

**ORDINANCE NO. 1759
SERIES 2018**

**AN ORDINANCE REPEALING AND REENACTING WITH AMENDMENTS
CHAPTER 5.06 OF THE LOUISVILLE MUNICIPAL CODE REGARDING
SOLICITORS AND VENDORS**

WHEREAS, the City Council desires to replace the City's existing regulations concerning solicitors and vendors with new solicitor and vendor regulations; and

WHEREAS, for such purpose the City Council desires to repeal and reenact with amendments Chapter 5.06 of the Louisville Municipal Code.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOUISVILLE, COLORADO:

Section 1. Chapter 5.06 of the Louisville Municipal Code is hereby repealed and reenacted with amendments to read as follows:

Chapter 5.06

SOLICITORS AND VENDORS

- Sec. 5.06.010. Purpose of provisions.
- Sec. 5.06.020. All solicitations prohibited by posting of "No Solicitation" or "No Trespassing" sign.
- Sec. 5.06.030. Attempt to obtain invitation.
- Sec. 5.06.040. Sales on public property.
- Sec. 5.06.050. Violation; penalty.

Sec. 5.06.010. Purpose of provisions.

The purpose of this chapter is to protect the health, safety and welfare of the citizens and residents of the city through regulation and appropriate prohibitions of certain activities of solicitors and vendors.

Sec. 5.06.020. All solicitations prohibited by posting of "No Solicitation" or "No Trespassing" sign.

No person shall enter or remain upon any public or private premises or in any office building in the city, not having been requested or invited by the occupant thereof, for the purpose of soliciting the immediate or future purchase or sale of goods, services, or any other thing of value, or for the purpose of soliciting any gift or donation, when a "No Solicitation" sign or "No Trespassing" sign is posted at or near the entrance to such premise. This section shall apply to all solicitations, including without limitation, those that are by a religious, charitable,

school or civic organization, or other organization eligible for exemption under Section 501(c) of the Internal Revenue Code.

Sec. 5.06.030. Attempt to obtain invitation.

No person shall attempt to obtain, by telephone or otherwise, an invitation to visit any private residence or other private premises for the purpose of soliciting the purchase or sale of goods, services, or any other thing of value, by knowingly making a false or deceptive representation or statement.

Sec. 5.06.040. Sales on public property.

No person shall sell or offer for sale any goods, services, or any other thing of value from or upon any street, alley, sidewalk, park, or property owned or controlled by the public or by the city, except as may be authorized by the city council or its designee. The city council shall have the power to grant the privilege of conducting the activities described in this section pursuant to request, competitive bid, or otherwise as the council may from time to time determine. Such privilege shall be upon such terms and conditions as the city council deems appropriate to avoid an excess of vendors, derive revenue for the city, address public health and safety concerns, and to serve the public need. The city council delegates to the city manager or the manager's designee the power to act on behalf of the city council in granting the above privileges, subject to the same terms and restrictions set forth above.

Sec. 5.06.050. Violation; penalty.

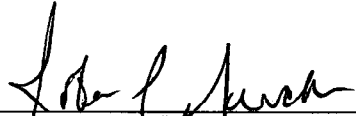
Any person who violates any provision of this chapter shall be guilty of a municipal offense, punishable as provided in section 1.28.010 of this code. Each and every day during any portion of which any violation of any provision of this chapter is committed, continued, or permitted by any such person shall be deemed a separate offense.

Section 2. If any portion of this ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part be declared invalid.

Section 3. The repeal or modification of any provision of the Municipal Code of the City of Louisville by this ordinance shall not release, extinguish, alter, modify, or change in whole or in part any penalty, forfeiture, or liability, either civil or criminal, which shall have been incurred under such provision, and each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings, and prosecutions for the enforcement of the penalty, forfeiture, or liability, as well as for the purpose of sustaining any judgment, decree, or order which can or may be rendered, entered, or made in such actions, suits, proceedings, or prosecutions.


Section 4. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

INTRODUCED, READ, PASSED ON FIRST READING, AND ORDERED PUBLISHED this 15th day of May, 2018.




Robert P. Muckle, Mayor

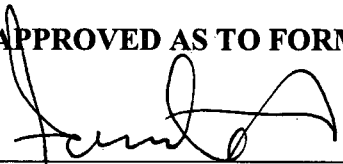
ATTEST:



Meredyth Muth, City Clerk

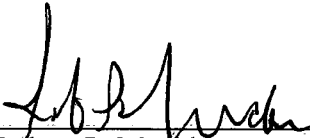


APPROVED AS TO FORM:




Light Kelly, P.C.
City Attorney

PASSED AND ADOPTED ON SECOND AND FINAL READING, this 5th day of June, 2018.



Robert P. Muckle, Mayor

ATTEST:



Meredyth Muth, City Clerk

