

Notice is hereby given that the foregoing ordinance was introduced and passed on the first reading at a regular meeting of the Borough of Hi-Nella on the 1st day of September 2026 and will be considered for final passage on October 6, 2026 at a meeting to be held at the Boro Hall, 100 Wykagyl Rd., Hi-Nella, NJ. During the week prior to and up to and including the date of such meeting, a full copy of said ordinance will be made available at the clerk's office

Phyllis Twisler R.M.C.
Borough Clerk

ORDINANCE 2026:04
AN ORDINANCE REGULATING YARD SALES, GARAGE SALES, AND
PRIVATE SALES WITHIN THE BOROUGH OF HI-NELLA

WHEREAS, the governing body of the Municipality of Hi-Nella finds that the regulation of yard sales, garage sales, and similar private sales is necessary to protect the health, safety, welfare, and appearance of the community, and;

WHEREAS the Municipality desires to establish reasonable regulations concerning the frequency, duration, location, signage and conduct of such sales,

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Municipality of Hi-Nella as follows,

Section 1. Definitions.

- A. Yard Sale/Garage Sale means a temporary sale conducted by a resident or private individual from a residential property for the purpose of selling used personal, household, or similar items owned by the seller
- B. Private Sale means a temporary sale of personal property conducted by an individual at a private residence or property and not conducted as a regular commercial business.
- C. Seller means the person conducting or responsible for the sale.,

Section 2. Permit Required

A permit shall be required for any yard sale, garage sale, or private sale conducted within the Municipality. There shall be a fee of \$25 for the issuance of said permit. Said fee shall be waived in the case of all nonprofit organizations.

The application shall be filed at least five days prior to the contemplated private sale, yard sale, and garage sale, stating the date and place where the sale is to be conducted, the type of merchandise to be sold and the date and hours of the sale

Sales shall be permitted only between the hours of 9:00 a.m. and 5:00 p.m. on the day for which a permit is issued

A yard sale, garage sale, or private sale shall not be conducted at the same residential property more than 3 times per calendar year.

Each sale shall not exceed 2 consecutive days.

The governing body may establish different limitations for special community-wide events

Section 3. Location

Sales shall be conducted on private property with the permission of the property owner. All sales and merchandise shall be arranged so as not to obstruct pedestrian or vehicular traffic or create a safety hazard.

Section 4 Signs

Signs advertising a yard sale or private sale shall be permitted subject to the following requirements:

1. Signs shall not be placed on utility poles, traffic signs, trees, or other public property
2. Signs shall not obstruct traffic visibility or create a safety hazard
3. Signs shall be removed immediately following the conclusion of the sale

Section 5. Clean-Up

All merchandise, tables, signs, boxes, refuse, and other materials associated with the sale shall be removed from the property upon completion of the sale.

The property shall be left in a clean and orderly condition

Section 6 Enforcement and Penalties

Any person who violates any provision of this Ordinance shall be subject to a fine of not less than \$100 or more than \$500 per violation, or such other penalty as permitted by applicable law. Summons will be issued by any police officer or code enforcement officer for the community and returnable to Municipal Court.

A Public Auction does not require a permit but must be registered with the Chief of Police.

The Borough of Hi-Nella may also revoke or deny a permit for repeated violations of this Ordinance, subject to applicable law and due process requirements.

This Ordinance shall take effect upon final passage, publication and filing as required by the laws of the State of New Jersey

Introduced: 9/01/2026

Adopted: