

Ordinance No. 48

RULES FOR SIDEWALK/OUTDOOR TENT/CANOPY SALES

TOWNSHIP OF COVERT

The township of Covert Ordains:

Intent: It is the intent of this Ordinance to establish rules for sidewalk/outdoor tent/canopy sale(s).

SECTION 1 – APPLICABILITY

This ordinance shall be applicable only to the business service areas that border public sidewalks.

SECTION 2 – DEFINITION

Any placement of merchandise for sale outside of a building in an area served by public sidewalks shall be subject to this ordinance.

SECTION 3 – PROHIBITION

- 1. The sales contemplated by this ordinance shall not impede the flow of pedestrian traffic.**
- 2. At least five feet of sidewalk, or the width of the sidewalk if less than five feet, shall be unobstructed at all times.**
- 3. The sale shall occur only during business hours of the business that is conducting the sale.**
- 4. All merchandise to be sold shall be merchandise that is normally located on site, fully owned by the business conducting the sale. No merchandise shall be brought in from other areas by consignment. Items sold shall be those commonly carried and sold by the business upon which the property is located.**
- 5. All merchandise racks, tables and other sales devices, supplies and debris shall be moved into the place of business at the end of each day of sale.**
- 6. Tents or canopies or other more stationary items may be left in place.**

SECTION 4 – PERMIT

- 1. Yearly application shall be made for such sales and shall include:**
 - Description of property**
 - Extent and purpose of the sale**
 - Duration of sale**
 - Applicant shall abide by provisions of Covert Township Ordinances**

SECTION 5 – FEES

No fee shall be charged

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SECTION 6 – PENALTY

Municipal Civil Infraction. The Word “municipal civil infraction” means an act or omission that is prohibited by this Code or any ordinance of the city, but which is not a crime under this Code or other ordinance, and for which civil sanctions, including, without limitation, fines, damages, expenses and costs, may be ordered, as authorized by Chapter 87 of Act No. 236 of the Public Acts of 1961, as amended. A municipal civil infraction is not a lesser included offense of a violation of this Code that is a criminal offense.

SECTION 7 – EFFECTIVE DATE

Amendment adopted June 12, 2001

Published June 22, 2001

Effective July 22, 2002

COVERT TOWNSHIP
Dennis Palgen, Clerk