

Article IV Peddlers and Solicitors

Section 4.01 Definitions

In this Code:

Actively Supervised: Means oversight and supervision by an adult person at least eighteen (18) years of age who is physically located within one hundred feet (100') of a child Solicitor sixteen (16) years of age or less for whom the supervisor is responsible at all times when such child Solicitor is engaged in Soliciting.

Agent: Means any Person contracting with the holder of a Permit, secured pursuant to the terms of this Article to advertise, distribute or sell products under such Permit.

Applicant: Means any Person that requests a Permit for Solicitation as required by this Article.

Charitable Solicitations and Charitable Solicitations Campaign: Means any course of conduct whereby any Person solicits property or financial assistance of any kind, or sells or offers for sale or use any Goods or Merchandise, including without limitation, any article, tag, service, emblem, publication, ticket, advertisement, subscription or anything of value on the plea or advertisement, subscription or anything of value on the plea or representation that such sale or solicitation or the proceeds therefrom are for a charitable, educational, patriotic or philanthropic purpose.

Commercial Solicitations: Means any course of conduct whereby any Person engages in Soliciting of Goods or Merchandise, other than Charitable Solicitations or Religious Solicitations as defined herein.

Goods or Merchandise: Means and shall be construed to mean any service or personal property of any nature whatsoever except printed material.

Itinerant Vendor: Means a person who engages in a business of selling goods or services from any structure or vehicle which is not affixed to the ground, or from no structure or vehicle.

Mobile Food Unit: Means a vehicle from which food is distributed or served to an ultimate customer.

Person or Persons: Means an individual, corporation, association, church, organization, society or any other legal entity, including their employees, contractors, agents, members, and representatives.

Permit: Written documentation issued by the Town of Trophy Club Permitting Department authorizing activities in accordance with this Article.

Permitting Department: Means the office and individuals assigned to the office primarily tasked with issuing permits as required or authorized by the Town of Trophy Club.

Public Property: Means any property open or devoted to public use or owned by, leased to or under the control of the Town, including, but not limited to, buildings, facilities, sidewalks, streets, parkways, medians, right-of-way easements and parks.

Religious Solicitation and Solicitations For a Religious Purpose: Means and includes any course of conduct whereby any Person, Solicits property or financial assistance of any kind or sells or offers for sale

Section 4.02 Commercial Solicitation

A. Permit Required

Except as expressly provided herein, it shall be unlawful for a person to conduct any Commercial Solicitation in the Town without first having in his or her possession a valid written Permit therefore issued by the Town.

B. Affirmative Defenses to Permit Requirement

The following shall be affirmative defenses to prosecution for violation of applicable Permitting requirements set forth in this Article:

1. That the Solicitor is on the property by express invitation of the Person residing on or controlling such premises.
2. That the Solicitor is a wholesale agent or factory representative who sells or exhibits for sale goods, wares or merchandise and was Soliciting a person or persons engaged in the business of buying, selling and dealing in the same type of goods or merchandise
3. That the Solicitor was operating under a license granted by a state agency or the Town of Trophy Club authorizing the sale of property or services which the Solicitor wishes to sell in the Town.
4. That the Solicitor was Soliciting newspaper sales or sales of publications or other printed material which deal with the dissemination of information or opinion; however, this defense is not available for a violation of Section 4.02(L), Section 4.02 (M), or Section 4.05 of this Article.
5. That the solicitation takes place upon the premises owned, leased or controlled by the Solicitor or by his employer.

C. Application For Permit

1. Any Person desiring to Solicit within the Town shall file a written application for a Permit to do so with the Permitting Department, which application shall show:
 - a. The name and address of the Applicant; if the Applicant is an association, company or corporation, then it shall state its name along with the names of the Persons who will be soliciting in the Town;
 - b. The name and address of the employer or firm which such Applicant represents;
 - c. If the Applicant is a corporation, or if the individual is employed by a corporation, the date and place of incorporation;
 - d. The names of other communities in which the Applicant has worked as a Solicitor in the past twelve (12) months; and if he was employed by a different company in the other communities; the names of those companies shall also be stated;
 - e. The nature of Goods or Merchandise to be sold or offered for sale or the nature of the services to be furnished;
 - f. Whether such Applicant upon such order so obtained will demand, accept or receive

