

**AN ORDINANCE TO ADD REGULATIONS TO THE  
TOWN OF HUNTERSVILLE CODE OF ORDINANCES,  
TITLE IX, GENERAL REGULATIONS  
CHAPTER 95: SOLICITATION,  
PEDESTRIAN SOLICITATION UPON HIGHWAYS OR STREETS**

*Section 1. Be it ordained by the Board of Commissioners of the Town of Huntersville that the Code of Ordinance is hereby amended, as follows:*

**§95.40 Pedestrians soliciting rides, employment, business or funds upon highways or streets.**

(a) No person shall stand on any street, highway, or right of way excluding sidewalks while soliciting, or attempting to solicit, any employment, business, or contributions from the driver or occupants of any vehicle. This section does not restrict or prohibit activities of licensees, employees, or contractors of the North Carolina Department of Transportation, or of the Town of Huntersville engaged in construction or maintenance or in making traffic or engineering surveys except as provided in subsection (b) of this section.

(b) Notwithstanding the above, Town shall have the authority to grant authorization for a person to stand in, on, or near a street or State roadway, within its municipal corporate limits, to solicit a charitable contribution if the requirements of this subsection are met.

A person seeking authorization under this subsection to solicit charitable contributions shall file a written application with the Town of Huntersville Police Department. This application shall be filed not later than seven days before the date the solicitation event is to occur. If there are multiple events or one event occurring on more than one day, each event shall be subject to the application and permit requirements of this subsection for each day the event is to be held, to include the application fee.

The application must include:

- (1) The date and time when the solicitation is to occur;
- (2) Each location at which the solicitation is to occur; and
- (3) The number of solicitors to be involved in the solicitation at each location.

An application fee for a permit shall be no greater than twenty-five dollars (\$25.00) per day per event.

The applicant shall also furnish to the Town advance proof of liability insurance in the amount of at least two million dollars (\$2,000,000) to cover damages that may arise from the solicitation. The insurance coverage must provide coverage for claims against any solicitor and agree to hold the Town harmless.

In the event the solicitation event or the solicitors shall create a nuisance, delay traffic, create threatening or hostile situations, any law enforcement officer with proper jurisdiction may order the solicitations to cease. Any individual failing to follow a law enforcement officer's lawful order to cease solicitation shall be guilty of a Class 3 misdemeanor and shall pay a fine not to exceed five hundred dollars (\$500.00).

***Section 2. That this Ordinance shall become effective upon approval.***

APPROVED AS TO FORM:

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Robert B. Blythe, Town Attorney