



THE CITY OF HILLSBORO, OHIO

Justin Harsha, Mayor · Brianne Abbott, Safety & Service Director

130 NORTH HIGH STREET · HILLSBORO, OHIO 45133-1152

YARD SALE PERMIT

NAME

ADDRESS OF SALE

No.

Street

City

Apt. No.

PHONE

ITEMS BEING SOLD

Household Items

DATE OF SALE

I certify that I have read and understand Chapter 116 of the Hillsboro Code of Ordinances and will comply with such laws.

Applicant Signature

Date

The City of Hillsboro does hereby permit the applicant to operate a Yard Sale as set forth in the above application.

City Representative

Date

Any resident within the Hillsboro city limits having a sale of ordinary household goods and furnishings on residential property, whether **inside** or **outside**, must obtain a YARD SALE PERMIT. Permits are available at the city building located at 130 N. High St. between 8 am to 4:30 pm or online at www.hillsboroohio.net. Each permit is good for 3 consecutive days and residents are allowed 4 permits each year.

§ 114.07 LIMITATION OF YARD SALES.

Any person establishing a yard sale in the city shall be deemed to be operating a business for the purposes of the zoning laws, second hand dealers laws, sales tax laws and city income tax laws if any of the following apply:

- (A) Any person other than a resident of the property conducts the sale;
- (B) Any sale lasts for more than three consecutive days;
- (C) There are more than four sales in one calendar year;
- (D) Goods offered for sale are items other than of a kind or quantity reasonably found in a household;

or

- (E) Goods offered for sale are originally purchased free of state sales tax for the purpose of resale.

§ 116.01 DEFINITIONS.

For the purpose of this chapter the following definition shall apply unless the context clearly indicates or requires a different meaning.

YARD SALE. In addition to any other definitions set forth in this code, the sale of ordinary household goods and furnishings upon the premises of a residential property and include garage sales or any other description whether conducted indoors or out of doors, or for profit or not for profit.

§ 116.02 PERMIT REQUIRED.

No person, firm or corporation shall conduct a yard sale without first obtaining a permit as provided for herein.

§ 116.03 APPLICATION.

Applicants for a permit under this chapter must complete the application on-line at the City of Hillsboro website (hillsboroohio.net) and print a receipt, which shall constitute the permit, from that website which application shall include the following:

- (A) Name and address of the applicant;
- (B) Location of the proposed sale;
- (C) Exact dates and times of the proposed sale; and
- (D) Certification that the applicant has read this chapter.

As an alternative, applications may be completed and submitted at the office of the Safety and Service Director.

§ 116.04 LIMITATION AND RESTRICTIONS.

It shall be a violation of law to do any of the following:

- (A) Sell any item or items, at a yard sale, of a kind or quantity other than that ordinarily found in a household;
- (B) Conduct any yard sale after four days following the effective date of the permit required in § 116.02;
- (C) Conduct a yard sale more than four times in any calendar year;
- (D) Conduct a yard sale upon any premises other than the residential premises of the permit holder;
- (E) Fail to remove all yard sale signs within 24-hours of the expiration of the permit; or
- (F) Conduct any yard sale without a current, valid permit issued under § 116.02.

§ 116.05 EXCEPTIONS.

This Chapter shall not apply to businesses operating in properly zoned areas and holding a valid vendor's license, to auctions or estate sales conducted by a licensed auctioneer or broker, to church sales upon church property and to political subdivisions of this state. Also, this Chapter shall not apply to community sales or street sales, as where the block has a sale at the same time.

§ 116.06 EXHIBITION; REVOCATION; DENIAL.

(A) Permits issued under this chapter shall be posted in a conspicuous place visible from the street and shall constitute permission of the holder to be inspected by the employees of the city to insure compliance with this chapter.

(B) The Safety and Service Director shall revoke any permit upon violation of any section hereunder, and deny all application for the next calendar year by that violator. A permit holder whose yard sale permit has been revoked may request a hearing within three business days before the Director which hearings shall be held within one week of the request.

(C) Denial of any permit may be appealed by requesting a hearing within three business days before the Director which hearing shall be held within one week of the request.

(D) The police shall issue a minor misdemeanor citation for violations of this chapter punishable by a fine of not more than \$100.