

**Sec. 9-1, No Solicitation**

Section 1. It shall be unlawful for any person to go from house to house or from place to place in the City of Terrell Hills soliciting, selling or taking orders for services, goods, wares or merchandise without having first applied for and obtained a license so to do from the Secretary-Manager.

Section 2. Any person desiring the license referred to in the preceding section shall make and file with the Secretary-Manager a written application for same upon the form provided by the Secretary-Manager for this purpose. The information to be supplied by the applicant in said written application shall be substantially as follows:

(1) The applicant's name, residence, present address, and the name and addresses of at least four persons acquainted with the reliability and responsibility of the applicant, and the names and residence addresses of five or more persons with whom the applicant has in the past done business.

(2) The kind and character of the services, goods, wares or merchandise to be sold or offered for sale or for which orders will be solicited.

(3) Where the applicant, in conducting the activities for which the license is to be granted, will be acting as agent for another, firm or corporation, the application shall set forth the information required under Sub-Paragraph (1) of this Section as to the principal as well as to the agent. The application shall be accompanied by a current financial statement of the principal. Further, where the principal is a corporation incorporated under the laws of the State of Texas, the application shall be accompanied by a certified copy of its corporate charter or articles of incorporation. Where the principal is a foreign corporation, the application shall be accompanied by a certified copy of its permit to do business in the State of Texas.

Section 3. At the time such application is filed with the Secretary-Manager, the applicant shall deposit with the Secretary-Manager the sum of \$25.00 in cash, which sum shall be retained by the City as a fee for licensing and regulating the applicant and for regulation and investigation after issuance of the license, if a license is issued. If after investigation a license is refused, Ten Dollars of such \$25.00 shall be returned by the Secretary-Manager to the applicant or paid to his order. The remaining \$15.00 shall be retained by the City to cover the cost of investigation and processing the application.

Section 4. To assist in the investigation to be made of the applicant for such license, the applicant shall furnish a complete set of his fingerprints to the Chief of Police of the City and also a current photograph of himself to be affixed to the license if one is issued.

Section 5. After an application for a license has been received and filed by the Secretary-Manager and the sum of \$25.00 has been deposited with him, such application shall remain on file for sixty full days, during which time the Secretary-Manager shall proceed to investigate the reliability, responsibility and standing of the applicant, as well as the manner and methods used by the applicant in conducting his business.

Section 6. If after such investigation it shall appear to the Secretary-Manager that the applicant is reliable, responsible and of good standing and that the manner and methods of doing business followed by the applicant are such as would not result in cheating or defrauding the public, the Secretary-Manager shall issue the applicant a license which shall expire on the 31st day of December following the date of issuance.

Section 6a. Any person aggrieved by any act or decision of the Secretary-Manager in enforcing the provisions of this license shall have the right to appeal to the City Council within five days after the decision complained of is done or made and upon filing such notice of appeal shall have the right to appear before the City Council at its next regular meeting thereafter, and upon hearing the City Council may either affirm the act of the Secretary-Manager or may enter an appropriate order of its own.

Section 7. The license so issued shall be in a form prescribed by the Secretary-Manager, shall have attached to it the photograph of the applicant, shall not be transferable, and shall be exhibited by the holder upon demand of any police officer or other official of the City and upon request to any resident of the City contacted by the license holder in connection with the activities for which the license was granted.

Section 8. If, as the result of an investigation by the Secretary-Manager, it appears that the licensee is conducting his activities in the City of Terrell Hills or elsewhere in a manner contrary to the good and welfare of the public and in a manner that might result in cheating or defrauding the public, the license granted to the applicant shall be revoked, and after revocation, the transaction by such licensee in the City of any of the activities permitted under the license shall be unlawful.

Section 9. When the license so issued expires on the 31st day of December of the year for which it was issued, the licensee shall have the right to have the same renewed for the next succeeding calendar year upon the payment by him to the Secretary-Manager of the sum of \$10.00 and in like fashion to have the same renewed annually thereafter.

Section 10. Any person violating any of the provisions of this ordinance shall upon conviction be fined not less than Twenty-Five Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00) and each sale, solicitation or taking of an order in violation hereof shall constitute a separate offense.

Section 11. In the event any section, sub-section, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in manner affect any other sections, sub-sections, sentences, clauses or phrases of this ordinance, but all the rest hereof shall be in full force and effect just as though the section, sub-section, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional was not originally a part hereof.

Section 12. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance shall be and the same are hereby repealed. (Ord. 40, 6-13-60)

**Sec. 9-1.1, Permit for Suspension of Ordinances for Non-Profit Groups**

1. The purpose of this ordinance is to authorize the issuance of a Special Activity Permit to those organizations which meet the following standards:

a. Non-profit organization as recognized by the Internal Revenue Service,

b. The organization provides a service or supports an activity which is available to everyone in the Metropolitan Area of Bexar County.

c. Safety and security requirements can be supported without incurring an expense to the City of Terrell Hills, Texas,

a. A request for a permit must be made to the City Manager at least 30 days prior to occurrence of the activity. The City Manager will submit the request with his recommendation to the City Council which is the authority for approvals, disapproval and revocation.

