



City of Orchard

ORDINANCE NO. 105-2014

AN ORDINANCE OF THE CITY OF ORCHARD, TEXAS, AMENDING AN ORDINANCE PASSED AND APPROVED ON THE TENTH DAY OF SEPTEMBER, 1980, DEFINING ITINERANT VENDORS, SOLICITORS AND PEDDLERS, REQUIRING A LICENSE TO SELL, OFFER FOR SALE, EXHIBIT FOR SALE, OR EXHIBIT FOR THE PURPOSE OF TAKING ORDERS FOR THE SALE OF GOODS AND MERCHANDISE; PROVIDING FOR AN APPLICATION AND BOND; PROVIDING FOR ISSUANCE OF A LICENSE AND THE FEE THEREFOR; RESTRICTING THE TRANSFER OF THE LICENSE; LIMITING THE DURATION OF THE LICENSE; PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE; ESTABLISHING EXEMPTIONS FROM THE ORDINANCE; PROHIBITING GOING UPON PRIVATE PROPERTY WITHOUT INVITATION; PROHIBITING REFUSING TO LEAVE; PROVIDING A PENALTY OF A FINE NOT TO EXCEED \$1000.00 FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORCHARD, TEXAS,

Section 3, Paragraph D- be amended to read as follows:

A bond in the sum of not less than \$10,000.00, executed by the itinerate vendor as principal and two or more good and sufficient sureties satisfactory to the City Secretary, which bond shall be payable to the mayor and successors in office for the use and benefit of any person entitled thereto, and conditioned that the principal and surety will pay all damages to persons caused by, arising from or growing out of the wrongful, fraudulent or illegal conduct of such itinerant vendor while conducting the sale in the city. The bond shall remain in full force and effect for the entire duration of the license permit as provided herein and for two years thereafter.

Section 4; be amended to read as follows:

ISSUANCE AND FEE: The City Secretary shall issue to any itinerant vendor a license permit authorizing such itinerant vendor to sell, exhibit for sale or exhibit for the purpose of taking orders for the sale thereof, in the city, his goods or merchandise only after such itinerant vendor has full complied with all provisions of this article and made payment of \$500.00 for such permit or license.

Section 7; be amended to read as follows:

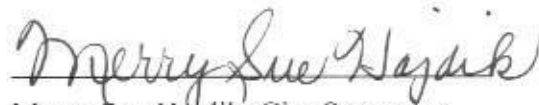
PENALTY: Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not more than \$1000.00. Each sale, offer for sale, exhibition for purpose of sale, or exhibition for the purpose of taking orders for the sale thereof in violation of the ordinance shall be a separate offense.

PASSED, APPROVED, and ADOPTED this 14th day of April 2014.



Rod Pavlock, Mayor

ATTEST:



Merry Sue Hajdik, City Secretary