

City of Coolidge

ORDINANCE 07-24-84A

Amended

SUBJECT: Peddling

The term "peddler" as used herein shall mean and include all peddlers, solicitors, hawkers, canvassers, itinerant merchants or vendors of goods, wares, merchandise, services, or any other articles.

BE IT ORDAINED BY THE CITY OF COOLIDGE THAT:

It shall be unlawful for peddlers who may move from place to place or from house to house in the city to sell or offer for sale any goods, merchandise, wares or other commodity or solicit, sell or take order for goods, wares, merchandise, subscriptions, or photographs for future delivery without first applying for an obtaining a permit from the City of Coolidge. The fee for the permit shall be fifty (\$50.00) for the first individual and twenty-five (\$25.00) for each additional solicitor. It shall be unlawful for any peddler to engage in the business of peddling at any time between 8 AM and 8PM except when the peddler has a specific invitation and appointment with the customer. Any peddler within the city shall have a signed solicitor permit and a Texas Driver's License or DPS Identification card upon their person at all times while soliciting. No person shall have the right to solicit for contributions or to sell, exhibit, or advertise for sale on any street, sidewalk, alley, or any portion of the public right of way within the city limits of Coolidge, any goods, wares, merchandise, or to use any part of the streets, sidewalks, or alleys within the City as a place to carry on such trade, profession, or business without a permit from the City of Coolidge. Permit must be applied for forty-eight (48) hours in advance of soliciting.

Any person, firm or individual who shall violate any of the provisions of this article shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not to exceed Two Hundred Dollars (\$200.00). Each and every days violations shall be considered a separate and distinct offense punishable as aforementioned.

The following may be considered exempt: locally grown agricultural produce or other articles of food grown or produced by any such persons, local youth or non profit groups benefitting the citizens of Coolidge, or the sale of goods, wares, and/or merchandise, the proceeds of which are to be used and applied to some locally recognized and approved charitable, educational, or religious or philanthropic purpose.

Any person desiring to engage in the business of peddling within the city limits of the City of Coolidge shall first file a written application for a permit to do so with the City Office which application shall show:

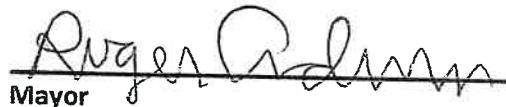
1. The name of the applicant
2. The name and address of the person or company such applicant represents

3. The name of the immediate last preceding three towns in which the applicant worked, if any
4. The kind of goods, wares and merchandise offered for sale
5. Whether applicant upon such order will demand, accept, or receive payment or deposit of money in advance of final delivery
6. The period of time such applicant wishes to solicit, sell, or take orders in the city
7. An office or storefront location to include physical address and point of contact number to resolve customer complaints or concerns
8. Issued permit good for only fourteen (14) days, not including weekends or holidays
9. No soliciting on Sundays or holidays.

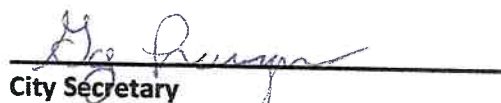
Such applicant shall also show satisfactory proof of his authority to represent the company or the individual that he represents (in writing if possible). No permit shall be issued until such application has been filed with the City of Coolidge for a period of forty-eight (48) hours.

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance, and all the remainder of this ordinance not so declared to be invalid shall continue to be in full force and effect. The City Council of the City of Coolidge, Texas hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

PASSED AND APPROVED this 14 day of AUGUST, 2012

  
Mayor

ATTEST:

  
City Secretary