3. The issuance of the Special Activity Permits will temporarily suspend those city ordinances in conflict with the requested activity for a period not to exceed 30 days.

4. The type of activity to be conducted must be stated in the permit to include a clear description of all actions involved. Any violation of the issued permit will result in immediate suspension of the activity.

**SPECIAL ACTIVITIES PERMIT  
FOR  
CITY OF TERRELL HILLS, TEXAS**

1. Organization requesting Permit

a. President\_\_\_\_\_

b. Address of Organization\_\_\_\_\_

c. Telephone Number\_\_\_\_\_

2. Period of Activity and Hours of Operation: From\_\_\_\_\_ To\_\_\_\_\_

3. Name and Title of Organization Coordinator:

a. Name\_\_\_\_\_

b. Title\_\_\_\_\_

c. Address & Telephone\_\_\_\_\_

4. Type activity to be conducted\_\_\_\_\_

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5. Traffic requirements\_\_\_\_\_

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6. Security requirements\_\_\_\_\_

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(Ord. 581, 1-12-81)

**Sec. 9-2, Noise Nuisances**

**SECTION 1. NOISE NUISANCES DEFINED GENERALLY.**

- a. Any unreasonably loud, vexing, or disturbing noise, originating from nearby property under separate ownership, that causes material distress, annoyance, discomfort, or injury to any person of normal sensibilities is declared a noise nuisance and is hereby made unlawful; or
- b. Any noise that exceeds sixty-three (63) decibels in the residential or semi-commercial zones is hereby declared a noise nuisance and is hereby made unlawful. Decibel measurements shall be made at any location beyond the property lines of the property on which the sound is being generated using a Type 1 or Type 2 calibrated sound level meter, utilizing the A-weighting scale and the slow meter response. The meter’s microphone must have a windscreen, and the meter shall be positioned so as not to create any unnatural enhancement or diminution of the measured sound.
- c. Any noise originating from a nearby property under separate ownership, that is of such resonance, character, intensity or duration that it substantially interferes with the comfort, repose, and enjoyment of any person of normal sensibilities in the neighborhood is declared a noise nuisance and is hereby made unlawful

**SECTION 2. ENUMERATION.**

The following acts, among others, are hereby declared to be noise nuisances in violation of this ordinance, but this enumeration shall not be deemed to be exclusive:

a. Musical instruments.

The playing of any radio, phonograph or other musical instrument, whether played by a person or operated by a mechanical device, in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of persons in any dwelling, apartment or other type of residence.

b. Animals.

The keeping of any animal, fowl or bird, which by causing frequent or long continued noise shall disturb the comfort or repose or any inhabitants of normal nervous sensibilities in neighborhood thereof.

c. Horns and other signal devices.

The continued or frequent sounding or any horn or signal device on any automobile, motorcycle, bus or other vehicle except as a danger or warning signal; the creation by means of such signal device or any unreasonably loud or harsh noise for an unnecessary or unreasonable length or time.

d. Vehicles.

The running or any automobile, motorcycle, motor vehicle or other vehicle so out of repair, or so loaded, or so operated as to create loud or unnecessary grating, grinding, jarring or rattling noise or vibration.

e. Backfires and cutouts.

The discharge into the open air or the exhaust of any stationary internal combustion engine, automobile, motorcycle or other motor vehicle, except through a muffler in good working condition or other device which will effectively prevent loud or explosive noises therefrom.

f. Gasoline/Diesel Engines.

Gasoline or diesel engine powered equipment, excluding motor vehicles, that is operated at times other than between the hours of 10:00 A.M. and 6:00 P.M. on Saturdays & Sundays, and other than during daylight hours on week days. (amended by Ord. 1213, 4-10-06)

SECTION 3. PENALTY

Any person, firm or corporation who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be fined in any sum not less than ten (10) dollars nor more than two hundred (200) dollars, and each day's violation shall constitute a separate offense.

SECTION 4.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. This ordinance is declared to be of urgent importance for reasons of public welfare apparent therefrom and shall take effect from the date of its passage by a four-fifths vote of the Board or Aldermen or the Town of Terrell Hills.

(Ord. 85(7), 5-4-53)

**Sec. 9-4, Sign Restriction**

Any lot is permitted one sign not exceeding twelve square feet in area advertising the lease or sale of the City of Terrell Hills real estate. No other advertising signs of any character shall be permitted in any residential district except those advertising garage sales erected on the respective premises for a period not to exceed 24 hours after completion of the garage sale by permit.

(Ord. 958, 9-9-96)