- payment or deposit of money in advance of final delivery;
- g. The period of time such Applicant so wishes to Solicit in the Town;
 - h. An outline of the method or methods to be used in conducting the Solicitations;
 - i. A physical description of the Applicant which includes sex, height, hair and eye color, date of birth, driver's license number and the name of the state issuing the driver's licenses; and
 - j. Whether the Applicant or any Person soliciting pursuant to the Applicant's Permit has been convicted within the five (5) years preceding the date of the application of murder, burglary, theft, fraud, robbery, rape, any drug-related felony or is a registered sex offender.
- 2. Such application shall also show satisfactory written proof of the Applicant's authority to represent the company or individual such Applicant states that he represents.
 - 3. The application shall be accompanied by a Fifty Dollar (\$50.00) fee and no Permit hereunder shall be issued until such fee has been paid by the Applicant.
 - 4. A Permit requested under this Section shall be issued for the length of time requested, not to exceed twelve (12) months. Upon expiration of one Permit, the Solicitor may apply for a new Permit in the same manner prescribed by this section for a new Permit.
 - 5. The Permitting Department shall require the Applicant to provide documentation from the Texas Department of Public Safety that neither the Applicant nor any of the Applicant's agents have been convicted within the five (5) years preceding the date of the application of murder, burglary, fraud, theft, robbery, rape, any drug-related felony or are registered sex offenders.

D. Issuance of Permits; Bond Required

- 1. Where the Applicant for a Permit to Solicit within the Town shows that the Applicant will not demand, receive or accept payment and/or deposit of money in advance of final delivery of Goods or Merchandise to be Solicited by such Applicant and/or Applicant's agents, it shall be the duty of the Permitting Department to issue to such Applicant a Permit to Solicit the Goods or Merchandise identified in such Applicant's application within five (5) working days of the completion of the application and payment of the Fifty dollar (\$50.00) fee, unless it has been determined that the application contains false information or the Applicant and/or any of the Applicant's agents has been convicted within the five (5) years preceding the date of the application of murder, theft, fraud, burglary, robbery, rape, a drug-related felony or are a registered sex offender.
- 2. If the application for such Permit shows that such Applicant shall receive, demand or accept payment and/or deposit of money in advance of final delivery of Goods or Merchandise sold, then such application shall be accompanied by a bond in the penal sum of One Thousand Dollars (\$1,000.00) for an individual Permit executed by such Applicant as principal and a surety company licensed to do business as such in Texas. Such bond is to be conditioned upon making final delivery of such goods, merchandise, services, or anything of value in accordance with the terms of such order and/or orders obtained and which bond shall be used for the benefit of all Persons, who may pay in advance or make any advance deposit on the purchase of orders for Goods or Merchandise and such bond shall stipulate this obligation in its terms.
- 3. If the application contains false information or the Applicant and/or any Person operating

under the Applicant's Permit has been convicted within the five (5) years preceding the date of the application of murder, theft, fraud, burglary, robbery, rape, a drug-related felony or are a registered sex offender, the Permitting Department shall not issue the Permit.

