

PROPOSED ORDINANCE NO. 54, FOURTH SERIES

**AN ORDINANCE AMENDING CITY CODE CHAPTER 91. HEALTH AND SANITATION;
NUISANCES BY ADDING SECTION 91.05 GARAGE OR RUMMAGE SALE**

THE CITY OF LUVERNE DOES HEREBY ORDAIN:

SECTION 1. That Chapter 91. Health and Sanitation Nuisances of the Luverne City Code is hereby amended by adding Section 91.05 Garage or Rummage Sale

§ 91.05 GARAGE OR RUMMAGE SALE

(A) Definition

GARAGE OR RUMMAGE SALE. Any display and sale of personal property, conducted on the premises of the owner/occupant and which garage or rummage sales does not require a business license or make taxable sales, lease, or services.

(B) Restrictions and Prohibitions

- (1) None of the items offered for sale shall have been obtained for resale or received on consignment for sale.
- (2) Any garage or rummage sales shall be conducted solely within the boundaries of the property owned or occupied by the occupant who is conducting the sale.
- (3) There shall be no more than three garage or rummage sales conducted at any one premises during any period of 12 calendar months.
- (4) No garage or rummage sale shall be conducted more than 4 consecutive days.
- (5) There shall be no more than two consecutive sales with a 45-day separation between all others. (Example: A garage or rummage sale may be held for two consecutive weekends but would then need a 45-day separation period for the third sale during any 12-month period.)
- (6) Three off-site signs and one on-site sign are allowed during the sale but must be removed immediately upon termination of the sale. Signs may be up to 5 square feet, with a maximum height of 3 feet.

(C) Exceptions

- (1) This chapter shall not apply to any sale under court order, nor to any bona fide auction sale, nor to a sale of farm or garden products by the person producing the same.

(D) Penalty

- a. A violation of this section shall be a petty misdemeanor and is punishable in accordance with Section 10.99 of Chapter 10 of this Code, including, but not limited to a fine in the amount set forth in the City's fee schedule.

SEC. 2. This ordinance takes full force and effect seven (7) days after its publication.

Caroline Thorson, Acting Mayor

ATTEST: _____

Jill Wolf, City Administrator

Posted on Website: October 31, 2024

Introduced: June 17, 2025

Adopted:

Published:

Effective: