

DELAWARE TOWNSHIP
ORDINANCE #2017-14

AN ORDINANCE OF THE TOWNSHIP OF DELAWARE, COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY TO AUTHORIZE AN ORDINANCE TO CONTROL GARAGE SALES, LAWN SALES, RUMMAGE SALES, FLEA MARKET SALES OR OTHER CASUAL SALES. RESTRICTIONS ARE ESTABLISHED AS TO ALLOWABLE DAYS OF OPERATION AND ADVERTISING SIGNS

BE IT ORDAINED by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey as follows:

PURPOSE: Perpetual, prolonged and extended garage sales, if continued indefinitely, create noise, unsightly signage And other nuisances. Therefore the purpose of this Ordinance is to control garage sales, lawn sales, rummage sales, flea market sales or other casual sales.

Restrictions are established as to allowable days of operation and advertising signs.

DEFINITION: The following terms shall have the meanings indicated:

GARAGE SALES: Includes all sales commonly known as "garage sale", "lawn sale", "rummage sale", "yard sale", "flea market sale", or any similar casual sale of tangible personal property conducted by a person, or persons, which is advertised by any means whereby the public at large is or may be aware of said sale.

GOODS: Includes any goods, warehouse merchandise or other property capable of being the object of a sale regulated hereunder.

PERSON: Includes individuals, voluntary associations, partnerships and corporations and voluntary not for profit associations, partnerships and corporations.

PERMITTED TIMES OF SALE: No garage sale shall be conducted for more than three consecutive days. Garage sales shall be prohibited Monday through Wednesday except for the following Monday holidays: Martin Luther King Day, President's Day, Memorial Day and Labor Day. All garage sales shall be conducted between the hours of 8:00 a.m. and 5:00 p.m.

Signs posted on handbills advertising a garage sale as herein defined shall be of a size not larger than 12 inches by 12 inches and must contain, in addition to the type of sale being advertised, the name and address of the person conducting the sale.

All unsold garage sale merchandise remaining at the conclusion of the garage sale, and signs shall be removed within 48 hours after the completion of the sale.

Signs advertising permitted yard sales shall not be posted on telephone poles, other public utility structures or within any required sight triangle.

Charles Herman, Mayor

ATTEST:

Jodi McKinney, RMC
Township Clerk
October 30, 2017

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held October 30, 2017. It will be considered on second reading for final adoption at a regular meeting to be held November 13, 2017, beginning 7:30 P.M. at Township Hall, Sergeantsville, New Jersey. At that time an opportunity will be given for all interested citizens to be heard.