E. Permit Holders and Identification Cards:

1. **Solicitor's Identification Cards.** Along with every individual Permit issued under the provisions of this Article, the Permit holder shall be issued a Solicitor's Identification Card which shall contain the information set forth in Section 2 below. The Applicant shall provide the Permitting Department with the names and addresses of all Persons Soliciting and for whom such Solicitor Identification Cards are required under this Section. Person to whom a Permit has been issued under this Section shall obtain a Solicitor's Identification Card for himself and for each Person Soliciting for or on behalf of such Permit holder.
2. **Information on Solicitor's Identification Cards.** Solicitor's Identification Cards shall contain the name of the Permit holder, the address of the Permit holder, the name, address, date of birth, sex, hair and eye color, photograph, and signature of the Solicitor to whom such Solicitor's Identification Card is issued, a description of the purpose of the Solicitation for which the Permit has been issued, the signature of the Solicitor and the specific period of time during which the Solicitor is authorized to Solicit on behalf of the Permit holder. The Solicitor's Identification Card shall also contain the following language prominently printed in either red or bold face type: "This identification card is not an endorsement of the Solicitation by the Town of Trophy Club or its officers, officials, or employees. It is your duty to verify all information given to you by this Solicitor."
3. **Possession and Display of Solicitor's Identification Card and Permit.** No Person shall Solicit without the Solicitor's Identification Card and a copy of the Permit in his possession. The Solicitor's Identification Card shall be prominently displayed on the person of the Solicitor at all times while engaged in Solicitation within the Town. Upon the request of any Person to whom a Solicitation is being made or upon the request of a peace officer, a copy of the Permit issued by the Town of Trophy Club shall be shown. It shall be unlawful for any Person to Solicit in the Town without having the required Permit and/or Solicitor's Identification Card on his person. It shall be unlawful for any Person Soliciting to fail or refuse to show or display such Permit or Solicitor's Identification Card upon the request of a Person Solicited or of a peace officer.

F. Appeal From Denial or Revocation of Permit

Should an Applicant be denied a Permit, or have a Permit revoked, he may appeal that action to the Town Council by submitting a letter to the Town Secretary's office within ten (10) days of the effective date of the denial or revocation. A hearing on the denial or revocation will then be scheduled for the next regular meeting of the Trophy Club Town Council for which all legal requirements can be met. The Trophy Club Town Council will render a decision on the appeal within ten (10) days of the hearing.

G. Prohibited Conduct

It shall be unlawful for a Person engaged in solicitation to:

1. Misrepresent the purpose of the Solicitation;
2. Misrepresent the affiliation of those engaged in the Solicitation;

3. Continue efforts to Solicit from an individual once that individual informs the Solicitor that he does not wish to give anything to or buy anything from that Solicitor;
4. Represent the issuance of any Permit under this Article as an endorsement or recommendation of the Solicitation by the Town of Trophy Club;
5. Go on property upon which the owner of the property or the person controlling the property has posted signs prohibiting Solicitation;
6. Remain on property after the owner of the property or person controlling the property has instructed the Solicitor to leave; or
7. Conduct any form of Solicitation during prohibited hours as set forth in Section 4.05.

H. Sale of Fresh or Frozen Meats and Seafood Prohibited on Public Property.

It shall be unlawful for any Person to Solicit or exhibit for sale fresh or frozen meats or frozen seafood upon any Public Property within the Town.

I. Sale of Fresh or Frozen Meats or Seafood by Itinerant Vendors Prohibited.

1. It shall be unlawful for any itinerant vendor to Solicit or exhibit for sale fresh or frozen meats or seafood within the Town.
2. It shall be an affirmative defense to Section 4.02(H and I.1) if the Solicitor is a wholesale agent, factory representative or other Person who sells or exhibits for sale fresh or frozen meats or seafood and was soliciting Persons engaged in the business of buying and selling fresh or frozen meats and such Solicitation does not occur on Public Property.

J. Unlawful to Solicit Occupants of Vehicles on Paved Surface or Shoulder of Public Streets.

1. It shall be unlawful for any Person to Solicit the occupant of any vehicle located upon the paved surface or shoulder of any public street, highway or road within the Town.
2. It shall be an affirmative defense to prosecution under Section 4.02(J.1) if the Solicitation was for the sale of newspapers or publications or other printed material which deal with the dissemination of information or opinion; however, this defense is not available for a violation of Section 4.02(L), Section 4.02 (M), or Section 4.05 of this Article.

