

**FRIDLEY CITY CODE**  
**CHAPTER 17. AUCTIONS**  
(Ref. 71)

17.01. DEFINITION

For the purpose of this Chapter, auctioneers are persons who sell goods, wares or merchandise of any kind at public auction for anyone or for themselves; and any person who sells their own goods or property at public auction or private auction is an auctioneer within the meaning of this Chapter. The provisions of this Chapter shall not apply to judicial or sheriff Is sales, sales made by executors or administrators, or to mortgage or lien foreclosure sales. (Ref. 71)

17.02. WRITTEN INVOICE

Every person whose, property is being sold at auction shall give to each and every purchaser of any article or articles of property sold at auction a written invoice or statement containing a full description of the article or articles so sold at auction, and the selling price thereof, and each and every warranty under which the article or articles are sold. This section is not applicable on items under \$100.00.

17.03. FALSE STATEMENTS

No auctioneer shall make or cause to be made any false or fraudulent representations or statements in respect to the character, kind, quality, condition, ownership, situation or value of any property exposed, put up or offered for sale at public auction, and no auctioneer shall put up or offer for sale at public auction any article or property in respect to which any false or fraudulent statement or representation shall have been made with the knowledge of said auctioneer as to the character, kind, quality, condition, ownership, situation or value of any such property.

17.04. BOOSTER

At any auction sale no person shall act or employ another to act as a buy-bidder, or what is commonly known as a capper or booster, or make or accept any false or misleading bid or falsely pretend to buy or sell any article sold or offered for sale at any such auction.

17.05. REMEDY FOR FRAUD

Any person who shall purchase any property at public auction in respect to which any false or fraudulent representation or statement as to the character, kind, quality, condition, ownership, situation or value of such property has been made by or to the knowledge of the auctioneer, may sue and recover from the auctioneer conducting such sale, or in whose name it shall have been conducted, such penalties and damages as are provided by law.

### 17.06. AUTOMOBILES

No person shall sell or cause to be sold any motor vehicles in excess of two (2) vehicles at any auction unless the sale and auction bidding is conducted within a building. The building must have available to it sufficient off-street parking to accommodate the vehicles of the patrons, customers and other persons invited to said premises.

### 17.07. PERMIT REQUIRED

No property or premises in Fridley shall be used for the purpose of a public auction without having a permit for the conduct of same. The Council may grant a permit for a public auction upon its determination that such sale or sales will not be adverse to the health, safety and general welfare of the community. The application for permit shall be made in writing indicating the following information:

1. Address of property where sales are to be conducted.
2. Nature of articles to be sold.
3. Owners of property where sale is to be conducted.
4. Owners of articles to be sold.
5. Hours of sale.
6. Proposed dates of sale.
7. Names, addresses and license numbers of auctioneers.
8. If motor vehicle sales, the size and floor area of proposed sale building.
9. Plan for off-street parking

### 17.08. LICENSE REQUIRED

No person shall practice or exercise the vocation of auctioneer or conduct and operate a public auction without having procured a license for same issued by the State of Minnesota.

### 17.09. FEE

The annual permit fee and expiration date shall be as provided in Chapter 11 of this Code.

### 17.10. PENALTIES

Any violation of this Chapter is a misdemeanor and is subject to all penalties provided for such violations under the provisions of Chapter 901 of this Code.