

ORDINANCE NO. 24-523

AN ORDINANCE AMENDING CHAPTER 8 BUSINESSES AND BUSINESS REGULATIONS, ARTICLE II ITINERANT MERCHANTS, PEDDLERS, SOLICITORS, ETC. OF THE RICHWOOD CODE OF ORDINANCES FOR THE PURPOSE OF AMENDING HOURS OF OPERATION AND EXPIRATION AND ADDING A CLAUSE FOR NO SOLICITING SIGNAGE AND PERMIT REVOCATION, THEREFORE PROVIDING A SAVINGS CLAUSE AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE IMMEDIATELY UPON ITS PASSAGE.

WHEREAS, The City of Richwood finds it necessary to amend the provisions of the Code of Ordinance for the itinerant merchants, peddlers, solicitors, etc.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RICHWOOD THAT:

Section 1. Section 8-24 – Hours of operation is hereby amended to read:

The only times that peddlers or itinerant *merchants* may operate within the city are between the hours of ~~8:00 a.m. and 8:00 p.m.~~ **9:00 a.m. and 5:00 p.m.**, Monday through Friday.

Section 2. Section 8-25 – No soliciting signage is hereby added to read:

Soliciting at a location posted as “NO SOLICITING” or a similar sign is cause for immediate revocation of the permit and possible criminal charges.

Section 3. Section 8-56 – Fee, expiration is hereby amended to read:

- (a) The city secretary shall issue a license required by this division upon the payment of the fee by the applicant **and satisfactory results from a local records check. This process could take up to five business days.**
- (b) All licenses to be issued pursuant to this division shall be valid for a period of ~~12-months~~ **3 months** from the date of issuance.
- (c) The city secretary shall issue a license without the payment of a fee in those situations requiring registration only, such situations being:
 - (1) Persons engaged in interstate commerce.
 - (2) Sales made in the usual course of business.
 - (3) Vendors of dairy or farm products.
 - (4) Charitable or philanthropic purposes.

Section 4. Section 8-57 – Revocation of permit is hereby added to read:

Permits may be revoked for violation of this article or by cause deemed justifiable by the City Secretary. Applicants or companies whose certificates are revoked are not eligible for reapplication for six months from the date of the revocation. The revocation of certification twice in a twenty-four-month period will prevent issuance for one year from the date of the last revocation.

Section 5. That if any provision of this ordinance or application thereof to any person or circumstance is held invalid by any court, such holding shall not affect the validity of the remaining portions of this ordinance, and the City Council of the City of Richwood, Texas, hereby declares that it would have enacted such remaining portions despite any such invalidity.

Section 6. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict only.

Section 7. The City Secretary shall publish the caption of this ordinance within ten (10) days of the final passage in the City's official newspaper. This ordinance shall take effect immediately after adoption.

Passed and adopted on this 9th day of December 2024.

Michael Durham, Mayor

ATTEST:

Kirsten Garcia, City Secretary

APPROVED AS TO FORM:

City Attorney