

## TITLE 4

### BUSINESS LICENSES AND REGULATIONS

Chapters:

- 4.04 Electric Franchise
- 4.08 Gas Franchise
- 4.12 Telephone Franchise
- 4.16 Cable Television Franchise
- 4.20 Occupational Licenses
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#### CHAPTER 4.04

#### ELECTRIC FRANCHISE

Sections:

- 4.04.01 Electric franchise granted to Carroll Electric Cooperative Corporation
- 4.04.02 Fee
- 4.04.03 Franchise payments
- 4.04.04 Wire changes
- 4.04.05 Trimming of trees
- 4.04.06 No power attachments by the city
- 4.04.07 Privileges
- 4.04.08 Street lighting
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4.04.01 Electric Franchise granted to Carroll Electric Cooperative Corporation The Carroll Electric Cooperative Corporation shall continue to operate its electrical power system and all business incidental thereto or connected with the conducting of business system engaged in the sale of electrical power and energy within the corporate limits of the city of Huntsville, Arkansas, as heretofore allocated to the Carroll Electric Cooperative Corporation by the Arkansas Public Service Commission.

The said Carroll Electric Cooperative Corporation shall continue to exercise its rights to place, remove, construct, extend and maintain its said construction and appurtenances thereto, along, over, across, through and above and under all public streets, alleys, avenues and the public grounds and places in certain areas heretofore allocated by the Arkansas Public Service Commission and within the corporate limits of the city of Huntsville, Arkansas, as said corporate

limits are now located or as may be located within the area assigned to the Carroll Electric Cooperative Corporation by the Arkansas Public Service Commission. (Ord. No. 89-6, Sec. 1.)

4.04.02 Fee That the Carroll Electric Cooperative Corporation shall pay to the city of Huntsville, Arkansas, a sum equal to five (5%) percent of its gross receipts for sale of electrical power to domestic and commercial consumers within the territory served by the Carroll Electric Cooperative Corporation within the corporate limits of the city of Huntsville as now located or as may be hereafter located, said sum to be paid in monthly payments to the city of Huntsville, Arkansas, on or before the 15th day of each month of operation, commencing with all bills issued after April 30, 2005. (Ord. No. 05-3, Sec. 1.)

4.04.03 Franchise payments The franchise payments provided for herein required shall be in lieu of all other charges, licenses, fees or impositions (other than the usual general ad valorem taxes) which may be imposed by the city of Huntsville, Arkansas, under authority conferred by law. (Ord. No. 89-6, Sec. 3.)

4.04.04 Wire changes The Carroll Electric Cooperative Corporation on the request of any person shall remove or raise or lower its wires temporarily to permit the moving of houses or other structures. The expense of such temporary removal, raising or lowering of wires shall be paid by the party or parties requesting the same, and Carroll Electric Cooperative Corporation shall be given not less than forty-eight hours advance notice to arrange for such temporary wire changes. (Ord. No. 89-6, Sec. 4.)

4.04.05 Trimming of trees Permission is hereby granted to the Carroll Electric Cooperative Corporation to trim trees upon and overhanging streets alleys, avenues, sidewalks and public places of said city as to prevent the branches of such trees from coming in contact with the wires and cables of the Carroll Electric Cooperative Corporation. (Ord. No. 89-6, Sec. 5.)

4.04.06 No power attachments by the city Nothing in this Ordinance contained shall be construed to require or permit any electric light or power wire attachments by the city or for the city, then a separate non-contingent agreement shall be pre-requisite to such attachments. No free service is to be furnished by Carroll Electric Cooperative Corporation to the city of Huntsville, Arkansas. (Ord. No. 89-6, Sec. 6.)

4.04.07 Privileges Nothing herein contained shall be construed as giving to the Carroll Electric Cooperative Corporation any privileges outside of the portion of the city of Huntsville, Arkansas now or hereafter allocated to it by the Arkansas Public Service Commission, nor shall it effect any prior or existing rights to the Carroll Electric Cooperative Corporation to maintain an electrical power system within the city of Huntsville, Arkansas. (Ord. No. 89-6, Sec. 7.)

