

the decision no later than the fifteenth day after receiving the appeal letter. The city council's decision is final.

(h) A person soliciting or attempting to solicit a charitable contribution commits an offense if the person violates any of the following requirements:

- (1) The person must be at least 18 years of age.
- (2) The person must be named on the organization's permit.
- (3) The person must wear a reflective orange or yellow visibility vest as an outermost garment.
- (4) The person must be in the street or highway only when the controlling traffic signal light prohibits vehicle movement in that lane.
- (5) The person must remain within 100 feet of or from an intersection approved in the permit.
- (6) The person must place an orange traffic-control cone, not less than 24 inches in height, on the center stripe of each street and highway approaching the intersection, between 100 and 150 feet from the intersection, to warn drivers of a hazard ahead.
- (7) The person must present for inspection a copy of the permit issued to the person's organization upon demand by any person.

(i) It is an offense for any person to obstruct, tamper with, alter, cover, or post any object on or to a traffic-control device. Traffic-control device includes, but is not limited to, median markers, reflectors, signal control boxes, regulatory signs, directional signs, warning signs, and pedestrian walk lights.

(Ordinance 05-0621, sec. 5, adopted 6/21/05)

State law references—Solicitation by pedestrian, V.T.C.A., Transportation Code, sec. 552.007; local authorization for solicitation by pedestrian, V.T.C.A., Transportation Code, sec. 552.0071.

ARTICLE 14.03 FIREWORKS*

Sec. 14.03.001 Penalty

Violation of this article and its provisions is a misdemeanor punishable by a fine not to exceed five hundred dollars (\$500.00), with each occurrence being a separate violation. (Ordinance 940906-1, sec. III, adopted 9/6/94)

* **State law references**—State regulation of fireworks and fireworks displays, V.T.C.A., Occupations Code, ch. 2154; authority of city to prohibit or further regulate fireworks, V.T.C.A., Occupations Code, sec. 2154.004.

Sec. 14.03.002 Sale

The sale of all and any variety or type of fireworks is hereby prohibited within the city limits. (Ordinance 940906-1, sec. I, adopted 9/6/94)

Sec. 14.03.003 Detonation

It is hereby prohibited for any person, other than the city, to use, detonate, or explode any type or variety of fireworks within the city limits. (Ordinance 940906-1, sec. II, adopted 9/6/94)

ARTICLE 14.04 NOISE*

Sec. 14.04.001 Penalty

Any person, firm or corporation violating any provision of this article shall be fined not less than one dollar (\$1.00) nor more than five hundred dollars (\$500.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. (Ordinance 99-030701, sec. 3, adopted 3/7/00)

Sec. 14.04.002 Prohibited noise

Any unreasonably loud, disturbing or unnecessary noise which causes material distress, discomfort or injury to persons of ordinary sensibilities in the immediate vicinity thereof, or any noise of such character, intensity and continued duration which substantially interferes with the comfortable enjoyment of private homes by persons of ordinary sensibilities, is prohibited after the effective date hereof, and is hereby declared to be a nuisance. The following acts, among others, are declared to come within the purview of this article and to be nuisances within the meaning hereof, but said enumeration shall not be deemed to be exclusive, such acts being as follows:

- (1) The playing of any radio, phonograph or other musical instrument in such manner or with such volume, particularly during the hours from 10:00 p.m. until 7:00 a.m., as to annoy or disturb the quiet, comfort or repose of persons of ordinary sensibilities in any dwelling, hotel or other type residence;
- (2) The use of any stationary loudspeaker or amplifier, particularly during the hours from 10:00 p.m. until 7:00 a.m., to produce a noise or sound of such intensity that annoys or disturbs persons of ordinary sensibilities in the immediate vicinity thereof; provided, however, that nothing herein shall be construed to prohibit the infrequent use of a loudspeaker or amplifier for periods of short duration by a religious organization or association in the playing of music where the intensity of same does not annoy or disturb such persons;
- (3) The keeping of any animal or fowl which, by causing frequent or long-continued noise, disturbs the comfort or repose of persons of ordinary sensibilities in the immediate vicinity thereof;

* State law reference—Disorderly conduct, V.T.C.A., Penal Code, sec. 42.01.