



City of Norman, OK

Municipal Building Council
Chambers
201 West Gray Street
Norman, OK 73069

Master

File Number: O-1112-29

File ID: O-1112-29

Type: Ordinance

Status: Non-Consent Items

Version: 1

Reference: Item No. 29

In Control: City Council

Department: Legal Department

Cost:

File Created: 01/31/2012

File Name: O-1112-29 Hours of Operation - Solicitor Peddler - conditions added to issuance of permits

Final Action:

Title: ORDINANCE NO. O-1112-29: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING ARTICLE I, SECTION 13-101, AND ARTICLE VIII, SECTION 13-2802, OF CHAPTER 13 OF THE CODE OF THE CITY OF NORMAN BY ADDING CONDITIONS FOR LICENSE/PERMIT ISSUANCE AND PROVISIONS FOR HOURS OF OPERATION FOR DOOR-TO-DOOR PEDDLERS AND SOLICITORS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

ACTION TAKEN: Motion to adopt or reject Ordinance No. O-1112-29 upon Second Reading section by section.

ACTION TAKEN: _____

ACTION TAKEN: Motion to adopt or reject Ordinance No. O-1112-29 upon Final Reading as a whole.

ACTION TAKEN: _____

Notes:

Agenda Date: 02/28/2012

Agenda Number: 29

Attachments: O-1112-29 (Permit Issuance), O-1112-29 (Permit Issuance) Annotated, October 5 Oversight Minutes

Project Manager: Leah Messner, Assistant City Attorney

Entered by: denise.johnson@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:

1	City Council	02/14/2012	Introduced and adopted on First Reading by title only
	Action Text:		Introduced and adopted on First Reading by title only
1	City Council	02/14/2012	
1	City Council	02/28/2012	

Text of Legislative File O-1112-29

Body

BACKGROUND: The Norman City Council adopted amendments to the Ordinances regulating Soliciting, Peddling, and Temporary Food in April and August 2011. Subsequent to these amendments, the City Council Oversight Committee met on October 5, 2011 to discuss the collection of sales tax from transient vendors. The Oversight Committee recommends an amendment to Chapter 13 that would require all applicants for City permits and/or licenses to remedy the delinquent status of any sales tax, Municipal Court fees or fines, utility bills, or other amount properly due and owing to the City of Norman.

In addition, the Police Department and City Clerk’s Office have received numerous complaints regarding solicitors and peddlers knocking on doors late into the evening. For that reason, staff suggests amending the ordinance to include hours of operation requirements for door-to-door solicitors and peddlers.

DISCUSSION: The first of the proposed changes is in Chapter 13, §13-101. The following language has been added in the attached draft as (c): A permit shall not be issued to an applicant that owes delinquent sales tax, Municipal Court fees or fines, utility bills, or any other amount properly due and owing to the City of Norman. By adding this language, applicants for any City license and/or permit regulated by Chapter 13 will be required to become current on any of the above taxes, fines, fees, bills, or other costs prior to the grant of a license. In this way, if transient vendors fail to remit sales taxes on an earlier sales trip to Norman and return for another solicitors’ permit, the Clerk’s Office will have the authority to deny that permit until any back taxes are paid.

The second of the proposed changes is in Chapter 13, §13-2802. The following language has been added in the attached draft: “Door-to-door peddlers and solicitors may only operate from the hours of 9:00 am to 8:00 pm or sunset whichever is earlier.” With the addition of this language, residents could not be disturbed in their homes before 9:00 am or after 8:00 pm or sunset whichever is earlier. If a door-to-door solicitor or peddler were to violate these hours of operation, they could be cited.

STAFF RECOMMENDATION: Based upon the above and foregoing discussion, it is the staff recommendation that Ordinance O-1112-29 be adopted.