

ORDINANCE NO. ____ (DRAFT) ____

An ordinance amending Title 22 – Planning and Zoning of the Los Angeles County Code relating to the sale of personal property at a yard sale, garage sale, moving sale or similar event at a residence.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 22.20.065 and 22.24.065 of Title 22 are hereby repealed in their entirety.

SECTION 2. Part 30 of Chapter 22.52 is hereby added to read as follows:

Part 30

YARD SALES

22.52.3100. Purpose. The purpose of this Part 30 is to establish comprehensive and reasonable standards for the sale of personal property at a yard sale, garage sale, moving sale or similar event at a residence. The sale of personal property shall be known as a “yard sale” for the purposes of this Part 30. A yard sale is authorized as an accessory and temporary use on any property with one or more dwelling units, subject to the standards contained herein. A calendar year system is established to track yard sales, with one designated weekend per month to conduct a yard sale. Operators of a yard sale are permitted up to two non-designated weekends during the calendar year to conduct additional yard sales with prior registration. This Part 30 enhances enforcement procedures to abate unpermitted or extended yard sales that create blight in communities.

22.52.3110. Applicability. The standards in this Part 30 shall apply to any property with one or more dwelling units, in any zone.

22.52.3120. Properties Permitted to Conduct Yard Sales. A yard sale is permitted as an accessory and temporary use on any property with one or more dwelling units, in any zone. For the purposes of this Part 30, a yard sale shall be associated with a currently occupied dwelling unit.

22.52.3130. Designated Weekends.

A. Yard sales are permitted to be held for a maximum of two consecutive days during the last combined Saturday and Sunday occurring within the same month, in each month of the calendar year. For the purposes of this Part 30, these days shall be known as “designated weekends.”

B. Yard sales shall not be held Monday through Friday.

22.52.3140. Registration Required for Additional Yard Sales.

A. Up to two additional yard sales may be permitted on a property during a calendar year, with each yard sale held for a maximum of two consecutive days on any combined Saturday and Sunday occurring within the same month outside of the monthly designated weekends. For the purposes of this Part 30, these additional days shall be known as “non-designated weekends.”

B. Prior to conducting any additional yard sales on a non-designated weekend, the operator shall first register the additional yard sale with the Department. Proof of registration shall be made available for inspection during the yard sale.

22.52.3150. Yard Sales Per Dwelling Unit. Each dwelling unit on a property is permitted to conduct yard sales during a designated weekend and/or with registration on a non-designated weekend.

22.52.3160. Operational Standards.

A. Hours of Operation. A yard sale shall be held only between the hours of 7:00 a.m. and 6:00 p.m.

B. Authorized Operators. Only the property owner or tenant of the dwelling unit is permitted to conduct the yard sale.

C. Restrictions on Saleable Items.

1. Yard sale items offered for sale shall be limited to secondhand, household, or incidental personal items owned by the property owner or tenant of the dwelling unit where the yard sale is conducted.

2. Yard sale items offered for sale shall not include retail merchandise, new, unused or pre-packaged items, distributor packaged items intended for retail sales, or any food and beverages.

D. Location of Saleable Items.

1. Yard sale items shall only be displayed in front and side yards.

2. Yard sale items shall not be placed in the public right of way.

E. Signage.

1. A maximum of two temporary advertising signs may be placed on the property conducting a yard sale.

2. Each temporary advertising sign is permitted a maximum area of four square feet. The sign may be displayed one day prior to and during the yard sale and shall be removed immediately at the end of the yard sale.

3. Yard sale signs shall not be placed in the public right of way.

22.52.3170. Enforcement Procedures.

A. Pursuant to Section 22.60.390.A, the Director or designee is authorized to issue a Final Zoning Enforcement Order, without prior issuance of a Notice of Violation, to any person conducting a yard sale not in compliance with the provisions of this Part 30. The Final Zoning Enforcement Order shall subject the non-compliant operator to enforcement actions pursuant to Section 22.60.390, and to any civil and criminal remedies.

B. If a yard sale is conducted on a non-designated weekend without registration, the operator shall retroactively register the yard sale with the Department within fifteen calendar days of the event. Retroactive registration shall also be obtained within fifteen calendar days immediately following the compliance date specified in a Final Zoning Enforcement Order, Notice of Violation, or field notice of violation.

C. Notwithstanding the provisions of Sections 22.52.3140.B and 22.52.3170.B, retroactive registration will not be permitted for a second violation of Sections 22.52.3140.B or 22.52.3170.B that occurred within the same calendar year.

D. If retroactive registration is not obtained within the fifteen-day period specified in Section 22.52.3170.B, the Director or designee shall have the authority to assess the noncompliance fee in accordance with Section 22.60.390.C, and may seek civil and criminal remedies.

E. Nothing in this Section shall preclude the Director or designee from issuing a warning, field notice of violation, Notice of Violation, or citation prior to issuing a Final Zoning Enforcement Order for a non-compliant yard sale.