

ORDINANCE NUMBER 2474

AN ORDINANCE AMENDING SECTION 9 OF ORDINANCE 2418: AN ORDINANCE REGULATING SOLICITING, PEDDLING, AND PANHANDLING

WHEREAS, on October 8, 2012, the City Council of the City of Vestavia Hills, Alabama, adopted and approved Ordinance Number 2418 – An Ordinance regulating soliciting, peddling and panhandling; and

WHEREAS, the Mayor and Council have agreed that it would be in the best public interest to amend Section 9 of said Ordinance Number 2418 entitled “SECTION 9. Residential ‘no soliciting’ notices.”

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, WHILE IN A REGULAR SESSION ON THE 28th DAY OF OCTOBER, 2013, that Section 9 of Ordinance Number 2418 entitled: “SECTION 9. Residential ‘no soliciting’ notices” shall be amended in its entirety as follows:

SECTION 9. Residential “no soliciting” notices.

- (a) Any occupant of a residence or occupants of a multi-family dwelling who desire(s) not to have solicitors call on said residence(s) shall give notice of the desire to refuse solicitors by displaying a clearly visible weatherproof placard no smaller than sixteen (16) square inches and no larger than ninety-four (94) square inches stating “No Soliciting” which shall be posted on or near the main entrance of the private property and not within the public right-of-way.
- (b) Residents of a residential subdivision may indicate their desire not to have solicitors call on any residences in that subdivision by giving notice of the desire to refuse solicitors by displaying a clearly visible weatherproof placard no smaller than ninety-four (94) square inches and no larger than two-hundred and twenty (220) square inches stating “No Soliciting” which shall be posted on or near the main entrance of the subdivision on private

property and not within the public right-of-way unless written permission is granted by the City Engineer.

- (c) The display of said placard shall be deemed to constitute notice to any solicitor that the inhabitant of the residence does not desire to invite solicitors.”

SECTION 13. Penalties.

Any person violating any provision of this Ordinance shall be issued a citation and shall be required to appear in the Vestavia Hills Municipal Court. Upon conviction, any such person shall be subject to any fines and other applicable court costs which may be assessed by the Vestavia Hills Municipal Court.

SECTION 14. Severability.

If any word, provision, clause, sentence, paragraph, or subsection of this Ordinance or the application thereof to any person or circumstances shall be held invalid by a court of competent jurisdiction then the remaining provisions of this Ordinance shall be in full force and effect.

SECTION 15. Effective date.

This Ordinance shall become effective immediately upon its adoption and publication or by its otherwise becoming a law.

DONE, ORDERED, ADOPTED AND APPROVED on this 28th day of October, 2013.

Alberto C. Zaragoza, Jr.
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2474 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 28th day of October, 2013 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills New Merkle House, Vestavia Hills Civic Center and Vestavia Hills Library in the Forest this the _____ day of _____, 2013.

Rebecca Leavings
City Clerk