



## **SOLICITOR ORDINANCE REGULATIONS**

(To be signed and attached to application)

**PERMIT** ~ It shall be unlawful for any peddler, solicitor or vendor to engage in the business of selling, displaying, offering for sale of any food, beverages, goods, services, or merchandise within the City of Marble Falls without first obtaining a permit from the City Secretary. Peddler, solicitors and vendors and their associates will be issued a permit ID card by the City Secretary showing the individual's name, the address wherein the vending business is to be conducted, the individual's driver's license number and the effective period of the permit and shall display the permit ID card on their person at all times.

**PERMITTED HOURS OF OPERATION** ~ Solicitors shall be allowed to engage in the business of vending only between the hours of 7:00 am and 7:00 pm or as approved by the City Manager or his/her designee. All stands and other vending operations must be removed during non-operating hours.

**SIGNAGE** ~ Peddler/Solicitors/Vendors shall be allowed a single temporary detached sign to advertise the business, subject to the following standards:

- A peddler/solicitor/vendor may have a maximum of two signs upon the vehicle or peddler/solicitor/vendor structure. A third sign is allowed upon the vehicle/structure, however the third sign shall constitute the allowed single detached sign. If two signs or less are utilized on the vehicle structure, then the peddler/solicitor/vendor shall be allowed the single temporary detached sign subject to standards below.
- The sign must remain temporary and no permanent installation shall be allowed unless permitted under the City of Marble Falls Sign Ordinance. The sign should be anchored or stabilized to prevent wind damage.
- Height of the sign shall not exceed six feet from the surface of the ground.
- Overall sign dimensions shall not exceed 24 square feet. Sign may be dual sided.
- Sign must be a minimum of 5 feet from the property line or curb, whichever is greater.
- Signs may not:
  - block a sidewalk or other pedestrian path.
  - impede access to/from a mail box.
  - block a driveway or be located in the turning radius of a driveway
  - be set up in an area where the visual triangle of a driveway would be affected
  - be within 10 feet of a fire hydrant.
- All Peddler/Solicitor/Vendor signs may not be electronic or have any flashing component(s) upon the sign surface. Battery operated internally lighted signs are allowed.
- All signs must be constructed of weatherproof materials and shall not be constructed of any of the following: Paper, canvas, cloth, cardboard, Styrofoam, or sheet metal.

**STANDS** ~ Vendor stands and/or motor vehicles shall not:

- Exceed 25 feet in total length, 10 feet in width or 13 feet in height;
- Impede access to the entrance or driveway of an adjacent building.

**HANDICAPPED AREAS** ~ No vendor shall conduct business within 20 feet of any handicapped parking space or access ramp.

**PROHIBITED AREAS** ~ A vending permit issued pursuant to this ordinance is not valid in public ways or in public places of the City of Marble Falls. Vendor stands and motor vehicles are prohibited within 20 feet of a fire hydrant, fire escape, loading zone or driveway of a fire station, police station or hospital.

**REMOVAL OF TRASH** ~ All trash or debris accumulating within 50 feet of any vending stand shall be collected by the vendor and deposited in an authorized trash container. All vendors selling food or beverages must provide at least one trash receptacle adjacent to or as a part of their stand.

**NOISE** ~ No solicitor/vendor may sound any device, which produces a loud and raucous noise, or use or operate any loudspeaker, public address system, radio sound amplifier, or similar device to attract public attention.

**QUARTERLY SALES AND USE TAX REPORTS** ~All solicitors shall provide a copy of their quarterly report of sales and use tax receipts to the City Secretary within 30 days of completing such reports.

**MOTOR VEHICLES** ~ No solicitor vending from a motor vehicle shall:

- Stop, stand or park within 20 feet of any intersection;
- Conduct business in such a way as would increase traffic congestion or delay, constitute a hazard to life or property, interfere with an abutting property owner or obstruct access to emergency vehicles.

Peddling, soliciting, or vending at any residence or building which has posted a “No Peddlers” or “No Solicitors” sign is prohibited.

**ANY PERMIT ISSUED UNDER THIS ORDINANCE MAY BE SUSPENDED OR REVOKED FOR ANY OF THE FOLLOWING REASONS:**

- Fraud or misrepresentation in the application.
- Fraud or misrepresentation in the course of conducting the business of vending.
- Conducting the business of vending in any way contrary to the provisions of this ordinance.
- Conducting the business of vending in such a manner as to create a public nuisance or constitute a danger to the public health, safety or welfare.
- Conviction of any felony offense or any misdemeanor offense involving moral turpitude while holding a peddler/solicitor/vendor permit from the City of Marble Falls.
- Suspension or cancellation of any license issued by the Texas Department of Health Services.
- Arrears (90 days or more) of sales and use tax due the State Comptroller.
- Failure to submit quarterly sales tax report to the City Secretary pursuant to Sec. 16-11(7) above.
- Violation of any city ordinance or law of the state in connection with any soliciting or selling by the peddler/solicitor/vendor.

**I hereby understand and agree to abide by the above rules and regulations.**

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Applicant

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Date