

Village of Canastota, NY
Friday, July 26, 2019

Chapter 160. Sales

Article I. Sales on Temporary or Intermittent Basis

[Adopted 9-7-2016 by L.L. No. 4-2016]

§ 160-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

SALE OF GOODS ON A TEMPORARY OR INTERMITTENT BASIS

Includes any sale of goods upon a property which is principally devoted to residential use and all sales by someone not regularly engaged in the sale of such goods from an established business location from which such business may be lawfully operated under applicable zoning and other regulations. The term includes, but is not necessarily limited to, yard and lawn sales, garage sales, rummage sales, estate sales and auctions, and the sale of vehicles by anyone other than a registered motor vehicle dealer.

§ 160-2. Limitations.

Within the Village of Canastota, the sale of goods on a temporary or intermittent basis may be engaged in only in compliance with the following requirements.

- A. No more than two such sales shall occur upon any given lot or premises within a single calendar year.
- B. No particular sale shall extend for more than six calendar days from the date of the commencement of the sale, except that a single motor vehicle may be offered for sale for a period not exceeding 30 calendar days from the date it was first displayed for sale upon the premises. Upon the conclusion of the sale, all items must be removed from the premises by the owner. No items may be left at the curb for garbage pickup except in accordance with the Village's general regulations for garbage and refuse collection.
- C. No item offered for sale shall be located or displayed closer than 10 feet from the public sidewalk or street line, as applicable.
- D. Signs advertising the sale of goods on a temporary or intermittent basis may be placed only in accordance with the applicable provisions of Chapter **230** of this Code.

§ 160-3. Penalties for violations.

A violation of any provision of this article constitutes a criminal offense. For purpose of conferring jurisdiction upon courts and offices generally, any violation of this article shall be deemed to be a violation as defined in the Criminal Procedure Law, and for such jurisdictional purpose only, all provisions of law relating to the prosecution of violations shall apply to all such violations. Upon

conviction, a fine of not more than \$250, and/or a jail sentence of up to 15 days may be imposed for each such violation. Each day of violation of the provisions of this article shall be deemed a separate offense.

Village of Canastota, NY
Friday, July 12, 2019

Chapter 230. Zoning

Article XVII. Regulations Applicable in All Districts

§ 230-86. Signs permitted in Commercial and Industrial Districts.

[Amended 11-17-2008 by L.L. No. 5-2008]

The following additional signs are permitted in Commercial and Industrial Districts upon issuance of a sign permit by the Code Enforcement Officer:

- A. All signs permitted in § **230-85**.
- B. Business signs with a total area not to exceed two square feet for each one lineal foot of building frontage occupied by the establishment.

- C. Notwithstanding any other provision of this chapter to the contrary, sandwich board signs shall be permitted in Commercial and Industrial Districts when in compliance with the following conditions and requirements:

[Added 8-6-2018 by L.L. No. 4-2018]

- (1) Only one sign is permitted per business establishment. The sign may only be displayed during the hours when the business establishment which it advertises is open, and must be removed and stored indoors when the business is not open.
- (2) The sign shall not exceed a maximum height of 48 inches when measured perpendicular to the ground, and shall not exceed a maximum width of 26 inches. No sign shall have more than two faces.
- (3) The sign shall have a professionally prepared and constructed appearance and shall be made of rigid plastic or other weather-durable materials. Lettering shall be printed or stenciled, and colors and lettering shall be matching or complementary with the business establishment advertised. The foregoing requirements, however, shall not be deemed to prohibit the use of chalkboard or other similar sign faces that allow the hand lettering of daily specials or other business messages. Signs shall be kept clean and in good repair to preserve their original appearance. No sign shall be illuminated, nor shall any sign contain any moving parts or have balloons, streamers, pennants or similar adornments attached.
- (4) The sign shall be temporarily anchored with weights or otherwise constructed in such a manner as to ensure against the dislocation of the sign by wind, but in no event shall any holes be created in any public sidewalk or pavement, nor shall any sign be placed in such a manner as to cause any damage to any public property.
- (5) The sign must be located immediately in front of or immediately on the side of the business establishment that it advertises, which shall include, in the case of temporary events, the location of the event. If located on the sidewalk, the sign shall be placed in such a manner as to allow at least five feet of clear space for passage of pedestrians on the sidewalk. If there is a parking lot between the front facade of the business and the street, then in such event, the sign may be located within such parking lot or other suitable area approved by the Code

Enforcement Officer between the building and the sidewalk. In no event shall the sign be located within the travelled portion of any public or private street or drive aisle, or in any location that obstructs or hinders any motorist's ability to park a vehicle in a designated parking space or the ability of any person to gain access to any lawfully parked vehicles, or in any location that interferes with vehicular or pedestrian lines of sight, traffic or safety.

- (6) Sandwich board signs shall be allowed only upon issuance of a permit by the Code Enforcement Officer. There shall be no fee for the issuance of this permit. The holder of a permit shall be required to register said sign annually with the Code Enforcement Officer and, if the sign is located on the sidewalk or otherwise within a public right-of-way, shall procure and maintain in full force and effect during the term of the permit a policy of general liability insurance against property damage and body injury in the minimum amount of \$300,000 for bodily injury or death per person, \$600,000 for bodily injury or death for all persons, and \$100,000 for injury to or destruction of property, which policy shall name the Village of Canastota as an additional insured, and shall be in a form acceptable to the Village of Canastota. Said insurance policy shall provide that not less than 30 days' advance notice shall be given to the Village of Canastota before the policy is cancelled, materially changed or not renewed.
- D. Notwithstanding any other provision of this chapter to the contrary, feather, flag and inflatable signs shall be permitted on properties in Commercial and Industrial Districts fronting on the northerly side of NYS Route 5, and fronting on Peterboro Street located between Maple Avenue and the northerly Village corporate boundary, provided that such signs shall not be located within the street or highway right-of-way and shall be located no closer to the street or highway right-of-way line than the greater of 10 feet or the height of the sign.
[Added 8-6-2018 by L.L. No. 4-2018]