

PEDDLING/SOLICITORS PERMIT

Except as otherwise provided herein, it shall be unlawful for any person to engage in any activity as a peddler in the City of Quinlan unless such person has in the person's possession a valid Peddling Permit

The fee for a Peddling Permit to be issued under the provisions of this Ordinance shall be thirty dollars (\$30.00). No fee shall be required of a person peddling farm products or peddling goods or services to raise funds for charitable, educational, or religious entity qualified for exemption under Internal Revenue Code Section 501c.

A Peddling Permit shall be valid for a period of fourteen (14) consecutive days following the day of its issuance.

A Peddling Permit shall be revoked and seized at any time that it is determined that information on the application was or becomes untrue.

NAME: _____ DOB: _____ BIRTHPLACE: _____

S.S. #: _____ DL #: _____

STATE SALES TAX IDENTIFICATION #: _____

PHYSICAL ADDRESS: _____

MAILING ADDRESS IF DIFFERENT FROM ABOVE: _____

HOME #: _____ CELL #: _____

NAME AND ADDRESS OF EACH COMPANY OR INDIVIDUAL, IF ANY, THE APPLICANT IS EMPLOYED BY OR REPRESENTS: _____

NAME AND ADDRESS OF EACH ENTITY QUALIFIED UNDER INTERNAL REVENUE CODE SECTION 501c FOR WHICH THE APPLICANT IS RAISING FUNDS: _____

THE GOODS, FARM PRODUCTS OR SERVICES TO BE SOLD BY THE APPLICANT: _____

PHYSICAL ADDRESS OF THE TEMPORARY SALES LOCATION:

WHETHER THE APPLICANT HAS EVER BEEN CONVICTED OF A CRIME (OTHER THAN MINOR TRAFFIC VIOLATIONS) AND IF SO, WHAT, WHEN, AND WHERE THE CONVICTION OCCURRED: _____

NAMES AND TELEPHONE NUMBERS OF TWO CHARACTER REFERENCES:

Limitations on Activities as Peddler or Solicitor

No person shall engage in any activity as a Peddler or Solicitor within 500 feet of the center of the intersection of State Highway 276 and FM 34 in the City of Quinlan.
No Peddling or Soliciting at any time after 6:00 pm or before 9:00 am.

Penalty

Commission of an act prohibited by this Ordinance is punishable by a fine of not less than \$50.00 nor more than \$500.00. Each day that the violation continues is a separate violation.

(Ordinance No. 210-000 of July 14, 2003)
(Ordinance No. 210-000)

Definitions

“Goods” means all things that are movable when a security interest attaches. The term includes (i) fixtures, (ii) standing timber that is to be cut and removed under a conveyance or contract for sale, (iii) the unborn young of animals, (iv) crops grown, growing, or to be grown, even if the crops are produced on trees, vines, or bushes, and (v) manufactured homes. The term also includes a computer program embedded in goods and any supporting information provided in connection with a transaction relating to the program if (i) the program is associated with the goods in such a manner that it customarily is considered part of the goods, or (ii) by becoming the owner of the goods, a person acquires a right to use the program in connection with the goods. The term does not include a computer program embedded in goods that consist solely of the medium in

which the program is embedded. The term also does not include accounts, chattel paper, commercial tort claims, deposit accounts, documents, general intangibles, instruments, investment property, letter-of-credit rights, letters of credit, money, or oil, gas or other mineral before extraction.

“Farm Products” means goods, other than standing timber, with respect to which the debtor is engaged in a farming operation and which are:

(A) crops grown, growing, or to be grown, including:

(i) crops produced on trees, vines, and bushes

(ii) aquatic goods produced in agricultural operations

(B) livestock, born or unborn, including aquatic goods

(C) supplies used or produced in a farming operation

(D) products of crops or livestock in their unmanufactured states.

SIGNATURE OF APPLICANT

D. LIMITATIONS ON ACTIVITIES AS PEDDLER OR SOLICITOR

1. No person shall engage in any activity as a peddler or solicitor within 500 feet of the center of the intersection of State Highway 276 and FM 34 in the City Of Quinlan (also known as the Quinlan Parkway).
2. No person shall engage in any activity as a peddler or solicitor in any area in the City Of Quinlan where such activity might impede or inconvenience the public, or where such activity might endanger the personal safety of any person. For the purpose of this section of the Code Of Ordinances, the judgment of the Chief Of Police of the City Of Quinlan exercised in good faith shall be deemed conclusive as to whether such activity will cause such result.
3. No person under the age of eighteen years may engage in any activity as a peddler or solicitor at any time in the City Of Quinlan, except under the direct and personal supervision of a person over the age of seventeen.
4. No person under the age of eighteen years shall engage in any activity as a peddler or solicitor at any time on any public street, road or highway or within the intersection of any such public street, road or highway in the City Of Quinlan.
5. It is unlawful to employ, engage or knowingly to permit any person under the age of eighteen years to perform any activity as a peddler or solicitor on any public street, road or highway or within the intersection of any such public street, road or highway in the City Of Quinlan
6. It is unlawful to peddle or solicit on or within any premises in the City Of Quinlan which has been posted against peddling and/or solicitation by a sign or signs clearly visible to any person approaching the premises, or after the owner or tenant of said premises, or the agent of said owner or tenant, has stated to the person that no peddling and/or solicitation is permitted on the premises.
7. No peddling or solicitation is permitted at any time after 6:00 o'clock p.m. or before 9:00 o'clock a.m.
8. A peddler may exhibit only one advertising sign at a site at which peddling is lawful hereunder, and shall remove the sign immediately upon expiration of his or her permit.

E. PENALTY

Commission of an act prohibited by this section of the Code Of Ordinances is punishable by a fine of not less than \$50.00 nor more than \$500.00. Each day that the violation continues is a separate violation.

(Ordinance #210-000 adopted July 14, 2003)

(Ordinance #210-001 adopted July 13, 2009)