## CHAPTER 4.08

### GAS FRANCHISE

Sections:

- |         |   |
|---------|---|
| 4.08.01 | Gas Franchise granted to Arkansas Western Gas Company |
| 4.08.02 | Fee   |
| 4.08.03 | Franchise payments                                    |
| 4.08.04 | Privileges  |

4.08.01 Gas Franchise granted to Arkansas Western Gas Company That the Arkansas Western Gas Company shall continue to operate its natural gas system and all business incidental thereto or connected with the conducting of business system engaged in the sale of natural gas within the corporate limits of the city of Huntsville, Arkansas, as heretofore allocated to the Arkansas Western Gas Company by the Arkansas Public Service Commission

The said Arkansas Western Gas Company shall continue to exercise its right to place, remove and construct appurtenances thereto, along, across, through, and under all public streets, alleys, avenues, and the public grounds and places in certain areas heretofore allocated by the Arkansas Public Service Commission and within the corporate limits of the city of Huntsville, Arkansas as said corporate limits are now located or as may be located within the area assigned to the Arkansas Western Gas Company by the Arkansas Public Service Commission.  
(Ord. No. 89-5, Sec. 1.)

4.08.02 Fee That the Arkansas Western Gas Company shall pay to the city of Huntsville, Arkansas, a sum equal to five percent (5%) of its gross receipts for the sale of natural gas to commercial and domestic consumers within the territory served by the Arkansas Western Gas Company within the corporate limits of the city of Huntsville, Arkansas as now located or as may be hereafter located, and said sum to be paid in monthly payments to the city of Huntsville, Arkansas, on or before the 15th day of each month of operation, commencing with all billings issued after April 30, 2005. (Ord. No. 05-3, Sec. 2.)

4.08.03 Franchise payments The franchise payments provided for herein shall be in lieu of licenses, fees or impositions (other than the usual general ad valorem taxes) which may be imposed by the city of Huntsville, Arkansas, under authority conferred by law. (Ord. No. 89-5, Sec. 3.)

4.08.04 Privileges Nothing in this ordinance contained shall be construed to require free service to be furnished by Arkansas Western Gas Company to the city of Huntsville, Arkansas.

Nothing herein contained shall be construed as giving to the Arkansas Western Gas Company any privileges outside of the portion of the city of Huntsville, Arkansas now or hereafter allocated to it by the Arkansas Public Service Commission, nor shall it affect any price or existing rights to the Arkansas Western Gas Company to maintain a natural gas system within the city of Huntsville, Arkansas. (Ord. No. 89-5, Secs. 4-5.)

## CHAPTER 4.12

### TELEPHONE FRANCHISE

Sections:

- |         |   |
|---------|---|
| 4.12.01 | Franchise granted to Madison County Telephone Company |
| 4.12.02 | Franchise fee   |
| 4.12.03 | Franchise payments                                    |
| 4.12.04 | Wire changes  |
| 4.12.05 | Permission to trim trees                              |
| 4.12.06 | Privileges not given                                  |

4.12.01 Franchise granted to Madison County Telephone Company The Madison County Telephone Company, Inc. shall continue to operate its telephone system and all business incidental thereto or connected with the conducting of business systems engaged in the sale of telephone service within the corporate limits of the city of Huntsville, Arkansas, as hereafter allocated to the Madison County Telephone Company, Inc. by the Arkansas Public Service Commission.

The said Madison County Telephone Company, Inc. shall continue to exercise its rights to place, remove, construct, extend and maintain its said construction and appurtenances thereto along, over, across, through and above and under all public streets, avenues, alleys and public grounds and places in certain areas heretofore allocated by the Arkansas Public Service Commission and within the corporate limits of the city of Huntsville, Arkansas as said corporate limits are now located or as may be located within the area assigned to the Madison County Telephone Company, Inc. by the Arkansas Public Service Commission. (Ord. No. 89-7, Sec. 1.)

