

**ORDINANCE NO. 16-2121**

**AN ORDINANCE OF THE CITY OF LAKE JACKSON, TEXAS, AMENDING CHAPTER 62 OFFENSES AND MISCELLANEOUS PROVISIONS TO THE CODE OF ORDINANCES TO LIMIT GARAGE SALES TO THREE CONSECUTIVE DAYS; PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith SHALL BE REPEALED TO THE EXTENT OF THE CONFLICT ONLY; PROVIDING FOR A PENALTY; PROVIDING A SAVINGS CLAUSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FIVE DAYS AFTER PUBLICATION**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LAKE JACKSON, TEXAS:**

**Section 1:** That Chapter 62 of the Code of Ordinances of the City of Lake Jackson is hereby amended to add the following:

**Sec. 62-15. Garage Sales**

(a) *Garage sale* means a sale of merchandise conducted on a residential property to the general public. This term includes yard sales, estate sales, neighborhood sales, or any other similar activity.

(b) A garage sale may be conducted from a residence twice a year. A garage sale may not last more than three (3) consecutive days.

(c) The merchandise may be exhibited or displayed on the private property where the residence is located, but not closer than five (5) feet to the front or side property lines.

(d) Garage sale signs must comply with Chapter 78.

**Section 2:** That section 78-9(6) is hereby amended to read as follows:

(6) Garage sale signs may be placed for the duration of the garage sale on the premises of the garage sale.

**Section 3:** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict only.

**Section 4:** A violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be as provided for in Sec. 1-5 of the Code of Ordinances of the City of Lake Jackson.

**Section 5:** If any part or portion of this ordinance shall be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair any remaining portions or provisions of this ordinance.

**Section 6:** The City Secretary shall publish the caption of this ordinance within ten (10) days of final passage in the official newspaper of the City. This ordinance shall take effect and be in force five (5) days after publication in accordance with Section 3-15 of the Charter of the City of Lake Jackson, Texas.

**PASSED** on the first reading this 7th day of November 2016.

**PASSED AND APPROVED** on second reading this 21st day of November, 2016.

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**Joe Rinehart, Mayor**

**ATTEST:**

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**Alice A. Rodgers**  
**City Secretary**

**APPROVED AS TO FORM:**

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**Sherri Russell**  
**City Attorney**