

**AN ORDINANCE AMENDING THE PEDDLERS & VENDORS ORDINANCE
OF THE TOWN OF DUCK, NORTH CAROLINA BY ALLOWING THE
DISSEMINATION OF RELIGIOUS MESSAGES AND MATERIALS**

Ordinance 18-05

WHEREAS, the Town of Duck maintains an interest in regulating temporary commercial activities such as itinerant vendors, peddlers, and mobile vendors; and

WHEREAS, the Town Attorney has found the Town's existing prohibition on peddling activities to be unconstitutional to the extent it generally prohibits religious institutions from disseminating religious messages and literature; and


WHEREAS, the Town Council has determined that is in public interest to establish fair and reasonable provisions for the distribution of religious information, consistent with applicable court decisions.

NOW THEREFORE BE IT ORDAINED by the Town Council for the Town of Duck, North Carolina that Chapter 110, Peddlers and Vendors Ordinance shall be amended as follows:

PART I. That Section 110.04 of the Town Code, *Exempt Activities and Events*, be amended with the addition of the following Subsection F:

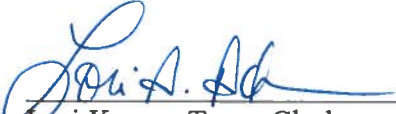
“(F) Persons who distribute or disseminate religious information by written or spoken word.”

PART II. This ordinance shall be effective upon its adoption.



Don Kingston, Mayor

ATTEST:



Lori Kopec, Town Clerk



Date adopted: May 2, 2018

Motion to adopt by: Chuck Burdick

Vote: 4 AYES 0 NAYS