

ORDINANCE 14-03

AN ORDINANCE OF THE CITY OF WOODWAY, TEXAS; AMENDING CHAPTER 15, SOLICITORS AND PEDDLERS, OF THE CODE OF ORDINANCES OF THE CITY OF WOODWAY, TEXAS, SECTION 15-4 (ISSUANCE OF PERMIT; PERMIT FEE) AND SECTION 15-7 (PERMIT CARD); PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING CLAUSE, AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED WAS NOTICED AND WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODWAY, TEXAS:

SECTION I

That Chapter 15, Solicitors and Peddlers, of the Code of Ordinances of the City of Woodway, Texas, Section 15-4 (Issuance of permit; permit fee) is hereby amended, in its entirety, to read as follows:

Sec. 15-4. Issuance of permit; permit fee.

Said permit shall not be issued unless and until said applicant shall by said investigation be proven to have a reasonably good reputation for reliability and dependability. In order to defray part of the expense necessary to provide the surveillance, and inspection of persons, firms and corporations as required by the terms of this chapter, there is hereby fixed a permit fee or police tax which shall be collected from each person so engaged in the act of soliciting for orders of merchandise or the sale of merchandise who calls upon the premises of a private residence. The fee, which shall be established by resolution as part of the City of Woodway Master Fee Schedule, shall be paid to the court administrator who shall issue a receipt therefore on a form prepared by him for that purpose.

SECTION II

That Chapter 15, Solicitors and Peddlers, of the Code of Ordinances of the City of Woodway, Texas, Section 15-7 (Permit card) is hereby amended, in its entirety, to read as follows:

Sec. 15-7. Permit card.

Along with every permit issued under the provisions of this chapter, the permittee shall be issued a card which shall be wallet size and contain the following information: Name of permittee, permit number, date of expiration of permit and the signature of the Chief of Police. Such card shall be stamped with the city seal on the face thereof. It shall be unlawful for the permittee to engage in his business without having such card in his possession; and it shall further be unlawful for such permittee to fail or refuse to show or display such card upon the request of any person demanding the same. A fee is required to replace a permit card. Such fee, which shall be established by resolution as part of the City of Woodway Master Fee Schedule, shall be paid to the court administrator who shall issue a receipt therefore on a form prepared by him for that purpose.

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SECTION III

That if any provision of this ordinance is found by a Court of competent jurisdiction to be invalid, unconstitutional or unenforceable, or if the application of this ordinance to any person or circumstances is found to be invalid, unenforceable or unconstitutional, such invalidity, unenforceability or unconstitutionality shall not affect the other provisions or application of this ordinance which can be given effect without the invalid, unenforceable or unconstitutional provisions or application.

SECTION IV

That all ordinances, codes, regulations, policies and guidelines of and in the City of Woodway, in conflict herewith are hereby repealed to the extent of such conflict.

SECTION V

That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED this 24th day of March 2014.

CITY OF WOODWAY, TEXAS

Donald J. Baker, Mayor

ATTEST:

Jennifer Canady, City Secretary

APPROVED:

David E. Cherry, City Attorney