

**ORDINANCE NO. 23-10-01**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GRANT, PERKINS COUNTY, NEBRASKA, AMENDING SECTION 5-201 – REGISTRATION; ISSUANCE OF PERMIT OF ARTICLE 2 – PEDDLERS AND SOLICITORS OF CHAPTER 5 – BUSINESS REGULATIONS OF THE CITY OF GRANT REVISED MUNICIPAL CODE – ADDING LANGUAGE CONCERNING FOOD TRUCKS; AND PROVIDING WHEN THIS ORDINANCE IS IN FULL FORCE AND EFFECT.**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRANT, PERKINS COUNTY, NEBRASKA** that the title of Article 2 and bullet C, D, and E of Section 5-201 Registration; Issuance of permit of Article 2 – Peddlers and Solicitors of Chapter 5 – Business Regulations of the Revised Municipal Code of the City of Grant, Perkins County, Nebraska be modified as outlined below:

**Article 2 – Peddlers, Solicitors, and Food Trucks**

**SECTION 5-201: REGISTRATION; ISSUANCE OF PERMIT**

A. To prevent the sale of fraudulent, dangerous, and unhealthful goods and services and to protect the public by maintaining records of the products sold and the persons and companies responsible for such sales, all peddlers, solicitors, and food truck operators shall register with the city clerk before doing business within the city. Said registration shall contain all the necessary information and documents required by the City Council.

B. It is hereby declared unlawful for any person to peddle or solicit upon the public streets or in any private residence's alms, gifts, or contributions for private benefit unless the person so soliciting shall have first secured a permit from the city clerk authorizing him or her to conduct such operations.

C. Food trucks are authorized to operate without a permit on private property so long as the truck and all equipment are completely contained on the private property and the vendor has obtained permission from the property owner. The truck, equipment, and/or the vending/serving side of the food truck may not impede normal sidewalk travel.

D. Food trucks are not authorized to operate without a permit from the city clerk on public property. To obtain a permit please visit Grant City Hall during normal business hours Monday through Friday, 7 A.M. to 4 P.M. except observed holidays. The food truck and all equipment may be parked on public property once the permit has been executed, but the truck, equipment, and/or the vending/serving side of the food truck may not impede normal sidewalk travel.

E. Any person or persons granted a peddlers', solicitors', or food truck permit shall be subject to any fees, occupation taxes, and other rules and regulations which the City Council deems appropriate for the purposes stated herein, as well as any fees set by the council by resolution and kept on file in the office of the city clerk.

F. Any permit so granted shall be subject to revocation for good and sufficient cause. It shall be unlawful for a solicitor, salesperson, or peddler to solicit without a proper permit on his or her person at all times.  
(Neb. Rev. Stat. §17-525)

**SECTION 5-202: EXCEPTIONS**

Nothing herein shall be construed to apply to any person or persons selling produce raised within the county, to wholesale salesmen soliciting merchants directly, or to a representative of a non-profit or charity organization soliciting on behalf of that organization.

**SECTION 5-203: HOURS**

It shall be unlawful to make calls as a solicitor or peddler to prospective customers before 9:00 a.m. or after 6:00 p.m. any day unless requested to do so by the prospective customer. (Neb. Rev. Stat. §17-134)

PASSED, APPROVED and ADOPTED on this 28<sup>th</sup> day of November 2023.

  
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Lisa Schmitt, Mayor

Attested to:

  
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Jessie Faber, City Clerk

