

**BARTON HILLS VILLAGE  
WASHTENAW COUNTY, MICHIGAN**

**ORDINANCE NO. 12**

*0[AN ORDINANCE TO REGULATE AUCTION SALES OF REAL AND PERSONAL  
PROPERTY]*

**PREAMBLE:** The Village Council of the Village of Barton Hills Village, finds that because the roads which give access to the residences in the Village are private roads and said roads are not of sufficient width to accommodate any parking of automobiles under any circumstances, that it is necessary to strictly regulate the auctioning of real and personal property within the Village;

**THEREFORE BARTON HILLS VILLAGE ORDAINS:**

**SECTION 1. DEFINITION.**

The term "auction" or "auction sale" as used in this Ordinance shall mean the offering for sale or selling of personal property to the highest bidder.

**SECTION 2. GENERAL PROHIBITION.**

Auctions and auction sales within the Village of Barton Hills Village are prohibited except when conducted within areas zoned commercial under the Zoning Ordinance of the Village.

**SECTION 3. PERMITS FOR ESTATE LIQUIDATIONS.**

Where an auction sale has been ordered in order to liquidate an estate by a court of competent jurisdiction, the representative of the estate or the officer of the court concerned may apply to the Chief of Police of the Village for a waiver of the prohibition contained in this Ordinance, and obtain a permit to hold an auction of said estate under the terms of this section. No such permit shall be granted unless the applicant shall file evidence showing:

- (1) That it is impractical to hold said auction sale at a commercial location or at some location outside the Village of Barton Hills Village.
- (2) That satisfactory on-site parking arrangements have been made to accommodate not less than twenty (20) automobiles on the residential lot wherein the auction sale is to take place and that the services of at least two (2) qualified off-duty police officers or licensed private policemen have been contracted for to serve during the hours of the auction and to assist with traffic control and to prevent any parking of automobiles within the right-of-way of any private road or private street within the Village.

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SECTION 4. INSURANCE.

The applicant shall file with the Chief of Police evidence of public liability insurance naming the Village as an additional insured and insuring the estate during the hours of the auction with limits of \$250,000.00 for each person for personal injury including death, and \$500,000.00 for personal injury for each occurrence, and \$100,000.00 for property damage for each occurrence.

SECTION 5. DURATION OF PERMIT HOURS.

Each permit for an estate auction sale shall be valid for one (1) day only and only between the hours of 9:00 A. M. and 4:00 P. M. on such day. Should the applicant desire to continue the sale for an additional day, the application for such extension shall be treated as an original application.

SECTION 6. PENALTY.

Any person convicted of a violation of any provision of this Ordinance shall be punished by a fine of not more than one hundred dollars (\$100) or by imprisonment for not more than ninety (90) days or by both such fine and imprisonment.

SECTION 7. EFFECTIVE DATE.

This Ordinance will be effective in Barton Hills Village after publication of this Ordinance in accordance with the Charter of the Village.

Adopted: February 21, 1983  
Published: February 25, 1983  
Effective: February 25, 1983

Nancy R. Willmarth, Clerk  
Elizabeth Langford, President