4.12.02 Franchise fee That the Madison County Telephone Company, Inc. shall pay to the city of Huntsville, Arkansas, a sum equal to five (5%) percent of its gross receipts for sale of local access telephone service to domestic and commercial consumers within the territory served by the Madison County Telephone Company, Inc. within the corporate limits of the city of Huntsville, Arkansas, as now located or as may be hereafter located, said sum to be paid monthly to the city of Huntsville, Arkansas, on or before the 15th day of each month of operation, commencing with all billings issued after April 30, 2005. (Ord. No. 05-3, Sec.32.)

4.12.03 Franchise payments The franchise payments provided for herein required shall be in lieu of all other charges, licenses, fees or impositions (other than the usual general ad valorem taxes) which may be imposed by the city of Huntsville, Arkansas, under authority conferred by law. (Ord. No. 89-7, Sec. 3.)

4.12.04 Wire changes The Madison County Telephone Company, Inc. on the request of any person shall remove or raise or lower its wires temporarily to permit the moving of houses or other structures. The expense of such temporary removal, raising or lowering of wires shall be paid by the party or parties requesting the same, and the Madison County Telephone Company, Inc. shall be given not less than forty-eight hours advance notice to arrange for such temporary wire changes. (Ord. No. 89-7, Sec. 4.)

4.12.05 Permission to trim trees Permission is hereby granted to the Madison County Telephone Company, Inc. to trim trees upon and overhanging streets, avenues, alleys, sidewalks and public places of said city as to prevent the branches of such trees from coming in contact with the wires and cables of the Madison County Telephone Company, Inc. (Ord. No. 89-7, Sec. 5.)

4.12.06 Privileges not given Nothing in this ordinance contained shall be construed as giving to the Madison County Telephone Company, Inc. any privileges outside of the portion of the city of Huntsville, Arkansas now or hereafter allocated to it by the Arkansas Public Service Commission, nor shall it affect any prior or existing rights of the Madison County Telephone Company, Inc. to maintain its telephone service within the city of Huntsville, Arkansas. (Ord. No. 89-7, Sec. 6.)

## **CHAPTER 4.16**

### **CABLE TELEVISION FRANCHISE**

#### **Sections:**

- 4.16.01 Cable Franchise granted to Madison County Cable, Inc.
- 4.16.02 City is held harmless from all damages
- 4.16.03 Franchise fee
- 4.16.04 Rights and privileges
- 4.16.05 Use tax

4.16.01 Cable Franchise granted to Madison County Cable, Inc. That Madison County Cable, Inc. shall have the exclusive right and franchise to furnish and operate its wire reception of television programming and all business incidental thereto or connected with the conducting of a business system engaged in furnishing wire reception television programs within the corporate limits of the city of Huntsville, Arkansas.

The said Madison County Cable, Inc. shall continue to have and exercise the right to erect and maintain such poles, wires, fixtures, and related equipment along streets, avenues, alleys, roads, highways and other public places of the city of Huntsville as may be necessary and convenient for its business as a television signal furnisher in supplying the citizens of the city of Huntsville and the public in general; and to use and occupy for its television wires and cables the streets, avenues, alleys, roads, highways, and other places within said city for the purpose of erecting, constructing, laying, owning, leasing, maintaining, or otherwise repairing or operating such cable television system; said rights and uses to continue on the conditions and terms herein stated, and providing further that existing or hereafter erected utility poles may be used with the owner thereof; and providing further that the franchise holder shall place, construct and maintain their poles and wires so as not to interfere with the travel or use of such streets, avenues, alleys, roads, highways, and other public places of the city of Huntsville, and shall comply with all state and federal law concerning the cable wires and cable television system. (Ord. No. 00-2, Sec. 1.)

