person authorized to inspect therefor as set forth above.

§ 161-6. Penalties for offenses; abatement; additional remedies.

- A. A violation of this chapter shall, upon conviction, be punishable as provided in Chapter 1, General Provisions, Article III.
[Amended 1-21-1997 by L.L. No. 3-1997]
- B. In addition to the fine or penalty hereinabove provided, any condition caused or permitted to exist in violation of any of the provisions of this chapter shall be deemed a public nuisance and may be abated by the Village as provided by law. Each day that such violation continues shall be regarded as a new and separate violation.
[Amended 1-21-1997 by L.L. No. 3-1997]
- C. Obedience to the provisions hereinbefore set forth may be enforced by a criminal information for the penalty herein described, as well as by civil action at law or equity by means of an injunction or otherwise to abate or prevent a violation of the provisions of this chapter. The imposition of a penalty for a violation of this chapter shall not excuse the violation or permit it to continue, and the remedies herein provided for penalties and civil actions to enjoin or abate a violation shall be cumulative.