

**CITY OF MIAMI SPRINGS
GARAGE SALE PERMIT/NOTIFICATION**



ADDRESS: _____

OWNER'S NAME: _____

PHONE NUMBER: _____

DATE OF SALE: _____

**PERMITS ARE GRANTED FOR THE CURRENT WEEK ONLY.
DEADLINE FOR INCLUSION ON OUR WEB SITE IS 3:00 P.M. FRIDAY!**

NOTE-THESE FORMS MAY BE PRINTED FROM OUR WEB SITE AND EMAILED TO US. MAKE SURE TO INCLUDE A LEGIBLE PHONE NUMBER FOR CONFIRMATION. OUR EMAIL IS bzcp@miamisprings-fl.gov

SIGNATURE OF OWNER/RESIDENT: _____

CODE SUMMARY

- * THREE SALES ALLOWED PER YEAR.**
- * NO SIGNS ALLOWED ON ANY CITY PROPERTY OR ON ANY PROPERTY OTHER THAN THE PROPERTY WHERE THE SALE IS BEING HELD!**
- * ONE SIGN ALLOWED ON YOUR PROPERTY ON THE DAY OF THE SALE.**
- * SALES ARE TO BE ONLY OF USED UNWANTED ITEMS BELONGING TO THE PROPERTY OWNER OR RESIDENT (SEE DETAILS IN COMPLETE CODE ON REVERSE SIDE).**
- * SALES MAY BE CONDUCTED ONLY BETWEEN THE HOURS OF [7:00 A.M. AND 5:00 P.M.](#)**
- * SALES CANNOT BE FOR MORE THAN TWO CONSECUTIVE DAYS.**
- * SALES CANNOT BE HELD WITHIN 30 DAYS OF EACH OTHER.**
- * SALES WILL BE POSTED ON OUR WEBSITE BY FRIDAY OF EACH WEEK AT <http://www.miamisprings-fl.gov/>**

ENTERED ON SPREADSHEET _____
Empl. Name/Date

ENTERED ON WEB SITE _____
Empl. Name/Date

CALLED TO CONFIRM WITH CUSTOMER _____
EMPL. NAME/DATE

<SECOND PAGE HAS COMPLETE COPY OF CODE>

THE COMPLETE CODE

Sec. 93-50. Garage sales

(A) A *garage sale* is defined as a sale of personal property from a City residentially zoned property, upon which a structure is located, which is intended solely for the sale of previously owned and unwanted tangible items at reduced prices, as an alternative to continued storage within the structure on the premises or the removal of such articles by appropriate solid waste disposal provider.

(B) For the purposes of this section, garage sales are not intended to be *flea markets* or *bazaar sales* which often offer personal property of other third-parties and new merchandise for sale along with the usual used and unwanted articles of personal property belonging to the person conducting the sale.

(C) The owner or lessee of the property upon which a garage sale is to be conducted shall be required to provide advance written notice of the sale to the City code enforcement department.

(D) No garage sales shall be conducted in the City unless such sales are in compliance with the following regulations, restrictions and conditions:

(1) Garage sales shall only be conducted in the residential zoning districts of the City.

(2) No business entities of any kind may conduct garage sales in the residential zoning districts of the City.

(3) No owner or lessee of residentially zoned property may conduct garage sales for the purpose of selling new merchandise or personal property or merchandise sold in bulk (such as in a wholesale or retail business operation) which is owned by the property owner, lessee, or any other person or business entity.

(4) Only used and unwanted items of tangible personal property, owned by the permittee and family members residing on the permit premises, and usual to a household and those residing therein, may be sold at a properly permitted garage sale.

(5) Garage sales may only be held between the hours of 7:00 o'clock a.m. and 5:00 o'clock p.m.

(6) No garage sale shall be permitted to extend more than two consecutive days.

(7) No more than three garage sales may be held and permitted on the same property within any calendar year, and there shall be at least a 30-day period between garage sales. However, the required interval between garage sales may be waived by the City for owners or lessees who can establish, to the satisfaction of the City, that they are imminently moving to a different location within the City or out of the City. Additionally, at the discretion of the City, a garage sale that was "rained out" will not count against the number of such sales permitted for any residential property.

(8) All sale property shall be exhibited and displayed within the existing front setback area established for the property and within the residence or any carport or garage area existing on the property.

(9) Although the current City sign ordinance does not permit "garage sale" signs, one sign, not exceeding 100 square inches in size, may be displayed on the property where the sale is being conducted. Such sign shall be placed in a location on the property that will not create a vision or other safety hazard, and shall be removed immediately upon the termination of the sale.

(10) The placement of other signs in other areas of the City which are intended to give notice or advertise any garage sale are strictly prohibited.

(E) The provisions of this section shall not apply to the following:

(1) Sales of personal property conducted pursuant to an appropriate court order or other civil process issued by a court of competent jurisdiction.

(2) Any owner or lessee of property selling or advertising for sale an item or items of personal property in a newspaper, magazine, periodical, or other commercially printed media, which are specifically named or described in the advertisement, and which do not exceed five in number.

(F) If a violation of the foregoing provisions is observed by an authorized code enforcement department official, the owner or lessee of the property upon which the garage sale is being conducted shall be immediately advised of the violation and, if susceptible to correction, be provided a reasonable time in which to remedy the violation. If, however, the violation is not susceptible to correction, or is not remedied within the time provided by the code enforcement department official, the garage sale shall then be immediately terminated by order of the code enforcement department official. Any failure to timely comply with the termination order for the garage sale shall constitute a City code violation to be prosecuted in accordance with the provisions of Code of Ordinance chapter 101, and the code enforcement department official may solicit the assistance of the City police department should the situation warrant such intervention.

(G) Special economic condition exceptions; sunset provision. Notwithstanding any provision previously set forth herein to the contrary, the following provisions will be applicable to garage sales conducted within the City for a period of one year from enactment.

(1) During this period, four garage sales, instead of three, may be held and permitted on the same property.

(2) Also, during this period, two garage sales may be permitted during any month, and no 30-day period between sales shall be required.

(3) The provisions contained in section (G) shall automatically sunset and be of no further force or effect one year from enactment.

(Ord. No. 843-98, passed 3-9-98; amend Ord. 856-99, 10-11-99; amend. Ord. 902-03, passed 9-22-03; amend. Ord. 970-08, passed 9-8-08)