4.16.02 City if held harmless from all damages The franchise holder, Madison County Cable, Inc., shall hold the city of Huntsville free and harmless from any and all damages arising from any abuse or negligence of said franchise holder said poles, wires and equipment shall be so placed as not to interfere with the flow of water in any sewer, drain, or gutter, or with any gas or water pipe lines; and this privilege is made and shall be enjoyed subject to all reasonable regulations or ordinances of a police nature as the city may authorize, or may see proper from time to time to adopt, provided same shall not be destructive of the rights herein granted. (Ord. No. 00-2, Sec. 2.)

4.16.03 Franchise fee Madison County Cable, Inc. shall pay to the city of Huntsville, a sum equal to five per cent (5%) of its gross receipts for sale of local cable service to domestic and commercial consumers within the territory served by the Madison County Cable, Inc. within the corporate limits of the city of Huntsville, Arkansas, as now located or as may be hereafter located, said sum to be paid monthly to the city of Huntsville, Arkansas, on or before the 15<sup>th</sup> day of each month of operation, commencing with all billings issued after April 30, 2005. (Ord. No. 05-3, Sec. 4.)

4.16.04 Rights and privileges The rights, privileges and obligations herein provided shall continue for a period of ten years from the effective date of this ordinance. Provided further that Madison County Cable, Inc. shall have the option to extend the primary term of years for an additional ten years upon written notice to the city during the last year of the primary term, but not later than ninety (90) days before the end of the primary term. (Ord. No. 00-2, Sec. 4.)

4.16.05 Use tax In the event a one (1%) percent sales and use tax is submitted to and approved by the voters at an election called therefore, then and in that event the franchise fees and payments amended hereby shall revert back to three (3%) percent sixty (60) days after approval of the sales tax. (Ord. No. 05-3, Sec. 5.)

**CHAPTER 4.20****OCCUPATIONAL LICENSES****Sections:**

4.20.01	Occupational license
4.20.02	Fee
4.20.03	Exceptions
4.20.04	License for each business
4.20.05	Delivering merchandise
4.20.06	License due
4.20.07	Place designated
4.20.08	No transfer
4.20.09	Public posting
4.20.10	Fine

4.20.01 Occupational licenses That it shall be unlawful for any person, firm, individual, or corporation within the city limits of Huntsville, Arkansas, to engage in, carry on or follow any trade, business, vocation, profession, or calling without having first procured from the city, license hereinafter mentioned and provided in this ordinance for the privilege of engaging in, carrying on or following any such trade, business, profession, vocation or calling in said city of Huntsville, Arkansas. (Ord. No. 79-11, Sec. 1.)

4.20.02 Fee The said license as established by this ordinance, shall be respectively as follows, to-wit: Each and every person, firm, individual, corporation, association or agent occupying any room or building and offering for sale any goods, wares, merchandise or service representing an investment, shall pay a license tax/fee annually as follows:

One owner or employee (full or part time) - \$30.00 annual fee

Two to ten employees (full or part time) - \$50.00 annual fee

Eleven to 50 employees (full or part time) - \$75.00 annual fee

Above 50 employees (full or part time) - \$100.00 annual fee  
(Ord. No. 05-4, Sec. 1.)

4.20.03 Exceptions The provisions of this ordinance shall not apply to sales made to dealers by commercial travelers or selling agents in the usual course of businesses nor any sales of goods, wares or merchandise on the grounds of any agricultural society during the continuance of any annual fair held by such society, nor any sales by societies acting for charities, religious or public purpose. (Ord. No. 70-11, Sec. 3.)

4.20.04 License for each business Be it further ordained, that any person, firm or corporation engaged in two or more trades, callings, vocations, businesses or professions enumerated herein and for which a license is required, said persons shall be required to take a license for each separate line or trade, business, vocation, or profession. (Ord. No. 70-11, Sec. 4.)