K. Unlawful to Solicit or to Erect Structures on Public Property.

1. It shall be unlawful for any person to occupy any Public Property in the Town for the purpose of Soliciting.
2. It is an affirmative defense to prosecution under this Section if a person engaged in Soliciting:
 - a. Possesses a contract with the Town to operate a concession on designated areas of Public Property; or
 - b. Possesses a vendor's permit for prepared frozen dairy food products or frozen desserts to be sold from a Mobile Food Unit on the streets and which unit remains in the same place no more than five (5) minutes and then moves on to a new location after each

sale; however, this defense is not applicable to the sale of prepared frozen dairy food products and frozen deserts to be sold from a mobile food unit or otherwise upon the Major Thoroughfares identified by Section 4.02(M); or

- c. Is Soliciting, distributing or offering for sale only printed matter on streets, sidewalks or rights-of-way other than those Major Thoroughfares listed in Section 4.02(M); or
 - d. Is operating a vehicle for hire pursuant to a franchise, license, or Permit of the Town of Trophy Club or State of Texas; or
 - e. Has been granted permission by agreement approved by the Town Council.
3. It shall be unlawful for any Person to erect, construct, build, place or maintain any booth, stand or other structure, or vehicle, either permanent or temporary upon any Public Property with the intent of Soliciting from such structure or vehicle. It shall be an affirmative defense to prosecution under this Section if:
- a. The coin-operated newspaper vending machine is located upon public sidewalks and does not create a hazard to pedestrians or vehicular traffic; or
 - b. The Person possesses a contract with the Town to operate a concession on designated areas of public property; or
 - c. The Person has been authorized to do so at a special event by the Town Council; or
 - d. The Person possesses a vendor's Permit for prepared frozen dairy food products or frozen desserts to be sold from a mobile food unit on the streets and which unit remains in the same place no more than five (5) minutes and then moves on to a new location after each sale; however, this defense is not applicable to the sale of prepared frozen dairy food products or frozen desserts to be sold from a mobile food unit or otherwise upon those major thoroughfares listed in Section 4.02(M).

L. Newspaper and Publication Sales

It shall be unlawful for any Person to Solicit or to give newspapers or publications to any occupant of any vehicle which is located in a traffic lane or shoulder of any of the major thoroughfares set forth in Section 4.02(M).

M. Major Thoroughfares

The rights-of-way, highways, roads and streets and the intersections where other rights-of-way, highways, roads and streets intersect the rights of way, highways, roads and streets enumerated in the Town's Comprehensive Land Use Plan are declared to be major thoroughfares within the limits of the Town of Trophy Club for purposes of this Section. Except as specifically set forth herein, Solicitation upon Major Thoroughfares is prohibited.

N. Child Solicitations - Supervision of Child Solicitors

It shall be unlawful for any Person to use children sixteen (16) years of age or younger for Commercial Solicitation purposes unless such children are Actively Supervised by an adult Person who is permitted or registered as required by this Article.

(Ord. No. 86-12, § III, 4-14-86 Repealed by Ord. No. 92-22, § III, 12-15-92)
Code of Ordinances Cross Reference: (Soliciting Permit Fee), Chapter 1, § 8.11, Ord, 92-22, Ord. No.
2008-21, § II, 8-18-08 repealed Article IV.

or use any Goods or Merchandise, including without limitation, any article, tag, service, emblem, publication, ticket, advertisement, subscription or anything of value on the plea or presentation that such sale or solicitation or the proceeds therefrom are for a religious purpose, on Public Property, in any privately or publicly owned or controlled office building, or any other public or private place, or by house-to-house canvassing.

Shoulder: Means the unpaved section of highway, road, or street in the Town which is located in the public right-of-way and abuts the paved section of the highway, road or street and extends to the outside boundaries of the right-of-way.

Solicit or Soliciting: Means any course of conduct to sell or attempt to sell Goods or Merchandise, including without limitation, services or anything of value, or to take or attempt to take orders for the future delivery of Goods or Merchandise, or anything of value, or take or attempt to take orders for services to be furnished or performed in the future when the Solicitation occurs upon the premises of another or upon any Public Property.

Solicitation: Means the practice, act or instance of Soliciting as defined herein.

Solicitor: Means all Persons who solicit.

Town: Means the area within the corporate and extraterritorial boundaries of the Town of Trophy Club, Texas, and includes without limitation all private property and Public Property within those boundaries.

Vehicle: Means any device in, upon, or by which a person or property may be transported or drawn upon a street or sidewalk, including but not limited to motor vehicles, carts, wagons, cars, trucks and vans.

