



City of Bloomfield Hills

45 E. Long Lake Road
Bloomfield Hills, Michigan 48304-2322
Phone (248) 644-1520 Fax (248) 644-4813
www.bloomfieldhillsmi.net

<p>APPLICATION FOR IN-HOME SALE / ESTATE SALE PERMIT</p>

I. APPLICANT / AGENT / ORGANIZATION

NAME:		ADDRESS:	
CITY / STATE / ZIP CODE:		TELEPHONE NUMBER: ()	
ORGANIZATION (If different from Applicant / Agent)			
ORGANIZATION'S NAME:		ADDRESS:	
CITY / STATE / ZIP CODE:			

II. PROPERTY OWNER - WHERE EVENT WILL TAKE PLACE (If different than Applicant / Agent):

OWNER:			
NAME		ADDRESS	
CITY / STATE / ZIP CODE:		TELEPHONE NUMBER: ()	
HAS PROPERTY OWNER ENGAGED IN OTHER SIMILAR SALES AT THIS PROPERTY? (YES / NO, Explain):			

REQUIRED ATTACHMENTS:
A.) Traffic and Parking Plan
B.) A written representation from the Owner that the goods to be sold is owned by the owner and not owned by either an agent or third party.

III. DESCRIPTION OF EVENT *See Ordinance Requirements on back of this application* (Include information regarding the nature and purpose of the event, the anticipated number of attendees, the date(s) of the event, starting and ending time, and where will vehicles park for the event):

IV. IDENTIFY THE ADDRESS, STREETS, ROADS OR OTHER PUBLIC RIGHTS-OF-WAY TO BE USED OR AFFECTED BY YOUR EVENT

ORDINANCE REQUIREMENTS

- A. Any person seeking a license under this ordinance shall apply in writing to the city clerk at least ten (10) days prior to the time for which a license is sought.
- B. At the time of filing such application, the applicant shall pay to the city clerk the license fee established by section 9-12.
- C. The application shall also contain the name of the agent, if any, who will be conducting the sale and shall be signed by both the owner and the agent. The application shall also state the following:
 - 1) The location within the home, where the sale is to be conducted;
 - 2) The number of people being invited to attend the sale;
 - 3) The estimated number of buyers that will actually attend;
 - 4) A traffic and parking plan and the proposed method for controlling same to insure access at all times to both the site and the adjoining neighborhoods for all emergency vehicles. In the a case of a condominium development, the applicant must provide notice to the association board noticing the sale, and comply with their parking requirements and procedure to access the building, especially where there is a shared, common entrance/lobby.
 - 5) The date and time that the sale is to be conducted;
 - 6) That the owner has never before conducted a sale, either personally or through an agent, at the stated address.
 - 7) A written representation from the owner that the goods, wares, merchandise or other personal property to be sold is owned by the owner and not owned by either an agent or third party.

(Ord. No. 138, § 2(7.151, 7.152), 9-9-75; Ord. No. 310, § 1, 4-13-99)

HOLD HARMLESS CERTIFICATION

The Permittee shall agree to indemnify, defend, and hold harmless the City, its Commission, and its agents, officials, and employees, from and against any and all claims, loss, liability, damages, costs, and expenses, including, but not limited to, any and all liability for damage to property and/or any and all liability for personal injury or death as a result of the activity, event or use provided for in this Permit, and/or as a result of participation in or attendance at the activity, event or use provided for in the Permit, caused by the negligent acts, errors or omissions of the Permittee, its agent, subcontractors, or employees, or others, regardless of whether or not Permittee alleges such claim, loss, liability, damage, cost, or expense is caused or contributed to, in part, by the City.

