

**City of
Thornton**

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Civic Center
9500 Civic Center Drive
Thornton, Colorado 80229-4326

City Attorney's Office
(303) 538-7210
FAX (303) 538-7427
www.cityofthornton.net

July 16, 2009

Taylor Pendergrass, Esq.
American Civil Liberties Union of Colorado
400 Corona St.
Denver, CO 80218

Re: City of Thornton City Council Policy

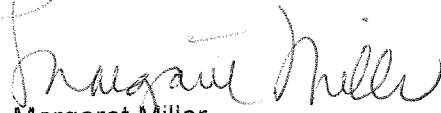
Dear Mr. Pendergrass:

This correspondence is in response to your email of July 13, 2009. Per your request enclosed please find a copy of the amended Sale or Distribution of Materials at City Events City Council policy adopted on July 14, 2009.

In respond to your question regarding enforcement, in the event that someone violates the policy, he or she will be asked to leave the event, however; there are no criminal enforcement provisions that apply.

If you have any other questions, please do not hesitate to contact me.

Very truly yours,


Margaret Miller
Senior Assistant City Attorney

Enclosure

MM/dg

**CITY OF THORNTON
CITY COUNCIL POLICY
ON
Sale or Distribution of Materials at City Events**

I. Purpose/Scope

The City conducts many community celebrations and events throughout the year including ward meetings, Thorntonfest, Independence Day, ice cream socials, concerts, Harvest Fest, and WinterFest (the "Events"). Events are to inform and entertain the residents and businesses of Thornton, and build neighborhood pride and a sense of community. The City does not endorse products or services that may be sold at booths inside these Events nor does the City support or oppose any campaign or political literature that may be distributed at booths inside these Events.

The City Council has received comments from the public regarding persons selling products or services, or persons distributing campaign or political materials at the Events that:

- (a) the participants or audience have been interrupted during Events by these activities; and
- (b) the participants or audience desire to preserve the exercise of free speech.

The purpose of this City Council Policy is to establish guidelines for persons selling products or services, or persons distributing campaign or political materials at the Events. This City Council Policy is intended to guide the City staff in decisions regarding these activities at the Events.

II. Policy

- A. Sales of products or services at City Events. Sales of products or services are only permitted from behind or in front of a booth inside the Event area at Thorntonfest, Independence Day, Harvest Fest, and WinterFest. At all other events, the sale of products or services or the distribution of advertisements for goods or services may only occur at points of ingress and egress to each Event, not inside the Event area that is designated by City staff. ~~Persons selling products or services may not speak with people inside the Event to promote their commercial interests.~~
- B. Distribution of campaign or political materials. Distribution of campaign or political materials is only permitted from behind or in front of a booth inside the Event area at Thorntonfest and Harvest Fest. At all other Events, distribution of campaign or political materials may only occur at points of ingress and egress to each Event, not inside the Event area that is

designated by City staff. ~~Persons campaigning may speak with people inside the Event and provide business cards.~~

- C. This policy also applies to the Events that are conducted on property not owned by the City.
- D. Anyone who does not follow this policy will be asked to leave the Event.