Ord. No. 86-12, § II, 4-14-86 Repealed by Ord. No. 92-22, § II, 12-15-92, Ord, 92-22, Ord. No. 2008-21, § II, 8-18-08 repealed Article IV.

Section 4.03 Charitable Solicitations

A. Permit Required / Display of Proof

1. It shall be unlawful to conduct any Charitable Solicitation Campaign in any office building, or on any Public Property or private place or by house-to-house canvass, unless the Person sponsoring the Charitable Solicitation Campaign shall first have obtained a Permit in compliance with the terms of this Section.
2. No Person shall engage in Charitable Solicitations under this Article without having in his possession a copy of the Permit or other documentation evidencing that a Permit has been issued by the Town for the Charitable Solicitations Campaign. The proof of registration shall be shown, upon request, to all Persons solicited and to any peace officer of the Town of Trophy Club.

B. Affirmative Defenses.

The following are Affirmative Defenses to the Permitting requirements of this Section:

- a. Any Charitable Solicitation by or from a Person who is a member of or is acting on behalf of an organization which solicits funds solely from its own members or from its own assemblies; not using Public Property for such purposes;
- b. Any Charitable Solicitation by or from a Person for or on behalf of a public or private school which controls the solicitation of funds by parent-teacher association organizations and the solicitation of funds by other activity groups which may be sponsored by the public or private school or by an association or club whose primary purpose is to sponsor certain student and parent activities for the benefit of such association, club or activity;
- c. Any Charitable Solicitation for the benefit of an individual or family that has suffered a personal tragedy resulting from personal injury, illness or the loss of housing; and
- d. Any Charitable Solicitations Campaign conducted through the use of television or radio as to those activities directly related to the use of television or radio.
- e. Members of bona fide full-time or volunteer fire departments or police departments when engaged in a Charitable Solicitations Campaign, including without limitation, the Muscular Dystrophy Foundation "Fill the Boot" campaign.

C. Application - Same Information to be Contained

1. A permit to conduct a charitable solicitations campaign on the streets or in any public place or A Permit to conduct a Charitable Solicitations Campaign on Public Property or private property in the Town shall be submitted in duplicate to the Permitting Department not less than five (5) working days (Monday through and including Friday) prior to the initiation of the proposed Charitable Solicitations Campaign. If the application is mailed to the Permitting Department, it must be received five (5) working days (Monday through and including Friday) prior to proposed date for the initiation of the proposed campaign. Such application shall be sworn to by the Applicant and shall contain, at minimum, the following information. A Permit will be issued upon the approval of the Permitting Department on or

before the fifth working day after its receipt or it shall be deemed denied. The Application shall contain:

- a. The full name of the organization applying for a Permit to Solicit and the address of the headquarters in the Town; if the organization is a chapter or other affiliate of an organization having its principal office outside the Town; the name and address of the parent organization.
- b. The names and addresses of all officers and directors or trustees of the organization and the name and city of residence of all officers, directors or trustees of the parent organization, if any.
- c. The purpose or purposes for which the gross receipts derived from such Solicitations or other activities are to be used.
- d. The name of the Person or Persons by whom the receipts of such Solicitation shall be disbursed; if the receipts are transmitted to a parent organization for further disbursement, detailed information on the methods of handling and disbursement of all funds and a detailed and complete financial statement of the parent organization for the last preceding fiscal year.
- e. The name and address of the Person or Persons who will be in charge of conducting the Charitable Solicitations Campaign and the approximate number of Persons who shall actually Solicit contributions.
- f. A physical description of the Applicant which includes sex, height, hair and eye color, date of birth, driver's license number and the name of the state issuing the driver's license, if applicable.
- g. Whether the Applicant has been convicted within the five (5) years preceding the date of the application of murder, burglary, theft, fraud, robbery, rape, any drug-related felony, or is a registered sex offender.
- h. An outline of the method or methods to be used in conducting the Charitable Solicitations Campaign.
- i. The period within which such Charitable Solicitations Campaign shall be conducted, including the proposed dates for the beginning and ending of such campaign.
- j. The total amount of funds proposed to be raised.
- k. The amount of all salaries, wages, fees, commissions, expenses and costs to be expended or paid to anyone in connection with such campaign, together with the manner in which such wages, fees, commissions, expenses and costs are to be expended, and the maximum percentage funds collected which are to be used to pay such expenses of Solicitation and collection.
- l. A full statement of the character and extent of the charitable, educational, patriotic or philanthropic work done by the applicant within the Town during the last preceding year.
- m. If the Applicant is a charitable corporation or other organization to which contributions are tax deductible for federal income tax purposes.

