

ORDINANCE NO. 165

AN ORDINANCE REGULATING GARAGE AND YARD SALES IN THE CITY OF PELICAN BAY, TEXAS; ESTABLISHING A FEE FOR PERMITS; LIMITING THE DURATION AND NUMBER OF SUCH SALES; ESTABLISHING A PENALTY; AND PROVIDING FOR PUBLICATION.

WHEREAS, the conducting of sales on residential property creates traffic and tends to reduce property values with commercial intrusion into residential uses; **NOW THEREFORE,**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELICAN BAY, TEXAS:

Section 1: No person shall hold any garage or yard sale on any residentially zoned property in the City without a permit issued by the City Secretary.

Section 2: Upon application and payment of a fee of \$5.00, any person may, subject to Section 3 hereof, obtain a permit to conduct a garage or yard sale. Such permit shall contain the address of such property and shall specify a three-day period during which such sale may be conducted.

Section 3: No more than four permits may be issued during any calendar year for a sale at an address.

Section 4: No sign advertising a sale shall be allowed to remain more than 24 hours after the expiration of a permit therefor. All items displayed for sale shall be stored out of sight except during the hours permitted to be sold.

Section 5: Any person, firm or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor and upon final conviction thereof fined in an amount not to exceed Five Hundred Dollars (\$500.00). Each day any such violation shall be allowed to continue shall constitute a separate violation and punishable hereunder.

Section 6: The City Secretary is hereby authorized and directed to cause the publication of the descriptive caption and penalty clause of this ordinance as an alternative method of publication provided by law.

AND IT IS SO ORDAINED.

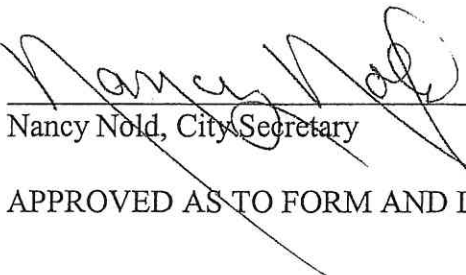
Passed and approved this 13th day of January, 2007, by a vote of 4 to 0.

CITY OF PELICAN BAY

By:


Ron Nightingale, Mayor

ATTEST:


Nancy Nold, City Secretary

APPROVED AS TO FORM AND LEGALITY:

George A. Staples, Attorney