

50 LEAFLETTING AND SOLICITATIONS

50.01 Definitions.

When used in this Chapter 50, the following definitions apply:

- .01-1 Religious and religion shall not mean and include the word "charitable", but shall be given their commonly accepted definitions.
- .01-2 Charitable shall mean and include the words patriotic, philanthropic, social service, health, welfare, benevolent, educational, civic, cultural or fraternal, either actual or purported.
- .01-3 Contributions shall mean and include the words alms, money, subscription, property or any donations under the guise of a loan of money or property.
- .01-4 Leafletting shall mean the repetitive distribution of free literature such as leaflets, handbills, brochures or similar items.
- .01-5 Picketing shall mean one or more persons marching or stationing themselves in an area in order to communicate their position on a political, charitable, or religious issue by displaying one or more signs, posters or similar devices.
- .01-7 Political shall mean and include activities related to the right to vote or attempts to influence or protest the outcome of any election or nomination campaigns, legislation, petitions, referenda or other measures to be submitted to the citizens for vote.
- .01-6 Solicit and Solicitation shall mean any oral request for the immediate exchange of money, credit, or financial assistance on the representation that such requests or a part thereof will be used for a religious, charitable or political purpose. These words shall include the following methods of making such solicitations:
 - (a) any oral request;
 - (b) any offer to sell merchandise. subscription, ticket or other thing;
 - (c) any attempt to solicit the immediate donation of persons or services, but not including entreaties to encourage the donation of funds at another time or place, or the mere distribution of contribution envelopes in the course of leafletting.

50.02 Permit Required for Leafletting, Solicitation or Other Speech-Related Activity.

Any person or organization desiring to leaflet, display signs, gather signatures, solicit funds, or engage in other speech-related activity at Denver international Airport for religious, charitable, or political purposes, shall complete an Airport Application at the Airport Operations Office providing the name and address of the person in charge of the activity, the names and addresses of the persons engaged in the activity, the purpose of the activity, and the dates for the beginning and ending of such activity.

Individuals representing any religious, charitable, or political organization shall present to the Director of Aviation or Airport Operations Director a valid Permit for Religious or Charitable Solicitation issued by the Director of Excise and Licenses as provided for in Section 47 of the *Revised Municipal Code*, or appropriate documentation of official status as a registered political organization.

A labor organization or an individual not connected with an organization need not provide the above evidence of official status but shall complete an Airport Application providing the information described above.

Upon presentation of the above-referenced documentation and completion of the Airport Application, the Director of Aviation or his designated officer shall issue a permit to the applicant, if there is space available in the Terminal, applying only the limitations and regulations set forth in this Rule and Regulation and those affirmations made in the application of the permit from the Director of Excise and Licenses. Permits shall be issued on a first come-first served basis. No permit shall be issued by the Director of Aviation or his designated officer for a period of time in excess of thirty (30) days.

In the event there is not space available, the applicant can choose to place his or her name and phone number on a waiting list. The persons on such waiting list will be granted preference in order of application as space shall become available. In issuing permits or allocating space, the Director of Aviation or his designated officer shall not exercise any discretion or judgment regarding the purpose or content of the proposed activity, except as provided in this Rule and Regulation. The issuance of a permit is a strictly ministerial function and does not constitute an endorsement by the City and County of Denver.

50.03 Leafletting And Similar Activity

Leafletting, entreaties to encourage the donation of funds, or similar activity may be conducted only upon those Airport premises open to the public for common use. Such activity shall not be conducted:

- .03-1 Beyond the security screening checkpoints through which the public must pass to reach the concourses; or

- .03-2 Within the premises of any concession area, office, or other exclusive leased area; or
- .03-3 On or in the concourse buildings, passenger trains, or train platforms; or
- .03-4 In the baggage claim areas or airline ticket counter areas; or
- .03-5 Within twenty-five (25) feet of the entrance to any concession area, office, or other exclusive leased area; or
- .03-6 Within twenty-five (25) feet of any access doors of general circulation providing means of ingress to or egress from the Terminal or train; or
- .03-7 In or within twenty-five (25) feet of any stairwell, escalator, security screening area, elevator, manned information booth, or area under construction.

50.04 Solicitation of Funds.

Solicitation and receipt of funds shall be conducted only from within certain solicitation booths or areas to be designated by the Director of Aviation for that purpose, and the Director or his designated officer shall utilize a first come-first served basis for booth space. In the event that two (2) or more permittees seek to conduct solicitation and receipt of funds in the same booth or area at the same time, the Director or his designated officer shall apportion the available booth space among permittees as equitably as possible, subject to Section 50.02 above, apportioning only one (1) space to each organization if necessary to accommodate all permittees.

