



*** BY-LAW N° 559**

GARAGE SALES AND TEMPORARY SALES – RMH 299

PART I – GENERAL PROVISIONS

1. “Title of By-law”

This by-law is titled “By-Law concerning Garage Sales and Temporary Sales – RMH 299”

2. “Definitions”

For the purpose of this by-law, the following words mean:

1. **Public road:** Streets, roads, alleys, places, bridges, footpaths or cyclable paths, sidewalks, road allowances or any other areas that is not public domain and any other installation or usage, including a ditch, which are useful for their development, operation or management.
2. **Officer:** Any physical person designated by Council and all members of the Sûreté du Québec may be in charge of the application of this By-Law in part or in its entirety.
3. **Garage sale:** The sale by an individual, on his property, of objects that he wants to get rid of. The present definition includes also charity sales (bazaar).
4. **Temporary sale:** The sale of merchandise such as flowers, fruits, vegetables, crafts etc. being a non-restrictive enumeration, excluding Christmas trees, outside, by merchants who do not own a commercial establishment in the Town.

3. “Authorization”

The Municipal Council authorises, by resolution, any authority having jurisdiction to deliver, on behalf of the municipality, a ticket for an infraction to the provisions of this by-law.

PART II - GARAGE SALES

4. “Permit”

A permit issued by the municipal authorities must be obtained before a garage sale is held.

5. “Transfer”

This permit is non-transferable.

6. “Conditions”

The holder of a garage sale permit must respect the following conditions:

1. There must be no trespassing onto a public road or sidewalk;
2. It is strictly forbidden to obstruct the visibility of motorists and pedestrians in any way.



7. “Inspection”

A garage sale permit must be posted for public viewing and submitted, for inspection, to a member of the Sûreté du Québec or an authorized officer upon request.

8. “Penalty”

Anyone in contravention with this by-law is liable, besides the costs:

1° for a first infraction, to a fine of a minimum one hundred dollars (\$100) and a maximum of one thousand dollars (\$1,000), if the offender is a physical person, or a minimum of two hundred dollars (\$200) and a maximum of two thousand dollars (\$2,000) if the offender is a moral person.

2° for each repeat infraction, to a fine of a minimum of two hundred dollars (\$200) and a maximum of two thousand dollars (\$2,000) if the offender is a physical person, or a minimum of four hundred dollars (\$400) and a maximum of four thousand dollars (\$4,000) if the offender is a moral person.

PART III - TEMPORARY SALES

9. “Permit”

It is strictly forbidden to hold a temporary sale or allow it to be held without having first obtained a permit for this purpose from the Town.

10. “Exception”

Farmers in agricultural zones may sell products from their own harvests, on their properties, without having obtained a permit.

11. “Transfer”

This permit is non-transferable.

12. “Inspection”

The permit for a temporary sale must be posted in public view and submitted, for inspection, to a member of the Sûreté du Québec or an authorized officer upon request.

13. “Penalty”

Anyone in contravention with this by-law is liable, besides the costs:

1° for a first infraction, to a fine of a minimum one hundred dollars (\$100) and a maximum of one thousand dollars (\$1,000), if the offender is a physical person, or a minimum of two hundred dollars (\$200) and a maximum of two thousand dollars (\$2,000) if the offender is a moral person.

2° for each repeat infraction, to a fine of a minimum of two hundred dollars (\$200) and a maximum of two thousand dollars (\$2,000) if the offender is a physical person, or a minimum of four hundred dollars (\$400) and a maximum of four thousand dollars (\$4,000) if the offender is a moral person.

PART IV – MISCELLANEOUS PROVISIONS



GARAGE SALES

14. “Number”

Garage sales in the Town will be permitted at the rate of one per dwelling unit per year.

15. “Rate”

The rate for a garage sale permit is 20\$ for the year 2009. This rate will be maintained for all subsequent years unless amended by Council resolution.

16. “Signs”

1. Only one sign is permitted on the site of the sale
2. The sign shall not exceed four (4) square feet in surface area
3. Only one directional sign is permitted

TEMPORARY SALES

17. “Rate”

The rates for a temporary sale permit are those established annually by by-law.

OTHER PROVISIONS

18. “Replacement”

This by-law replaces By-law N° 464 “Garage Sales and Temporary Sales – RMH 299” adopted July 19th, 2004.

This replacement will not affect any pending cases, legal proceedings and infractions committed before the coming into force of this by-law.

19. “Coming into force”

The present by-law shall come into force according to law.