

ORDINANCE 2023-13

AMENDING CHAPTER 24 "OFFENSES AND MISCELLANEOUS PROVISION"
OF THE NASHVILLE CODE OF ORDINANCES WITH SECTION 24.13
"SOLICITING OF ALMS"

BE IT ENACTED by the Town Council of the Town of Nashville, North Carolina:

SECTION 1. NEW SECTION. That Section 24.13 titled "Soliciting of Alms" of the Nashville Code of Ordinances is hereby created and shall read as follows:

Sec. 24-13. Soliciting of Alms.

(a) It shall be unlawful for any person to solicit alms, panhandle or beg for charity for his/her own use or for any charitable purpose upon the streets of the city or in any public place within the corporate limits of the town without securing a permit from the town manager or his/her designee to engage in such business.

(b) Any person desiring to engage in the business of soliciting alms, panhandling or begging shall file with the Town Manager an application for a permit at least forty-eight (48) hours prior to the event. The permit shall be in writing and shall state the full legal name of the applicant, contact information, the purpose for which alms or charity are to be solicited, and the manner in which funds are to be disbursed. The applicant must provide a copy of a valid drivers license, state identification card, passport, or military identification, matching the information in the application. The Town Manager shall not issue a permit as provided herein to any person unless he/she is satisfied that the applicant is a person worthy of assistance or help from the town or that the cause the applicant represents is a worthy cause and that the funds to be solicited will be properly disbursed.

(c) Upon the refusal of the Town Manager to grant a permit the applicant may appeal to the Town Council, and if the Town Council shall be satisfied that either (1) the applicant is a person worthy of assistance or help or (2) that the cause that the applicant represents is a worthy one that the funds to be solicited will be properly disbursed, the Town Manager shall be required to issue the permit, otherwise the same shall be refused.

(d) A permit shall not be granted if the application contains false or fraudulent information or statements or if the applicant has violated this section within the twelve (12) months prior to the application date.

(e) Any solicitation of alms or charity previously approved by the Town Council for events conducted on Town owned property shall not be subject to this section.

(f) Issuance of a permit under this section does not authorize begging in locations where it is otherwise prohibited by law.

(g) Penalties. Any person who violates any provision of this section shall be guilty of a misdemeanor as provided by North Carolina General Statutes §14-4, and, upon the first conviction, shall be subject to a maximum fine of fifty dollars (\$50.00) or imprisonment for a period not to exceed seven (7) days, or both, and upon the second or subsequent conviction shall be subject to a maximum fine of five hundred dollars (\$500.00), or imprisonment for a period not to exceed thirty (30) days, or both.

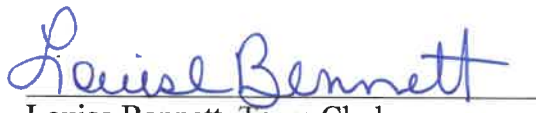
SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in effect from and after 12:01 AM the day after its final passage and approval.

PASSED, APPROVED, and ADOPTED this 2nd day of May 2023.

Attest:


Louise Bennett, Town Clerk


Brenda Brown, Mayor