

ORDINANCE NO. 2025-3

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 111 OF THE TOWN CODE,
SETTING FORTH RULES AND REGULATIONS DESIGNED TO CONTROL AND
RESTRICT GARAGE SALES IN THE TOWN OF GENEVA, INDIANA**

WHEREAS, the Town Council of the Town of Geneva, Indiana (the “Town Council”) adopted Ordinance No. 2023-6, which added Chapter 111 to Title XI of the Town Code of the Town of Geneva (the “Town”) setting forth rules and regulations designed to control and restrict garage sales; and

WHEREAS, the Town Council has determined it appropriate to eliminate any requirement to obtain a permit to conduct a garage sale within the geographic boundaries of the Town.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Geneva, Indiana, as follows:

SECTION I

Title XI, Chapter 111, Section 111.03 of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

§ 111.03 CONDITIONS FOR SALES.

(A) It shall be unlawful to participate in more than two garage sales for any one premises in any one calendar year. For the purposes of this chapter, participation in a “town-wide garage sale” as scheduled and approved by the town shall not be considered as counting toward the two garage sale limit within said calendar year.

(B) It shall be unlawful to conduct any garage sale with a duration exceeding three consecutive days. This three-day limitation shall apply to all garage sales, including a “town-wide garage sale.” All garage sales shall be limited in time to daylight hours.

(C) No personal property offered for sale at a garage sale shall be displayed in any public right-of-way.

(D) Upon the completion of a garage sale as set forth herein, all remaining property that

was offered for sale, all tables and other items used to display such property, and all signage used for said sale shall be removed from a visible location to the traveling public within 12 hours of the termination of the sale.

SECTION II

Title XI, Chapter 111, Section 111.06 of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

§ 111.06 CONDUCT.

(A) The persons conducting the sale, and the owner, tenant, or occupant of the premises where the sale or activity is conducted, shall be jointly or severally responsible for the maintenance of good order and decorum on the premises during the hours of such sale or activity.

(B) No such person shall permit any loud or boisterous conduct on such premises or permit vehicles to impede the passage of the traffic on any roads or streets in the area of the premises where the sale is being conducted.

(C) In the event of an emergency, all such persons shall obey reasonable orders from any member of the Town of Geneva Marshal's Office or Fire Department in order to maintain public health, safety, and convenience.

SECTION III

Title XI, Chapter 111, Section 111.99 of the Town of Geneva Code of Ordinances is hereby amended to read as follows:

§ 111.99 PENALTY.

Each violation of this chapter shall carry a fine of \$75. In addition to the civil penalties imposed herein, a person cited for violation of this chapter shall be responsible for all court costs. Every day that a violation of this chapter continues shall constitute a separate offense. It shall be unlawful for any person found in violation hereof to participate in any garage sale within the geographic boundaries of the Town of Geneva for a period of four years from the time of such violation.

SECTION IV

All ordinances, or parts thereof, that are in conflict with the provisions of this ordinance are hereby repealed or amended to the extent of such conflict.

SECTION V

If any section, clause, provision, paragraph, or sentence of this ordinance is found to be invalid or unconstitutional by a court of competent jurisdiction, such finding shall not affect the validity of the other remaining provisions of this ordinance.


SECTION VI

This ordinance shall become and remain in full force and effect immediately upon its adoption.

Duly passed, adopted, and ordained by the Town Council of the Town of Geneva, Indiana, on June 10, 2025.

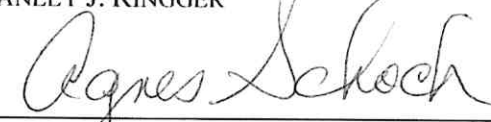
TOWN COUNCIL OF THE TOWN OF GENEVA


LYNN W. BARRY, President


ANDREW J. BRIGGS


ARLEN R. MITCHELL


STANLEY J. RINGGER


AGNES A. SCHOCH

ATTEST:

Christina M. Booth

CHRISTINA M. BOOTH, Clerk-Treasurer