2. The Permitting Department shall require the Applicant to provide documentation from the

Texas Department of Public Safety that the Applicant has not been convicted within the five (5) years preceding the date of the application of murder, burglary, fraud, theft, robbery, rape, any drug-related felony, or is a registered sex offender.

D. Issuance of Permit / Duration of Permit

- a. **Issuance of Permit.** Upon receipt of a fully completed application, the Permitting Department shall issue a Permit unless it is determined that:
 - i. One or more of the statements made in the application are not true;
 - ii. The Applicant or Person in charge of the Charitable Solicitations Campaign has made or caused to be made false statements or misrepresentations to any member of the public with regard to the Charitable Solicitations Campaign or other activities described in the Permit, or has made or caused to be made false statements or misrepresentations in the application, or has in any way publicly represented that the Permit granted hereunder is an endorsement or recommendation of the cause for which the Charitable Solicitations Campaign is being conducted or has otherwise violated any of the terms of the Permit or this Article; or
 - iii. The Applicant has been convicted within the five (5) years preceding the date of the application of murder, burglary, fraud, robbery, theft, rape, any drug-related felony or is a registered sex offender.
- b. **Duration of Permit.** A Permit requested under this Section shall be issued for the length of time requested, not to exceed twelve (12) months. Upon expiration of one Permit, the Solicitor may apply for a new Permit in the same manner prescribed by this section for a new Permit.

E. Appeal From Permit Denial or Revocation

Should an Applicant be denied a Permit, or have a permit revoked, he may appeal that action to the Town Council by submitting a letter to the Town Secretary's office within ten (10) days of the effective date of the denial or revocation action. A hearing on the denial or revocation will then be scheduled for the next regular meeting of the Town Council for which all legal requirements can be met. The Town Council will render a decision on the appeal within ten (10) days of the hearing.

F. Responsibility for Acts of Solicitors

The Applicant for Permit for a Charitable Solicitations Campaign shall be liable for the acts of Persons Soliciting pursuant to his Permit in connection with such campaign.

G. Certain Methods of Solicitation Prohibited

1. It shall be unlawful for any Person to engage in Charitable Solicitations in the right-of-way or upon the paved portion or the median of any major thoroughfare listed in Section 4.02(M).

2. Notwithstanding the foregoing, a Charitable Solicitations Campaign that provides documentation that one hundred percent (100%) of the proceeds collected will be provided to the organization for which the solicitations are being made, may solicit in the areas defined by 4.02(M) as major thoroughfares under the following conditions:
 - a. The Charitable Solicitations Campaign is only allowed to Solicit between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday and between the hours of 7:00 a.m. and 5:00 p.m. on Saturdays; and
 - b. The Police Chief or his designee shall have the authority to order the suspension or cessation of the activities of one or more Persons acting pursuant to such Permit if, in the discretion of the Police Chief or his designee, such activities present a safety hazard to the general public or to the individual(s) soliciting.
3. It shall be unlawful for any Person to stop or attempt to stop any vehicle which is located upon the paved surface or shoulder of any public road, street or highway for the purpose of Soliciting a charitable contribution.
4. It shall be unlawful for any Person to obstruct a public sidewalk while engaged in Charitable Solicitation.

(Ord. No. 86-12, § IV, 4-14-86 Repealed by Ord. No. 92-22, § IV, 12-15-92)
Code of Ordinances Cross Reference: (Soliciting Permit Fee), Chapter 1, § 8.11, Ord, 92-22, Ord. No. 2008-21, § II, 8-18-08 repealed Article IV.

