

Solicitor's/Peddlers Permit Requirements:

When applying:

- Each applicant must completely fill out permit application
- City must make physical copy of Driver's License for each applicant
- Applicants must provide certificate of Liability Insurance for Company
- Provide any updates to applicant regarding Peddlers Ordinance
- Provide applications to Police Department for background check
 - Turnaround time is up to 2 weeks for background check

Once approved:

- Applicant must pay an annual fee of \$30.00 for Registration
- Each approved agent must pay a \$10.00 fee for Permit
- Permit will be signed by Chief of Police
- Make copy of Permit for City records, provide original to applicant(s)
- Permit is valid for one year from date of issuance
- Vehicle Information must be provided on permit
- Provide solicitor with electronic copy of the city's No Solicitation Registry

ORDINANCE NO. ORD24-06

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEEDVILLE, TEXAS BY ADDING A NEW SECTION 18-64, NO SOLICITATION REGISTRY, TO ARTICLE III, PEDDLERS AND SOLICITORS, OF CHAPTER 18, BUSINESSES AND BUSINESS REGULATIONS, OF THE CODE OF ORDINANCES TO PROVIDE FOR A NO SOLICITATION LIST AMENDING SECTION 18-57, RESTRICTIONS, OF ARTICLE III, CHAPTER 18, OF THE CODE OF ORDINANCES MAKING IT UNLAWFUL TO SOLICIT AT AN ADDRESS ON SUCH LIST; AMENDING SECTION 18-58, TIME RESTRICTIONS, OF ARTICLE III, CHAPTER 18, OF THE CODE OF ORDINANCES TO CHANGE THE DAYS AND HOURS DURING WHICH SOLICITORS CAN OPERATE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000.00 FOR ANY VIOLATION OF THIS ORDINANCE WITH EACH DAY CONSTITUTING A SEPARATE VIOLATION; PROVIDING A SEVERABILITY CLAUSE, A SAVINGS CLAUSE AND AN EFFECTIVE DATE.

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WHEREAS, the City Council of the City of Needville, Texas finds it to be in the best interest of the health, safety and welfare of its residents to amend the City's solicitation regulations to create a "No Solicitation" list as provided for herein; and

WHEREAS, the City Council further finds it to be in the best interest of the health, safety and welfare of its residents to prohibit solicitors, peddlers and itinerant vendors from soliciting at a property listed on the no solicitation list; and

WHEREAS, the City Council has determined that it is necessary and advisable to make changes to the allowable times during which solicitors, peddlers and itinerant vendors can operate within the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEEDVILLE, TEXAS:

SECTION 1. The City Council hereby finds and determines that the statements set forth in the preamble of this Ordinance are true and correct and are incorporated herein for all purposes.

SECTION 2. Section 18-57, *Restrictions*, of Article III, *Peddlers and Solicitors*, of Chapter 18, *Businesses and Business Regulations*, of the Code of Ordinances of the City of Needville, Texas, is hereby amended by adding thereto the language underscored below to read as follows:

"Sec. 18-57. - Restrictions.

It shall be unlawful for any peddler to enter upon any private premises when the same is listed by address on the City's no solicitation list or is posted with a sign stating "No Peddlers Allowed" or "No Solicitation Allowed" or other words to such effect."

SECTION 3. Section 18-58, *Time restriction*, of Article III, *Peddlers and Solicitors*, of Chapter 18, *Businesses and Business Regulations*, of the Code of Ordinances of the City of Needville, Texas, is hereby amended by adding thereto the language underscored below to read as follows:

"Sec. 18-58. - Time restriction.

(a) It shall be unlawful for any person coming under the provisions of this article to engage in any business:

(1) Before 10:00 a.m. or after 5:00 p.m. of any day, Monday through Saturday; or

(2) At any time on a Sunday, New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day or Christmas Day.

(b) Subsection (a) of this section shall not apply to a visit to the premises as a result of a request or an appointment made by the occupant.

SECTION 4. The Code of Ordinances of the City of Needville, Texas, is hereby amended by adding a section, to be numbered 18-64, *No solicitation registry*, to Article III, *Peddlers and Solicitors*, of Chapter 18, *Businesses and Business Regulations*, of the Code of Ordinances of the City of Needville, Texas, which section reads as follows:

"Sec. 18-64. - No solicitation registry.

(a) A resident may place their address on the city's no solicitation registry by completing a form provided by the city.

(b) The no solicitation registry shall be posted on the city's official website and an electronic copy shall be provided to solicitors upon their receipt of the registration card as provided in this article. "

SECTION 5. Any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed two thousand dollars (\$2,000), with each day of violation constituting a separate offense.

SECTION 6. In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent or ordinances jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and, the City Council declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

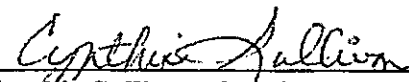
SECTION 7. The Mayor or their designee is hereby authorized to update forms and policies and take all actions necessary to effectuate the City's intent and objectives described in this Ordinance.

SECTION 8. This ordinance shall be effective immediately upon adoption and publication in accordance with State law of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance.

PASSED AND APPROVED this 8th day of May 2024.

ATTEST


CHAD NESVADBA, MAYOR


Cynthia Sullivan, City Secretary

City of Needville

Application for Peddlers and Solicitors Registration

Permit Fee: \$30.00 Annual Cost and \$10.00 Per Agent

Business Name: _____

Business Address: _____

Business Contact Person: _____

Business Phone: _____

Number of Agents: _____

Applicant Name: _____

Applicant Home Address: _____

Applicant Phone: _____

Applicant Date of Birth: _____

Applicant Driver's License #: _____ State: _____

Race: _____ Sex: _____ Hair: _____

Eyes: _____ Height: _____ Weight: _____

Have you ever been convicted of a crime? (other than minor traffic violation)

Yes: _____ No: _____

If yes, what violation: _____

When committed: _____

Where occurred: _____

Description of product and method of selling: _____

Period of time during which registrant wishes to solicit or sell (must be between 10am – 5pm - Monday through Saturday):

Name of last three towns in which applicant worked: _____

Statement of whether or not such activity is involved in interstate commerce: _____

Applicant Signature: _____ Date: _____

Permit will not be issued if state license are not current. Must provide copy of valid Driver's License.
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Paid: \$ _____

Date: _____