4.20.05 Delivering merchandise Be it further ordained, that any wholesaler who sells and delivers merchandise or wares to anyone other than a holder of an occupation license issued by the city of Huntsville will be required to buy an occupation license in order to do business in the city of Huntsville, Arkansas. (Ord. No. 70-11, Sec. 4A)

4.20.06 License due All license under this ordinance are due and payable on or before July 31st. of each year, and shall be paid for one year in advance. Provided, however, that should any person, firm or corporation begin any business, trade, vocation or profession after January 31st of any year then and in that event the City Collector is authorized to collect one-half the stated license required for one year for license that will expire July 31<sup>st</sup> of that year. (Ord. No. 70-11, Sec. 5.)

4.20.07 Place designated That any person desiring to engage in any business for which a license is required under any ordinance of the city of Huntsville, and for which a fixed place of business is required shall designate the place at which said business is to be carried on, and the license shall, authorize the carrying on of such business only at such place and at no other place, unless a change of location of said business is noted upon the license receipt by the City Collector. For each place at which said business is carried on, a separate license fee shall be paid. (Ord. No. 70-11, Sec. 6.)

4.20.08 No transfer No license issued hereunder shall be transferred except by permission of the City Council of the city of Huntsville. (Ord. No. 70-11, Sec. 7.)

4.20.09 Public posting Each person, firm or corporation holding a license hereunder shall keep same posted in a conspicuous place and same shall be shown to any officer of the city demanding to see same. (Ord. No. 70-11, Sec. 8.)

4.20.10 Fine Any person, firm or corporation or agent thereof violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than the amount of the license provided for in the section violated nor more than double such amount for each offense and each day of said violation shall constitute a separate offense. (Ord. No. 70-11, Sec. 11.)



## CHAPTER 4.24

### MOBILE AND ITINERANT VENDERS

Sections:

4.24.01	Definitions
4.24.02	Requirements
4.24.03	Restrictions
4.24.04	Exemptions
4.24.05	Cleaning
4.24.06	License Revocation
4.24.07	Enforcement
4.24.08	Permit Restrictions
4.24.09	Fees
4.24.10	Violations
4.24.11	Definitions – Itinerant Vendors
4.24.12	Requirements for Itinerant Vendor
4.24.13	Equipment Requirements
4.24.14	Operation – Itinerant Vendors
4.24.15	Violations – Itinerant Vendors
4.24.16	Fees – Itinerant Vendors
4.24.17	Requirements for Peddlers and Solicitors
4.24.18	Exemptions – Peddlers and Solicitors
4.24.19	Other Regulations – Peddlers and Soliciting

4.20.01 Definitions When used in this chapter, the following words, terms, and phrases shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

- A. Goods, Wares, or Merchandise shall include but not be limited to food and drink, plants, arts and crafts, household items and furniture, clothing, used goods, small appliances, and cosmetics and beauty aids.
- B. Mobile Vending Unit shall include any motorized or non-motorized vehicle, trailer kiosk, pushcart, stand or other device designed to be portable and not permanently attached to the ground which is used to sell goods, wares, merchandise or food.
- C. Mobile Vendor shall include a person who peddles, vends, sells, displays or offers to sell good, wares or merchandise, or food from a mobile vending unit. (Ord. No. 2016-01, Sec. 1.)

4.20.02 Requirements Requirements:

- A. Mobile vendors need a privilege license.
- B. Mobile vendors need to get a city permit from the city clerk.
- C. The mobile vending unit shall not exceed 160 square feet in size.

- D. Mobile vendors must maintain on the site a minimum of three parking spaces designated for their use.
- E. If a health certificate is required, the vendor shall display the health certificate in a manner visible to customers.
- F. All signs must meet the requirements of a temporary sign.
- G. Mobile vendors need signed permission of the landowner. (Ord. No. 2016-01, Sec. 2.)

4.20.03 Restrictions Restrictions:

- A. Shall not be located to impede pedestrian traffic flow.
- B. Shall not be located to interfere with pedestrian or traffic line of sight.
- C. Shall not be located in the street right of way or within the clear sight triangle (see appendix 5 of the Standards and Regulations for the Development and Subdivision of Land).
- D. Shall not be located in residential zone.
- E. Shall not have a sound device that produces a loud and disruptive noise.

