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**Chapter 85
Yard Sales**

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**Chapter 85
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**Article I
Definitions**

§ 85-10. Definitions.

As used in this Chapter, the following terms shall have the meaning indicated.

1. **TOWN** – Town of Thurmont.
2. **YARD SALE** – Shall be defined to include, but is not limited to, any sale conducted on private property of any personal property items or merchandise. This includes, but is not limited to, yard sales, garage sales, basement sales, or any other such sales conducted on private property.
3. **YARD SALE SIGN** – Shall include, but is not limited to, a sign or design intended to identify or advertise a location of a “yard sale”.

Article II Yard Sales

§ 85-20. Property Owner's Responsibilities

1. It shall be unlawful for any person, organization, association, club, business, or other entity to have in excess of four (4) yard sales, as herein defined, per calendar year at the same property without first obtaining any and all necessary zoning permits and/or licenses to conduct a commercial business to permit such excessive use.
 - a. A yard sale shall be limited to no more than three (3) consecutive days. Any yard sale continuing in excess of three (3) days, and/or any yard sale conducted on nonconsecutive days shall be considered as a separate yard sale for the purpose of this section.
 - b. Yard sales may be conducted only between the hours of 7:00 A.M. and 6:00 P.M.
 - c. Yard sale tables and displays will not obstruct any Town right-of-way, street, curb, and/or sidewalk.
 - d. Yard sales conducted during the Colorfest, when a permit has been obtained from the Town, shall not be counted as one of the four (4) permitted yard sales per calendar year.

2. With respect to any yard sale conducted during Colorfest, any conflict arising between this Chapter and Chapter 94 – Colorfest, Chapter 94 will be used as the governing Chapter.

3. Penalties
 - a. Violation of this section shall be deemed a municipal infraction. Penalty for violation of this section shall be a sum of fifty (\$50.00) dollars.
 - b. Each and every day during which such offense shall continue shall be deemed a separate offense.

§ 85-21. Yard Sale Signs

1. No sign advertising or identifying a yard sale shall be posted more than two (2) days before such yard sale.
2. No sign shall obstruct, impede, impair the sight distance, or otherwise create any potential traffic impediment or danger on any public street, sidewalk, or right-of-way.
3. No signs may be posted or attached to any Town property, to include but not limited to, traffic control signs, street signs, poles, posts, buildings, or other structures.
4. All signs advertising or identifying a yard sale must be removed by 9:00 P.M. on the evening of the last day of the yard sale. It shall be the responsibility of the property owner, tenant, occupant, or whoever is conducting the yard sale to ensure that all signage is removed.
5. Penalties
 - a. Violation of this section shall be deemed a municipal infraction. Penalty for violation of this section shall be a sum of twenty (\$25.00) dollars.
 - b. Each and every day during which such offense shall continue shall be deemed a separate offense.