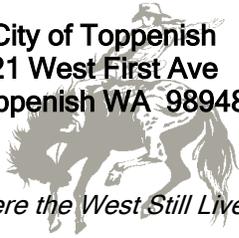


City of Toppenish  
 21 West First Ave  
 Toppenish WA 98948



*"Where the West Still Lives"*

# City of Toppenish

## Yard Sale Application & Permit

Chapter 5.50 TMC

\_\_\_\_\_  
 Applicant Name

\_\_\_\_\_  
 Phone Number

\_\_\_\_\_  
 Address/Location of Sale

\_\_\_\_\_  
 Date of Sale

**Yard Sale Permit NOT valid until approved and signed by a City Official below**

Yard sale approved for \_\_\_\_\_ to be held at \_\_\_\_\_ on \_\_\_\_\_  
Name Address Date of Sale

\_\_\_\_\_  
City Official Date Approved

**CONDITIONS OF APPROVAL**

1. This Permit must be posted in a conspicuous place at the sale location. It shall be unlawful to advertise the yard sale by posting, placing or in any manner displaying any sign on any utility pole or within any public right-of-way (street or sidewalk) or on any traffic sign or fire hydrant or upon property owned by the city, except as hereafter provided.
2. Persons conducting a permitted yard sale may place signs on the signboards owned by the city located at Pioneer Park, the Regional Library, the RV Dump Site and the Parks and Recreation Department. All such signs must be on paper tacked or taped to the signboard. They must state the address and the dates of the sale, and must be removed within twelve (12) hours after the last date of the sale. Such signs on the city signboards shall be no larger than 8½" by 11". Duplicate signs on the same city signboard are not permitted.
3. No person shall conduct more than three (3) yard sales per calendar year. No such sale shall last more than three (3) successive days. No sale shall commence sooner than 8:00 a.m. or terminate later than 8:00 p.m.

**PENALTY FOR VIOLATION**

Each violation of Toppenish Municipal Code (TMC) Chapter 5.50 Yard Sales is an infraction. Any person, firm or corporation found to have committed an infraction under this chapter shall be assessed a monetary penalty of up to \$500.00 for each violation.

The undersigned hereby acknowledges receipt of a copy of Toppenish Municipal Code Chapter 5.50 and agrees to comply with all of the conditions and restrictions as documented within the chapter and as set forth above. I understand that my failure to perform any act required by this chapter, or my performance of any act prohibited by it may result in a penalty not to exceed \$500.00 for each violation.

\_\_\_\_\_  
 Print Name Permit Holder and/or Responsible Party Signature

\_\_\_\_\_  
 Phone Number

\_\_\_\_\_  
 Signature Permit Holder and/or Responsible Party Signature

\_\_\_\_\_  
 Date

**Chapter 5.50**  
**YARD SALES AND GARAGE SALES**

**Sections:**

- 5.50.010 Definitions.
- 5.50.020 Restrictions upon advertising yard sales – Signboards.
- 5.50.023 Permit required.
- 5.50.025 Restrictions on quantity and duration of yard sales.
- 5.50.030 Violation – Penalty.
- 5.50.035 Chapter supersedes conflicting provisions.

**5.50.010 Definitions.**

“Sign” means an advertisement for the purpose of attracting public attention or patronage to a yard sale.

“Yard sale” shall mean any sale of used household goods or other items held on the front or back lawn of a house, or on a vacant lot or on other property within the city, and shall include such sales commonly known as garage sales and similar casual sales of tangible personal property. (Ord. 2010-14, 2010; Ord. 2004-5 § 1, 2004).

**5.50.020 Restrictions upon advertising yard sales – Signboards.**

A. It shall be unlawful for any person who conducts a yard sale to advertise such sale by posting, placing or in any manner displaying a sign on any utility pole or within any public right-of-way (street or sidewalk) or on any traffic sign or water hydrant or upon property owned by the city, except as hereafter provided.

B. It shall be lawful for any persons conducting a permitted yard sale to place signs on the signboards owned by the city located at Pioneer Park, the regional library, the RV dump site, and near the office of the parks and recreation department. All signs must be on paper tacked or taped to the signboard. They must state the address and the dates of the sale, and must be removed within 12 hours after the last date of the sale. Such signs on the city signboards shall be no larger than eight and one-half inches by 11 inches. Duplicate signs on the same signboard are not permitted. City personnel are authorized and directed to remove and destroy any such sign that remains posted longer than the allowed period. A summary of this section shall be posted on each signboard. (Ord. 2010-14, 2010; Ord. 2008-23, 2008; Ord. 2004-5 § 1, 2004).

**5.50.023 Permit required.**

No yard sale may be conducted without a valid permit previously issued by the city. No permit may be issued except after written application has been submitted to the city, which shall include the true name of the applicant and the date(s) and proposed location of the sale. No fee shall be charged for the application or the permit. All permits shall be issued in writing on a form that includes, in English and in Spanish, a notice that signs advertising the sale shall not be attached to any utility pole or placed within any public right-of-way (street or sidewalk), or on any traffic sign or water hydrant, and that all such signs must be removed within 12 hours after the last day of the permitted sale. The permit shall also give notice of the maximum penalty for each violation of the yard sale ordinances set forth in this chapter. A copy of this chapter shall be attached to each permit. Said permit must be conspicuously displayed at the sale site at all times during the sale. (Ord. 2010-14, 2010).

**5.50.025 Restrictions on quantity and duration of yard sales.**

No person shall conduct more than three yard sales each calendar year. No such sale shall last more than three successive days, and no such sale shall commence sooner than 8:00 a.m. or terminate later than 8:00 p.m. each day of the sale. (Ord. 2010-14, 2010; Ord. 2009-2, 2009).

**5.50.030 Violation – Penalty.**

Failure to perform any act required by this chapter, or the performance of any act prohibited by this chapter, is designated as an infraction and may not be classified as a criminal offense. Any person, firm or corporation found to have committed an infraction under this chapter shall be assessed a monetary penalty. No penalty assessed for infractions under this chapter may exceed \$500.00 for each separate infraction. (Ord. 2010-14, 2010; Ord. 2004-5 § 1, 2004).

**5.50.035 Chapter supersedes conflicting provisions.**

The requirements and provisions of this chapter shall supersede and prevail over the conflicting provisions in TMC 15.10.060, 15.10.065, and 15.10.090 and any other requirements and provisions of the Toppenish Municipal Code that are in direct conflict with the specific requirements and provisions of this chapter. (Ord. 2010-14, 2010).