50.05 Minimum Credentials Required.

Each person engaged in any activity regulated herein on the Airport shall have on his or her person any credentials as are required by Section 47 *Revised Municipal Code*, or applicable federal, state, or local laws governing political organizations.

50.06 Conduct.

Individuals and organizations engaged in leafleting, solicitation, picketing, or other speech-related activity shall not:

- .05-1 Intentionally grab, restrain, or in any way intimidate any person being approached.
- .05-2 Interfere with the public's unimpeded and free access to any free-standing concession counter or area; or
- .05-3 Disrupt or interfere with the free and orderly flow of pedestrian or vehicular traffic; or
- .05-4 Receive or accept any donation of funds outside a solicitation booth or area provided for under this section; or

- .05-5 Use any noise making device or amplification device capable of amplifying the human voice; or
- .05-6 In any manner indicate to the public that he or she is an official of the City and County of Denver or Denver International Airport, or in any manner misrepresent to the public the true identity of the organization he or she represents; or
- .05-7 Erect any racks, tables, or other means of displaying printed materials or other items or place any chairs, boxes or other obstructions in the public areas; or
- .05-8 Attach any sign, circular, or other written material to any wall, booth, post, counter, or other surface; or
- .05-9 Leave unattended on Airport premises or cause to discard or abandon bags, boxes, or other containers of literature, food, or other paraphernalia (except in Airport trash receptacles).
- .05-10 Distribute any items of food or drink.

50.07 Picketing – Restricted Area

Picketing not related to a labor dispute is prohibited in all interior areas of the Terminal and concourses, in the Restricted Area, and on all vehicular roadways, and shall not be conducted by more than two (2) persons at any one location upon the Airport.

50.08 Display of Permit.

Each person shall wear the permit issued by the Director of Aviation or his designated officer so that the permit is fully and clearly visible and identifies the individual or organization being represented. Engaging in leafletting, solicitation or other speech-related activity as described herein without a permit obtained in accordance with this section is prohibited.

50.09 Limitations on the Number of Persons.

No organization shall have more than twelve (12) persons engaged in leafletting or other speech-related activity on the Airport at any one time. In the event there is not space available, the Director of Aviation or his designated officer may further restrict the number of persons in accordance with Section 50.02 above.

50.10 Manner of Approach

No more than one person shall approach a passenger for the purpose of leafletting or other speech-related activity permitted in this section.

50.11 Revocation of Permit.

If an permittee has been issued a 30-day permit but has violated any of the foregoing provisions of this Rule and Regulation the permit will be revoked, subject to the

administrative hearing procedure provided in 50.12, below.

50.12 Administrative Hearing

If an application is denied or if an applicant's permit has been revoked, the applicant may request an administrative hearing by petition to the Director of Aviation within thirty (30) days of denial or revocation. The Director may conduct the hearing himself or he may designate a person to act as the hearing officer. The hearing shall be conducted as expeditiously as possible and in accordance with any rules adopted by the Director for such proceedings. Pending outcome of the hearing, an interim permit will be issued to applicant, subject to the same restrictions and obligations as any other permit issued under this chapter. Any determination of the Director or hearing officer adverse to the applicant shall be subject to appeal in accordance with the laws of the State of Colorado.

50.13 Labor Dispute

In the event of a labor dispute between any employer occupying any part of Denver International Airport, and any its employees who are organized in a collective bargaining unit, leafleting or picketing will be permitted upon such conditions prescribed by the Director or his designated officer concerning locations, number and conduct of the persons engaged in such activity as shall be necessary in order that the same will not hinder or prevent the lawful work or employment of persons other than such employer, and that the same will not tend to induce violence, breach of the peace, or other unlawful conduct, or obstruct or interfere with free and uninterrupted use of said premises by other tenants or occupants or by other persons lawfully using the Airport. Drive-by rallies and any forms of parading or congregating with vehicles are prohibited on the Airport roadways.

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NOTICE

The Rules and Regulations of the Denver Municipal Airport System are provided on the website of Denver International Airport, www.flydenver.com, as a convenience to the public. Copies may also be obtained from the Department of Aviation's Technical Services Office. The City Clerk is the official custodian of all City rules and regulations under the Revised Municipal Code of the City and County of Denver, sections 2-91 to 2-100. Official, current versions of these rules and regulations may be obtained at the City Clerk's office. For the Clerk's office location and hours, visit the City's website, www.denvergov.org.