(Ord. No. 2016-01, Sec. 3.)

4.20.04 Exemptions The provisions of this chapter do not apply to:

- A. The placing and maintenance of unattended stands or sales devices for the sale, display or offering for sale of newspapers, magazines, periodicals and paper bound books.
- B. Farmers and growers selling fruits and vegetables which they have grown, provided these products are sold on parking lots where the owner has granted permission.
- C. Mobile vendors operating at special events, such as the County Fair, Relay for Life and the Rodeo.
- D. Charitable or non-profit events lasting less than 3 days. (Ord. No. 2016-01, Sec. 4.)

4.20.05 Cleaning Mobile vendors shall keep their vending sites clean and free of paper or refuse of any kind generated from the operation of their business. All trash or debris accumulating within 20 feet of any vending stand shall be collected by the vendor and deposited in the vendor's trash container. (Ord. No. 2016-01, Sec. 5.)

4.24.06 License Revocation Causes for revocations of License: Shall include but not be limited to the following:

- A. Fraud, misrepresentation, or knowingly making a false statement contained in the application for the permit.
- B. Fraud, misrepresentation, or knowingly making a false statement in the course of carrying on the business of the mobile vending site.
- C. Conducting the business of the mobile vending site in any manner contrary to the conditions of the permit.

- D. Conducting the business of the mobile vending site in such a manner as to create a public nuisance, cause a breach of the peace, constitute a danger to the public, health, safety, welfare of morals, or interfere with the rights of abutting property owners. (Ord. No. 2016-01, Sec. 6.)

4.24.07 Enforcement The local police department and/or code enforcement official shall be responsible for enforcing this ordinance. (Ord. No. 2016-01, Sec. 7.)

4.24.08 Permit Restrictions The granting of a permit for a mobile vending site as approved is nontransferable, shall be valid for 12 months and shall be valid only for the applicant and only at the location for which it is issued. A permit for a mobile vending site may be renewed annually so long as: (a) the applicant renews their privilege license with the City of Huntsville annually, (b) there have been no sustained complaints against the applicant and the mobile vending site within the last calendar year which resulted in the applicant losing their permit, (c) there are no pending complaints against the applicant and the mobile vending site, (d) there are no changes to the identity of the applicant, (e) there are no changes to the location of the mobile vending site, and (f) there are no changes to the use of the mobile vending site. (Ord. No. 2016-01, Sec. 8.)

4.24.09 Fees No fees. (Ord. No. 2016-01, Sec. 9.)

4.24.10 Violations The first violation shall get a warning and 10 days to come into compliance. The second Violation will receive a \$100.00 fine and 10 days to come into compliance. Any further violations will result in revocation. (Ord. No. 2016-01, Sec. 10.)

4.24.11 Definitions – Itinerant Vendors

- A. Ice cream truck – a vehicle in which ice cream, ice flavored with syrup or other like products are carried for the purposes of sale from the streets and sidewalks of Huntsville, AR.
- B. Ice cream vender – means a person offering ice cream, ice flavored with syrup like products from an ice cream truck.
- C. Itinerant vendor - means a business selling or dispensing food, goods, materials or services from a vehicle or other contrivance on the streets of Huntsville, AR.
- D. Itinerant vendor vehicle driver – means a person selling or dispensing food, goods, materials or services from a vehicle or other contrivance on the streets of Huntsville, AR.
- E. Peddler - means any person who goes upon the premises of private residence in the city, not having been invited by the occupant thereof, carrying or transporting goods, wares, merchandise or personal property of any nature and offering the same for sale. The definition includes any person who solicits orders and then makes deliveries to purchasers. Peddler does not include a person who distributes handbills or flyers for a commercial purpose, advertising an event, activity, good or service offered to a resident for purchase at a location away from his/her residence at a time different from the time of the visit.

