

ORDINANCE NO. 1539 - 2009

AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING CHAPTER 11 OF THE ROCKLEDGE CODE OF ORDINANCES BY ADDING A NEW SUBSECTION 11-10(10) TO LIMIT PEDDLERS, SOLICITORS OR CANVASSERS FROM ENGAGING IN SUCH ACTIVITIES EXCEPT DURING THE HOURS OF 8:00 A.M. AND 6:00 P.M.; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES.

WHEREAS, the citizens of Rockledge have requested that the business activities of peddlers, solicitors and canvassers within residentially zoned districts be limited to normal business hours to minimize intrusive activities on the residents' quiet enjoyment of their property; and

WHEREAS, the Rockledge City Council has determined that it would be in the best interest of all citizens to limit the hours during which activities of peddlers, solicitors and canvassers may take place within residentially zoned districts or on properties used for residential purposes in other zoning districts.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS:

SECTION 1. That Section 11-10 of the Rockledge Code of Ordinances is amended by adding a new subsection (10) as follows:

(10) *Limited hours of activity.* No peddler, solicitor or canvasser shall engage in any activities authorized by a business permit within residentially zoned districts or properties used for residential purposes in other zoning districts except during the hours of 8:00 a.m. and 6:00 p.m., inclusive. This restriction of business hours for peddlers, solicitors and canvassers within residentially zoned districts shall be placed on the business permit when issued.

SECTION 2. The provisions of this Ordinance are severable, and if any section, sentence, clause, or phrase hereof is for any reason held to be unconstitutional, invalid, or ineffective, such holding shall not affect the validity of the remaining portions of this Ordinance, it being expressly declared to be the City Council's intent that it would have passed the valid portions of this Ordinance without the inclusion therein of any invalid portion or portions.

SECTION 3. This Ordinance shall become effective ten (10) days following its adoption and signed by the Chairman of the City Council.

ADOPTED at a regular meeting of the City Council of the City of Rockledge, Florida, this 2nd day of December 2009.

/s/ Colleen M. Stuart
Chairman, City Council of the
City of Rockledge, Florida

ATTEST:

/s/ Betsi Beatty Moist
City Clerk

1st Reading: Nov 18, 2009

2nd Reading: Dec 02, 2009