

ORDINANCE NO. 2804

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 8 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 8-227 AND ADOPTING A NEW SECTION 8-227 RELATING TO SOLICITATIONS DURING CERTAIN HOURS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 8 of the Code of the City of Mesquite is hereby amended as follows, in all other respects said Chapter and Code to remain in full force and effect:

A. *That Section 8-227, Solicitations permitted only during certain hours and on certain days, is hereby deleted.*

B. That a new Section 8-227 is hereby adopted to read as follows:

Sec. 8-227. Solicitations permitted only during certain hours and on certain days.


No person shall go upon any residential premises and ring the door bell, or rap or knock upon the door, or create any sound in a manner calculated to attract the attention of the occupant of the residence, or by telephone contact the occupant of any residence, for the purpose of engaging in, or attempting to engage in, a home solicitation transaction, prior to 9:00 a.m. or after 8:00 p.m. of any day, Monday through Saturday, during the period of the year from April 1 to September 30th and prior to 9:00 a.m. or after 7:00 p.m. on any day Monday through Saturday during the period of the year from October 1 through March 31, or at any time on a Sunday, New Year's Day, July Fourth, Labor Day, Thanksgiving Day or Christmas Day. This section shall not apply to a visit to the premises as a result of a request made by the occupant.

SECTION 2. That all ordinances, or portions thereof, of the City of Mesquite in conflict with the provision of this ordinance, to the extent of such conflict are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Five Hundred (\$500.00) Dollars for each offense.

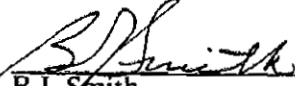
SECTION 4. The fact that the present ordinances of the City of Mesquite are inadequate to protect the health and welfare of the inhabitants of the City of Mesquite creates an urgency and an emergency and necessitates that this ordinance become effective immediately from and after its date of passage and the publication of its caption as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 6th day of April, 1992.




Cathye Ray
Mayor

ATTEST:

APPROVED:


B.J. Smith
City Attorney



Lynn Prugel
City Secretary