

## Village of Lake Isabella Codified Ordinances

### Article VI – General Nuisance Regulations

#### Chapter 646 – Rummage & Vehicle/Trailer/Boat Sales

Last Amended by Ordinance 2017-04 on August 15, 2017

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#### **646.01 Purpose**

It is the purpose of this chapter of the codified ordinances of the Village of Lake Isabella to regulate the sale of cars, trucks, motorcycles campers, RVs, ATVs, boats, and other like vehicles and to regulate yard, garage, and rummage sales in the Village of Lake Isabella.

#### **646.03 Definitions**

As used in this chapter, the following definitions shall apply:

1. **Rummage Sale:** Includes all sales entitled “garage sale,” “lawn sale,” “yard sale,” “attic sale,” “moving sale,” flea market sale,” “rummage sale,” and other like terms which advertise an event, date, and/or location for the casual sale of personal items or property where the public at large is invited or made aware of the sale.
2. **Goods:** Includes any goods, warehouse merchandise, or other property capable of being the object of a sale regulated hereunder.
3. **Person:** Includes individuals, partnerships, corporations, voluntary associations, and organizations.

#### **646.05 Rummage Sale Regulations**

1. No rummage sale shall be conducted for more than four (4) consecutive days.
2. No parcel shall conduct more than one rummage sale in any sixty (60) day period.

3. No rummage sale shall be open for business between the hours of 8 PM and 8 AM.
4. All goods to be sold or displayed as part of a rummage sale must be removed from view within twenty-four (24) hours of the end of the rummage sale.
5. No sign advertising a rummage sale shall be permitted to be placed in any public right-of-way, upon any tree, or upon any utility poles or traffic signs. All rummage sale signs shall conform in all aspects to the established sign regulations of the Village of Lake Isabella.
6. No public right-of-way shall be used to display rummage sale goods at any time.
7. The Village of Lake Isabella may by action of the Village Council, set a community wide rummage sale weekend, not to exceed four days.

**646.07 Vehicle, Trailer, & Boat Sale Regulations**

1. The sale of vehicles and trailers, including but not limited to; cars, trucks, vans, motorcycles, mopeds, golf carts, RVs, ORVs, ATVs, low speed vehicles, boats, campers, jet skis, fifth wheels, motor homes, and pop-up campers, is prohibited within any public right-of-way in the Village of Lake Isabella.
2. In residential zoning districts the sale of not more than one vehicle or trailer, including but not limited to; cars, trucks, vans, motorcycles, mopeds, golf carts, RVs, ORVs, ATVs, low speed vehicles, boats, campers, jet skis, fifth wheels, motor homes, and pop-up campers, at a time is permitted on parcels with a single-family use if done so from the driveway. Any such item offered for sale from the driveway must maintain a current and valid license or registration and be in working condition.
3. For all other non-residentially zoned parcels, the sale of vehicles and trailers, including but not limited to; cars, trucks, vans, motorcycles, mopeds, golf carts, RVs, ORVs, ATVs, low speed vehicles, boats, campers, jet skis, fifth wheels, motor homes, and pop-up campers, may be allowed per the zoning district regulations as a permitted or special land use.

**646.09 Penalty**

1. Any person, firm, corporation, trust, partnership, or other legal entity which violates or refuses to comply with any provision of this chapter shall be responsible for a municipal civil infraction and shall be subject to fines, costs, and other relief as provided for in Chapter 222 of the codified ordinances of the Village of Lake Isabella.
2. In addition to any other penalties or remedies available, the Village is authorized and empowered to direct the property owner to remove or otherwise abate the nuisance. If such notice is given, it shall be in writing, addressed to the property owner as it appears on the latest ad valorem property tax assessment roll, or current owner if such is different and known to the Village and be mailed via first class or posted at the property in violation, and shall inform the property owner of the following:
  - a. The nature of the violation/nuisance
  - b. The time in which the violation/nuisance must be abated.
3. Upon failure, neglect or refusal of any property owner to comply with the provisions of this chapter, the Village or its authorized contractor, or other designee, is authorized and empowered to enter the property owner's property to abate the nuisance, or to provide and to make payment for the abatement of the nuisance maintained.
4. When the Village abates a nuisance as provided herein, the cost of any abatement, including legal expenses and the authorized administrative fee will be billed to the property owner. The cost and fee will be a debt of the property owner to the Village, which may be assessed as a single lot assessment in accordance with Chapter 214 of the codified ordinances of the Village of Lake Isabella, and shall constitute a lien against the property, including interest, until paid, and enforced and collected in the same manner as ad valorem property taxes.
5. The failure to receive the notice as provided for in subsection (2) is not a defense to any action brought by a member of the public for injury or by the Village to collect the costs of abatement or impose penalties or other fees authorized by this article.