
**CITY OF TEMPE
REQUEST FOR COUNCIL ACTION****Council Meeting Date: 2/21/2013
Agenda Item: 5D4**

ACTION: Hold the second and final public hearing to amend Chapter 24, Article V, of the Tempe City Code relating to Aggressive Solicitation by amending sections 24-115 and 24-116. (Ordinance No. 2013.15)

FISCAL IMPACT: N/A

RECOMMENDATION: Staff recommends the adoption of Ordinance No. 2013.15.

BACKGROUND INFORMATION: The City of Tempe has a substantial interest in promoting the health, safety and welfare of its citizens, businesses and visitors. In order to reduce the distress caused by aggressive solicitation in outdoor areas of high tourist and heavy pedestrian areas of the city, and as aggressive solicitation activities create a safety hazard and an increased potential for criminal activities, the City Council has recommended amending the Tempe City Code.

The added prohibitions on aggressive solicitation include, as an individual or in a group:

- (a) within fifteen feet of any transit stop or taxi stand;
- (b) immediately adjacent to the entrance of a business in a manner interfering with ingress and egress;
- (c) from persons engaging in any financial transaction;
- (d) within ten feet from persons inside a business, including a patio area, without the authorization of a business owner; or
- (e) under false or misleading representations.

On January 24, 2013, staff presented the proposed Code amendments to the City Council at the Issue Review Session, and was given direction to move forward with the proposed amendments.

ATTACHMENTS: Ordinance

STAFF CONTACT(S): Judith R. Baumann, Interim City Attorney, (480) 350-8779

Department Director: Andrew Ching, Interim City Manager
Legal review by: Andrew Ching, Interim City Manager
Prepared by: Judith R. Baumann, Interim City Attorney