

BURBANK MUNICIPAL CODE

TITLE 10, CHAPTER 1, ARTICLE 5

10-1-510: SALE OF PERSONAL PROPERTY IN RESIDENTIAL ZONES; GARAGE SALE REQUIREMENTS:

A. PURPOSE.

The purposes of this section are to regulate the nature, frequency, and manner of garage sales, patio sales, yard sales and other similar sales conducted on residential property in order to maintain the non-commercial character of residential zones and properties and to mitigate any negative impacts associated with those sales, including excessive traffic congestion and noise.

B. RESTRICTIONS.

No person shall sell or offer for sale personal property in any residential zone except personal property owned, utilized and maintained by such person or members of his or her family, on or in connection with the premises which they occupy.

C. GARAGE SALES; PERMIT REQUIREMENT.

1. In the event any items of personal property are to be offered for sale to the general public by means of a "Garage Sale," as defined herein, the person conducting the Garage Sale must obtain a Garage Sale Permit from the Community Development Department. The person conducting the Garage Sale shall also file an affidavit with the Community Development Department stating that he or she is an owner or occupant, or a representative of the owner or occupant, of the property at which the Garage Sale will be held and that all the property to be sold is his or her own personal property, or has been assigned to him or her for liquidation purposes (provided that the personal property originated from the residence at which the Garage Sale will be held).

For the purpose of this Section [10-1-510](#), the term "Garage Sale" means a public sale of personal property on any Premises (as defined below) in a residential zone, a Planned Residential Development, or a legally nonconforming residential unit in any nonresidential zone, and includes a yard sale, patio sale, estate sale or any other similar sale, whether said sale is conducted in a garage or carport, or on a patio, driveway, front yard, side yard, or backyard.

For the purpose of this Section [10-1-510](#), the term "Premises" means all real property, buildings and appurtenances occupied by an owner, lessee, or tenant as a dwelling or residence, and located upon a legal parcel of land undivided by a street.

2. The term of each Garage Sale Permit granted by the Community Development Department shall not exceed two (2) consecutive days. Only two (2) permits may be

obtained per Premises within any 12 month period and such permits shall not be issued within 60 days of each other.

3. Notwithstanding the foregoing (paragraphs (1) and (2) of this Subsection), any person may conduct an additional Garage Sale in conjunction with the "California Second Chance Week" (for a sale on Saturday and/or Sunday of that week only), for which a Garage Sale Permit shall not be required. In the event "California Second Chance Week" is canceled or eliminated, the Council may, by resolution, declare a "Second Chance Week" during which the additional Garage Sale may be held. Any Garage Sale conducted in compliance with this Subsection (3) shall comply with all other requirements pertaining to Garage Sales.

4. Replacement of Unused Permit. In the event that inclement weather, emergency or other similar event (as determined by the Director exercising reasonable discretion) precludes the use of the Garage Sale Permit on its scheduled date of use, then a replacement permit shall be issued if the permit holder applies for the replacement permit within 14 days of the date the original Garage Sale Permit was to have been utilized. The applicant shall apply for the replacement Garage Sale Permit on the regular Garage Sale Permit application, which shall be accompanied by a signed and sworn declaration on a form supplied by the Community Development Department. The declaration shall list the name of the applicant, the address of the proposed garage sale, the dates of the originally scheduled and newly proposed garage sales, and the reason(s) the original garage sale was not conducted.

5. Advertising. Any Garage Sale conducted pursuant to this Section shall comply with all advertising regulations and restrictions contained in the Burbank Municipal Code. Notwithstanding Section [6-1-1011](#) of this Code, any person conducting a Garage Sale may also place advertising signs, which are otherwise in compliance with this Code, in or on a maximum of two (2) vehicles legally parked on the street. Two (2) signs not exceeding six (6) square feet each may be placed in or on each legally parked vehicle.

D. EXCEPTIONS.

The provisions of this section shall not apply to sales of personal property made under court order or process. [Added by Ord. No. 2295; Formerly numbered Section 31-25.2; Renumbered by Ord. No. 3058, eff. 2/21/87; Amended by Ord. No. 3828, eff. 8/24/12; 3549