

**BOROUGH OF WYALUSING  
ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE CHAPTER NO. 50, PROVIDING FOR  
THE REGULATION OF GARAGE SALES, LAWN/YARD SALES AND  
SIMILAR ACTIVITIES WITHIN THE BOROUGH OF WYALUSING AND  
ESTABLISHING PENALTIES FOR VIOLATION HEREOF OF THE CODE  
OF THE BOROUGH OF WYALUSING, COUNTY OF BRADFORD,  
COMMONWEALTH OF PENNSYLVANIA.

THE BOROUGH OF WYALUSING HEREBY ORDAINS:

SECTION I. Definitions – For the purpose of this Ordinance  
the following shall apply:

(a) Garage Sale – A public sale of goods conducted in a  
residentially associated garage hereinafter included in the  
definition of lawn/yard sale.

(b) Lawn/Yard Sale – An outdoor public sale of goods on  
residential property, including but not limited to residential  
properties, garage, home, lawn, or yard.

(c) Person – shall mean any person, association,  
partnership, firm or corporation.

(d) In this Ordinance, the singular shall include the  
plural,  
the plural shall include the singular and the masculine shall  
include the feminine and the neuter.

SECTION II. Limitations on Lawn/Yard Sales –

(a) Garage sales and lawn/yard sales shall be limited to  
three (3) lawn/yard sales during a twelve (12) month period per  
residence.

(b) The maximum duration of any garage sales and lawn/yard sales shall not exceed three (3) consecutive days.

(c) Items to be sold at garage sales and lawn/yard sales must belong solely to the household where the sale is held. It shall be unlawful to bring in and sell goods belonging to others or to purchase items specifically to sell in a garage sale or lawn/yard sale, with the exception of such sales conducted on behalf of a charitable or service organization.

(d) In addition to the individual garage sales and lawn/yard sales held during a twelve (12) month period, residents will be permitted to participate in the annual Borough-wide community-wide lawn/yard sale sponsored by the Chamber of Commerce.

SECTION III. Hours – Garage sales and lawn/yard sales may be held only between 7:00 a.m. and 6:00 p.m.

SECTION IV. Encroachment on Right-of-Way – the authorization granted under this Ordinance does not permit encroachment on the right-of-way (sidewalk or street).

SECTION V. Signs – Only one-four (4) square-foot sign shall be permitted advertising the garage sales and lawn/yard sales. Such sign shall be located upon the premises where the sale occurs and shall be removed promptly upon the completion of the sale. In addition, directional signs to the garage sales and lawn/yard sales shall be allowed if the applicant has permission from the property owner to place a directional sign on the person's property. The directional signs will be removed at the conclusion of the garage sales and lawn/yard sales

SECTION VI. Penalty – Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine not to exceed six hundred

dollars (\$600.00), plus court costs and/or thirty (30) days in jail.

SECTION VII. Severance Clause – The provisions of this Ordinance are hereby declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall be held to be invalid, unconstitutional, such decision shall not affect the validity of the remaining section, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION VIII. Repeal of Conflicting Ordinances – All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance, be and the same are hereby repealed.

That any ordinance, or part of ordinance, conflicting with this Ordinance be and the same as hereby repealed insofar as the same affects this ordinance.

**THIS ORDINANCE** shall take effect immediately upon adoption.

**ENACTED AND ORDAINED BY THE BOROUGH OF WYALUSING.**

this 2nd, day of April, 2007.

Gary Rouse  
Gary Rouse, President  
Wyalusing Borough Council

ATTEST:

Stacy Hart  
Stacy Hart, Secretary

APPROVED THIS 2nd DAY OF April, 2007.

Barbara Lord  
Barbara Lord, Mayor