

ORDINANCE NO. 090-042

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 11, PEDDLERS AND SOLICITORS, OF THE CODE OF ORDINANCES, TOWN OF ADDISON, TEXAS TO PROHIBIT CERTAIN PEDDLING AND OUTDOOR SALES; TO PROVIDE FOR REPEAL; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR PENALTIES; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That section 11-1 of the Code of Ordinances, Town of Addison, Texas, is hereby amended to read as follows:

Sec. 11-1. Unlawful action.

(a) It shall hereafter be unlawful for any person to peddle, hawk, sell, solicit or take orders for any services, wares, merchandise, or goods, including, but not limited to, magazines, encyclopedias, tools, photographs, flowers, candy, plants or statues, on the street, street right-of-way, median or sidewalks of the Town of Addison.

(b) It shall be unlawful for any person to operate an outdoor retail sale or outdoor commercial promotion in the Town of Addison, with the following exceptions only:

(1) where such sale or promotion is adjacent to an existing permanent business operated in the Town of Addison and where the products sold outdoors are the same as those sold inside the existing permanent business; or

(2) where the products sold are Christmas trees and they are sold between November fifteenth and December twenty-sixth.

(c) No permit provided for in this chapter shall be issued for peddling or selling in the manner described hereinabove in paragraphs (a) or (b).

SECTION 2. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 4. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a penalty of fine only not to exceed the sum of Five Hundred and no/100 Dollars (\$500.00) for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 5. This ordinance shall take effect and be in force from and after its adoption.

DULY PASSED by the City Council of the Town of Addison, Texas, this the 11th day of September, 1990.



MAYOR

ATTEST:

C. MORAN
CITY SECRETARY

C-9PED

Published 9-27-90