

ORDINANCE 98-3
AN ORDINANCE AMENDING SECTION 11-202 A.4(d)
OF THE BELLE MEADE CODE, PERMITTING CERTAIN
ACCESSORY USES OF PROPERTY

BE IT ORDAINED BY THE CITY OF BELLE MEADE, as follows:

Section 1. Section 11-202 A.4(d) of the Belle Meade Code is hereby amended, by adding thereto sub-sections (iii) through (ix), to read as follows:

"(iii). Garage sales, limited strictly to items that (a) were purchased for use of and have in fact been used by residents of the premises at which the sale is being conducted, or members of his/her immediate family, (b) have been owned by such resident or members of his/her immediate family for a period of more than 90 days, and (c) were not acquired for the purpose of being included in the sale. Such sale may not extend over a period of more than two days, and no more than one such sale may be conducted from the same location in any one calendar year.

The application for permit for a garage sale required in subsection (vii), following, must be made in person by the resident/owner of the property to be sold.

(iv). Sales of property of a decedent's estate, or other sale under auspices of a court, but only of property owned by the decedent or other person whose property is being liquidated, which property was at the time of the court authorization or order leading to such sale located on the premises at which the sale takes place.

(v). Except for sales conducted under (iv) above, none shall be by auction.

(vi). Persons engaged in the activities enumerated in (i) through (iii), above, shall have no on-premises employees assisting in those activities.

(vii). No person shall engage in any of the activities enumerated in this subsection (d), without first obtaining from the city manager a permit to do so. The city manager shall have the authority to review all applications for permits and issue permit at his/her discretion after considering all the implications of traffic, congestions, noise, etc.

(viii). (a) Sales or services provided under (i) and (ii) above may be advertised only by mail, telephone or other personal contact.

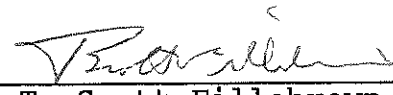
(b) Sales or services provided under (iii) and (iv) above may be advertised only by mail, telephone or other personal contact, by legal notices pursuant to court order, or by radio, newspaper, or televisions promotion.

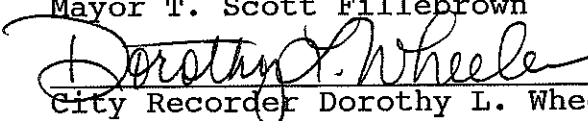
(ix). No activity under this subsection (d), except for those of (iii) and (iv), above, shall be carried on at any time in such manner as to require on street parking, or special parking arrangements at premises other than the premises of the seller of goods or provider of services.

Section 2. This ordinance becomes effective upon passage.

Passed on first reading
04/15/98

Passed on second reading
06/24/98



Mayor T. Scott Fillebrown


City Recorder Dorothy L. Wheeler