



GARAGE SALE PERMIT

PERMIT No. _____

Date _____

Name _____

Address _____

Phone Number _____

Address of Sale _____
(if different from the above address)

Name of person conducting sale _____
(if different from the above name)

Contact Phone Number _____
(if different from the above number)

Date(s) of sale being conducted _____ - _____ - _____

Please sign below acknowledging that you have read, understand and will comply with Ordinance 07-11-740.

Signature

Print Name

<input type="checkbox"/> Approved	<input type="checkbox"/> Denied
_____ _____ _____ Signature	

ORDINANCE NO. 07-11-740

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, AMENDING CHAPTER 22 OF THE CODE OF ORDINANCES OF THE CITY OF MURPHY, TEXAS, BY ADDING A NEW ARTICLE V, SECTION 22-401, ENTITLED "GARAGE SALES"; REQUIRING A PERMIT FOR GARAGE SALES; LIMITING THE NUMBER OF GARAGE SALES PER YEAR; ESTABLISHING SIGNAGE REGULATIONS FOR GARAGE SALES; PROVIDING A PENALTY CLAUSE, PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Murphy, Texas, has determined that the following regulation is necessary in order to protect public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, AS FOLLOWS:

Section 1. FINDINGS INCORPORATED

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. That Chapter 22 of the Code of Ordinances of the City of Murphy, Texas, is hereby amended by adding a new Article V, Section 22-401, entitled "Garage Sales," which shall read as follows:

"ARTICLE V. GARAGE SALES

Sec. 22-401. Garage Sales.

Garage sale. Occasional sales on residential premises, not to exceed three in number on the same property in any one calendar year, provided that:

- (a) Garage sales may only occur after the City has issued a permit to conduct the sale. Permits will only be issued to individuals who are residents of the City. The permit to conduct the sale must be displayed on the premises the entire duration of the sale. The permit must contain the name and address of the person conducting the sale. There is no fee for the permit.
- (b) Merchandise is not acquired solely for the purpose of resale on the premises.
- (c) The duration of sale shall not exceed three consecutive calendar days.
- (d) Signage for which shall be in conformance with the requirements of this article.

- (1) Signs must be removed after completion of the sale.
- (2) Placement of signs on overpasses, utility poles, trees, medians, traffic signs or other such public property is expressly prohibited.
- (3) Signs must not exceed five square feet in area and may not exceed 40 inches in height.
- (4) Signs shall not be placed in such a way as to create a traffic hazard. The edge of signs shall be placed no closer than three feet from street curb or edge of the pavement.
- (5) Signs must be securely anchored. Signs may not be mounted on or placed in vehicles.”

Section 3. PENALTY CLAUSE

Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed \$500.00 for each offense, and each and every violation or day such violation shall continue or exist, shall be deemed a separate offense.

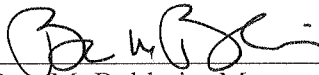
Section 4. SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 5. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Texas, on this the 19th day of November, 2007.

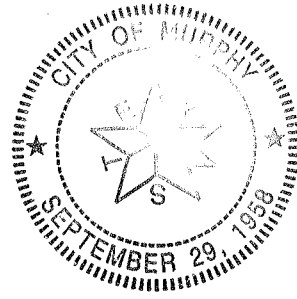


Bret M. Baldwin, Mayor
City of Murphy

ATTEST:

Aimee Nemer

Aimee Nemer, City Secretary
City of Murphy



APPROVED TO FORM AND LEGALITY:

Robert F. Brown, City Attorney