- F. Slow signal arm – means a safety arm that can be extended horizontally from the traffic side of an ice cream truck and which is meant to promote pedestrian safety.
- G. Solicitor means any person who goes upon the premises of any private residence in the city, not having been invited by the occupant thereof, for the purpose of taking or attempting to take orders for the sale of goods, merchandise, wares, or other personal property of any nature for future delivery, or for services to be performed in the future. This definition also includes any person who, without invitation, goes upon private property, to request contribution of funds or anything of value, or sell goods or services for political, charitable, religious, or other noncommercial purposes. (Ord. No. 2016-1.)

#### 4.24.12 Requirements for Itinerant Vendor

- A. City privilege license.
- B. Mobile vendors permit for each unit.
- C. Liability insurance for each unit.
- D. Itinerant vendor vehicle driver permit requirements.
- E. Valid Arkansas Driver's license.
- F. Vendor must be at least 18 years of age.
- G. Vendor must not have been convicted of felony in last 5 years.
- H. Vendor must not have been convicted of a felony for a sexual offense.
- I. Applicant must submit a request for a background check for criminal and traffic history to the AR State Police. Applicant then presents this history to the city clerk. (Ord. No. 2016-1.)

#### 4.24.13 Equipment Requirements

- A. Convex mirror mounted on the front of motorized vehicle so vendor can see in front of vehicle.
- B. Slow Children or Slow Children Crossing Sign in 6 inch letters on the front and back of the motorized vehicle.
- C. Trash receptacle.
- D. Slow arm signal that is yellow with black lettering (3-5 inches in height). (Ord. No. 2016-1.)

#### 4.24.14 Operation – Itinerant Vendors

- A. Itinerant street vendor shall not vend before 10 A.M. or 30 minutes after sunset.
- B. Itinerant vendor shall vend only on residential streets and only where the speed limit does not exceed 30 m.p.h.
- C. Itinerant vendors shall vend from right side of truck parked near the right edge of the street.
- D. Itinerant vendors shall not vend within 500 feet of a school during the hour before and the hour after the close of school on days the school is in session.
- E. Only prepackaged products may be vended unless the vendors have been issued a valid health permit from the state of Arkansas. A copy of the permit needs to be filed with the city clerk and a copy needs to be in the vending vehicle.

- F. Sound amplification equipment shall not be operated while the vehicle is parked for vending, within 250 feet of a church or school, or on non-residential streets. (Ord. No. 2016-1.)

4.24.15 Violations – Itinerant Vendors Persons in violation of this ordinance shall be subject to a warning for first offense, second offense a fine of \$100.00 and a third offense revocation of permit. (Ord. No. 2016-1.)

4.24.16 Fees – Itinerant Vendors No fees for itinerant vendor or itinerant vendor driver permits. (Ord. No. 2016-1.)

4.24.17 Requirements for Peddlers and Solicitors

- A. Peddlers and Solicitors should register with the police department:
  - B. Contact information.
  - C. Reference name with contact information.
  - D. Product description.
  - E. Estimated time period doing business in Huntsville, AR.
  - F. Prohibited from knocking on doors with a no solicitor notice.
  - G. Peddler or solicitor should not have been convicted of a felony in the last 5 years.
  - H. Peddler or solicitor should not have been convicted of a sexual offense or drug related offense.
  - I. Hours of operation limited to 9 A.M. to 6 P.M.
- (Ord. No. 2016-1.)

4.24.18 Exemptions – Peddlers and Solicitors Exemptions:

- A. Officers or employees of the local, state or federal government.
  - B. Charitable, religious or political representatives.
- (Ord. No. 2016-1.)

4.24.19 Other Regulations – Peddlers and Soliciting

- A. Soliciting from a vehicle on a public roadway is prohibited.
  - B. Charitable, political or religious organizations may solicit from city sidewalks.
- (Ord. No. 2016-1.)