Section 4.04 Religious Solicitations

A. Registration Requirement

1. A Person sponsoring or otherwise conducting a Religious Solicitations Campaign shall register with the Town as required by this Section.
2. It shall be unlawful for any Person to conduct or sponsor any Religious Solicitations Campaign in any office building or any Public Property or private place, or by house-to-house canvass unless such Person shall first have registered with the Permitting Department in accordance with this Section.
3. It shall be affirmative defense to prosecution under this Section if a Person conducting a Religious Solicitation obtains a Charitable Solicitation Permit in compliance with Section 4.03 of this Code or a Commercial Solicitation Permit in compliance with Section 4.02 of this Code.

B. Form of Registration

1. A religious Solicitor required to register hereunder shall first register in person with the Permitting Department and shall provide the following information:
 - a. Name of registrant and his permanent address;
 - b. Name of the Person the registrant represents and the telephone number and address of its principal office;
 - c. Duration and location of the proposed Solicitation;
 - d. Method or methods to be used in conducting the Solicitations; and
 - e. Approximate number of participants who will be engaging in Religious Solicitations within the Town.
2. Registration expires after one year and must be renewed annually. If a change occurs in any of the information submitted with the registration, the registrant or organization shall notify the Permitting Department of the change as soon as possible.

C. Registration Card

1. Any Person who engages in Solicitations For a Religious Purpose, or has obtained a Permit to Solicit in compliance with Sections 4.02 (Commercial Solicitation) or 4.03 (Charitable Solicitation) of this Code and who is Soliciting for a religious purpose, by house to house canvass, on Public Property or private property, or in any other public place open to the general public, shall carry a copy of the registration as proof that the Religious Solicitations Campaign for which such Person is Soliciting has been properly registered with the Town
2. The proof of registration required by subsection (1) above shall:
 - a. Be a card or other documentation issued by the Permitting Department to the Person sponsoring or otherwise conducting the Religious Solicitations Campaign;
 - b. Identify the name of the name, address, date of birth, sex, hair and eye color of the Person sponsoring the Religious Solicitations Campaign and registered with the

Permitting Department; and

- c. Contain the statement "Religious Solicitations" or "Religious Solicitor" and the specific period of time during which the Solicitor is authorized to Solicit on behalf of the registered Person.
3. No Person shall engage in Religious Solicitations under this Article without having in his possession a registration card or other documentation evidencing that the Religious Solicitations Campaign has been registered with the Town. The proof of registration shall be shown, upon request, to all Persons solicited and to any peace officer of the Town of Trophy Club.

D. Certain Methods of Solicitations Prohibited

The following methods of Religious Solicitation are and shall be prohibited within the Town:

1. Except as expressly provided herein, it shall be unlawful for any Person to Solicit in the right-of-way or upon the paved portion or the median of any major thoroughfare set forth in Section 4.02(M).
2. It shall be unlawful for any Person to obstruct any public sidewalk within the Town when Soliciting.
3. It shall be unlawful for any person to Solicit during prohibited hours as set forth in this Article.

(Ord. No. 86-12, § V, 4-14-86 Repealed by Ord. No. 92-22, § V, 12-15-92) Ord, 92-22, Ord. No. 2008-21, § II, 8-18-08 repealed Article IV.

Section 4.05 Approved Times For Solicitation

1. Except as otherwise expressly provided herein, it shall be unlawful for any Person to conduct any form of Solicitation before the hour of 9:00 AM and after the hour 5:00 PM on any day of the week.
2. There shall be no Solicitation on Sunday, New Years Eve, New Years Day, Memorial Day (observed), Fourth of July, Labor Day (observed), Thanksgiving Day, the day after Thanksgiving, Christmas Eve, or Christmas Day.

(Ord. No. 86-12, § VI, 4-14-86 Repealed by Ord. No. 92-22, § VI, 12-15-92) Ord, 92-22, Ord. No. 2008-21, § II, 8-18-08 repealed Article IV.

Section 4.06 Penalty

Any person violating any of the provisions of this Code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine in a sum not to exceed Five Hundred Dollars (\$500.00) for each offense and a separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.

(Ord. No. 86-12, § VIII, 4-14-86 Repealed by Ord. No. 92-22, § VI, 12-15-92)