

VI. C) Yard Sales Ordinance Amendments

This issue has been discussed before with Council. The proposed amendments to this Ordinance will clarify issues of implementation and use, and remove at least one ambiguity.

The Ordinance has always limited yard sales at a given address to two (2) per year. However, later in the Ordinance, it indicated that any yard sale in excess of two (2) required a fee of \$20. This implied that a given address could have more than two yard sales per year. All yard sales require an application and a permit through the Luray Police Department.

One particular development of the multiple sale usage resulted from people purchasing large quantities of items at estate sales or storage unit sales, and then re-selling it at their home throughout the year. This constitutes a retail business, but individuals were attempting to avoid a business license by using the yard sale permit process. In nearly every case, such a business license would have been denied since the sale address was in a residential neighborhood.

Such changes have been recommended by Luray Police Department and the Town Business Office, and are supported by the Town Manager. Accordingly, staff recommend adoption of these amendments.