ACCEPTANCE OF HOLD HARMLESS CLAUSE

SIGNATURE: _____ **DATE:** _____

V. APPLICANT'S SIGNATURE

SIGNATURE:	DATE:

VI. PROPERTY OWNER'S SIGNATURE (if different from Applicant / Agent):

SIGNATURE:	DATE:

VII. VALIDATION – FOR CITY USE ONLY

APPROVAL SIGNATURE	
TITLE	DATE

FEE SCHEDULE FOR ESTATE SALE PERMIT

APPLICATION / PERMIT FEE \$100

TOTAL DUE \$100

**PAYMENT MUST BE MADE IN FULL AT TIME OF SUBMISSION.
INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.**

CITY OF BLOOMFIELD HILLS

IN-HOME SALES ORDINANCE

CHAPTER 14, SALES, ARTICLE II, IN-HOME SALES, AMENDED
APRIL 13, 1999 BY THE BLOOMFIELD HILLS CITY COMMISSION

DIVISION 1. GENERALLY

Sec. 14-26-14-25. Reserved.

DIVISION 2. LICENSE

Sec. 14-26. Required; exception.

It shall be unlawful for any person to sell or display goods, wares or merchandise from residential property without first having obtained a license therefor; provided however, that this prohibition shall not be applicable to isolated sales of used personal property pursuant to classified newspaper advertising in which the property is specifically identified and where the property being sold is not placed on display for sale to the general public.

(Ord. No. 138, 9-9-75)

Sec. 14-27. Application.

- (a) Any person seeking a license under this division shall apply therefor in writing to the City Clerk at least ten (10) days prior to the time for which a license is sought.
- (b) At the time of filing such application, the applicant shall pay to the City Clerk the license fee established by section 9-12.
- (c) The application shall also contain the name of the agent, if any, who will be conducting the sale and shall be signed by both the owner and the agent. The application shall also state the following:
 - (1) The location within the home, where the sale is to be conducted;
 - (2) The number of people being invited to attend the sale;
 - (3) The estimated number of buyers that will actually attend;
 - (4) A traffic and parking plan and the proposed method for controlling

same to insure access at all times to both the site and the adjoining neighborhoods for all emergency vehicles. In the case of a condominium development, the applicant must provide notice to the Association Board noticing the sale, and comply with their parking requirements and procedure to access the building, especially where there is a shared common entrance/lobby.

- (5) The date and time that the sale is to be conducted;
- (6) That the owner has never before conducted a sale, either personally or through an agent, at the stated address.
- (7) A written representation from the owner that the goods, wares, merchandise or other personal property to be sold is owned by the owner and not owned by either an agent or third party.

Sec. 14-28. Investigation, issuance.

Upon the filing of the application for the license required by section 14-26, it shall be referred to the City Manager and if, after investigation by him, he shall be satisfied that all conditions of this article have been satisfied and the sale will not create undue hardship to the surrounding property he shall authorize the City Clerk to issue the applicant a license subject to the following:

- (1) The sale and display of goods shall be restricted to no more than two (2) days and shall be conducted between the hours of 8:00 a.m. and 5:00 p.m. only.
- (2) The sale or display shall be by personal invitation only and shall not be advertised in the mass media, including but not limited to advertising in the newspapers, on the radio or television, the Internet, Web site, E-mail, or dedicated phone lines.
- (3) The sale or display of goods shall be restricted to the interior living area of the home and no goods may be sold or displayed in any storage area, including garages, or outside of the residence.
- (4) The sale or display of goods, wares, merchandise or other personal property shall be restricted to property owned by the owner pursuant to Section 14-27(7). The applicant or owner shall not be permitted to transport or allow to be transported goods, wares, merchandise or other personal property for the sale in a City residence.

- (5) Parking shall be controlled pursuant to Section 14-27(4).
- (6) No signs shall be erected or displayed to call attention to the sale.
- (7) Such further conditions as the City Manager shall deem necessary to ensure that the sale will not be injurious to the general health, safety and welfare of the community.

Section 14-29. Revocation.

The City Manager shall have the right to revoke the license at any time and order the sales stopped of after a factual determination he determines that any of the conditions of this article have been violated.

(Ordinance No. 138, dated 9-9-75, as amended by Ordinance No. 310, dated 4-13-99).