

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: Wednesday, September 21, 2005

SUBJECT: Application for Solicitation Permit

ATTACHMENTS: Yes

SUMMARY OF REQUEST:

Attached is an Application for a Solicitation Permit from Mr. Andrew M. Torres of Torres Concessions, Tropical Dreams. Mr. Torres wishes to place a hot dog/sandwich push cart at the new Courthouse each weekday from 7:30 AM to 2:00 PM. Mr. Torres will be present at today's meeting to answer the Board's questions.

A copy of the Solicitation Policy is attached for your information.

COUNTY MANAGER'S RECOMMENDATION/BOARD ACTION REQUIRED:

The Board has a number of options including approving or denying the request. You may also want to poll the departments within the Courthouse to see if there is an interest in such a service.



Henderson County Government
 100 North King Street
 Hendersonville, N.C. 28792
 Phone: (828) 698-6109 Fax: (828) 698-5037
 www.hendersoncountync.org

Application for Solicitation Permit

Date of Application
9-14-05

CONTACT INFORMATION		
Name of Company/Organization <i>Torres Concessions, Tropical Dream</i>		Phone Number <i>828-694-3663</i>
Name of Person Completing Application <i>Andrew M. Torres</i>		Fax Number <i>828-692-5586</i>
Street Address or Post Office Box <i>126 4th Ave. East</i>		E-Mail <i>conchivera@hotmail.com</i>
City <i>Hendersonville</i>	State <i>NC</i>	Zip Code <i>28792</i>

EVENT INFORMATION	
Purpose of Solicitation/Commodity or Service <i>Hot dogs/sandwich push cart</i>	
Location(s) of Solicitation <i>County Court House</i>	
Date(s) of Solicitation <i>Monday through Friday</i>	
Time(s) of Solicitation <i>7:30 AM to 2:00pm.</i>	

LEGAL INFORMATION	
Have you ever been issued a solicitation permit in the past? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Has it been revoked? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
I have read and understand the provisions of Article I, Soliciting on County Property, of the Henderson County Code of Ordinances (attached, page 2 of application). I affirm the above information to be true and correct.	
Signed: <u><i>[Signature]</i></u>	Date: <u><i>9-13-05</i></u>

COUNTY USE ONLY	
<input type="checkbox"/> Approved <input type="checkbox"/> Denied	Date of Review Expiration Date
Authorized by: _____	Date: _____

**CODE OF HENDERSON COUNTY, NORTH CAROLINA, v17 Updated 9-30-2004
PART II GENERAL LEGISLATION**

Chapter 137, PEDDLING AND SOLICITING

[HISTORY: Adopted by the Board of Commissioners of Henderson County: Art. I, 10-15-1980.
Amendments noted where applicable.]

ARTICLE I, Soliciting on County Property [Adopted 10-15-1980]

§ 137-1. Prior approval required.

It is the policy of the Henderson County Board of Commissioners that no solicitation from any county employee by anyone representing any firm or cause will be permitted on county property without prior approval of the Board of County Commissioners. This does not include persons representing a firm contacting an employee which is representing the county in an official capacity and on official business.

§ 137-2. Enforcement.

It will be the responsibility of each supervisor to enforce this policy within his or her jurisdiction.

§ 137-3. Application for permit.

In order to be granted approval by the Board, the following procedures must be followed:

- A. The party requesting the permit must contact the County Manager's office for a request form.
- B. The request form will be completed and returned to the County Manager.
- C. The Manager will present the request at the next regular scheduled mid-month meeting of the Board.
- D. If approval is granted, the Manager will forward a permit form to the requesting party.

§ 137-4. Display of permit.

All parties that are authorized to solicit on county property must always present the signed permit form to each county employee who is contacted on county property.

§ 137-5. Violations and penalties.

Persons not conforming with this policy will be deemed a nuisance and may be prosecuted under N.C.G.S. 14-132.