

First Reading:	07-19-2018
Publication:	07-26-2018
Second Reading:	08-16-2018
Publication:	08-23-2018

**ORDINANCE NO. 2538**

**AN ORDINANCE AMENDING CHAPTER II, ARTICLE VII, SECTION 2-68.8 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "ADMINISTRATION; FEES FOR MUNICIPAL SERVICES; FEES FOR DOCUMENTS AND SERVICES; BOROUGH-WIDE YARD SALE"**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter II, Article VII, Section 2-68.8 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

**SECTION 1.** 2-68.8 Borough-Wide Yard Sale.

a. *Definition.* As used in this section:

*Borough-Wide Yard Sale* is the sale of small, personal household items that are sold by individuals from the front yard of their residences, on the days announced by the Mayor and Council, during the hours of 9:00 a.m.-6:00 p.m., after obtaining a permit from the Borough Clerk. **No tangible personal property from any commercial business enterprise shall be included in a garage-yard sale for the purpose of resale.**

1. In addition to the above, permits may also be issued to residents for the sale of small, personal household items to be sold during the hours of 9:00 a.m.-6:00 p.m. occupying one assigned parking space located in the rear of Michael Mauri parking lot. Additionally, the Friends of the Library shall be permitted to use the front lawn of the Veterans Memorial Library during the hours of 9:00 a.m. – 6:00 p.m.

~~No tangible personal property from any commercial business enterprise shall be included in a garage-yard sale for the purpose of resale.~~

~~b. *Limited.* Only applicable to Borough-Wide Yard Sale as stipulated by a formal resolution of the Governing Body.~~

**eb.** *Registration.* Any individual seeking to participate in the Borough-Wide Yard Sale shall register with the Borough Clerk's office prior to participation in such sale a minimum of ~~ten (10) days~~ **one (1) day** prior to the scheduled event.

1. **Except that those residents seeking use of space at Michael Mauri parking lot shall register with the Borough Clerk three (3) days prior to the scheduled event to ensure proper space reservations.**

**ec.** *Fees.* The ~~Municipal~~**Borough** Clerk shall collect a permit fee for Borough-Wide Yard Sale. All license fees shall be paid in advance by cash, money order, certified check or

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P. Picarelli  
*[Signature]*  
8/17/18

bank check at the Office of the ~~Municipal~~**Borough** Clerk. ~~Personal checks are prohibited.~~ The following A fee of ten (\$10.00) dollars is hereby established for such sale.

**ed. *Violations and Penalties.* The Director of Code Enforcement and the Deputy Code Enforcement Officer shall be explicitly empowered to enforce the provisions of this subsection.** Violations of the provisions of this subsection shall be punishable as in Chapter I, Section 1-5, General Penalty.

**SECTION 2.** Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

**SECTION 3.** Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

**SECTION 4.** Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

**SECTION 5.** Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: July 19, 2018

Adoption: August 16, 2018

  
 \_\_\_\_\_  
 Mayor

Attest:   
 \_\_\_\_\_  
 Borough Clerk, *DEPUTY*

Record of Vote – Introduction				
	Aye	Nay	Abstain	Absent
Petrosky	X			
ShIPLEY	X			
Fahoury	X			
Connelly	X			
Negron	X			
Delorio	X			

Record of Vote – Adoption				
	Aye	Nay	Abstain	Absent
Petrosky	X			
ShIPLEY	X			
Fahoury	X			
Connelly	X			
Negron	X			
Delorio	X			