Application for Solicitor/Peddler Permit

OFFICE OF THE MAYOR

Rules and Regulations for Obtaining a Solicitor/Peddler Permit

All persons requesting a Solicitor/Peddler Permit must have the following items submitted to the Office of the Mayor at City Hall, 7307 Avon Belden Road, North Ridgeville, OH 44039, before a permit will be issued:

- Completed Solicitor/Peddler Permit Application (a separate application must be filled out for each registrant)
- A signed letter of authority from the business showing the relationship of the Registrant to the business and the nature and purpose of the business, solicitation and/or goods or services offered
- Photo copy of an unexpired driver's license, state ID or passport is required
- BCI and FBI background checks must be completed and provided with the application. The background checks must be dated within 30 days of application from an organization or agency listed on the Ohio Attorney General WebCheck directory.
- $250.00 Solicitor/Peddler Permit Fee per registrant (payable by cash, money order or business check)

Once the application is reviewed and approved, you will be contacted by the Mayor's Office to pick up your permit. The permit is valid for one year from the date issued.

During soliciting, canvassing or peddling, each registrant shall at all times carry this permit; and, if requested by a police officer or by any person who is solicited, shall exhibit the permit. If a resident has a "no solicitation or canvassing" sign posted on their property, the permit holder is not to enter the premises. Soliciting, canvassing or peddling is only permitted between the hours of 10:00 a.m. to 7:00 p.m., Monday through Saturday; noon to 5:00 p.m. on Sunday; and, prohibited on any state or federal holiday.

Please refer to the North Ridgeville Ordinance, Chapter 854 Peddlers, Canvassers and Solicitors, found below for more information.

CHAPTER 854 – PEDDLERS, CANVASSERS AND SOLICITORS

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854.01 DEFINITIONS

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

(a) "Canvasser" means any person traveling either by foot, automobile, truck, or any other type of conveyance from place to place, door to door, or from street to street who obtains or seeks to obtain or influences the opinions of the residents of the City, upon the private residences including any house, apartment, or other dwellings in the City, who also may or may not obtain or seek to obtain funds for any cause whatsoever.

(b) "Peddler" means any person traveling either by foot, automobile, truck, or any other type of conveyance from place to place, door to door, or from street to street, taking or attempting to take orders for profit by the sale of goods, wares, and merchandise or personal property of any nature whatsoever for immediate delivery.

(c) "Solicitor" means any person traveling either by foot, automobile, truck, or any other type of conveyance from place to place, door to door, or from street to street, taking or attempting to take orders for profit by the sale of goods, wares, and merchandise or personal property of any nature whatsoever for future delivery or for the services to be furnished or performed in the future.

(d) Neither "Canvasser", "Peddler" nor "Solicitor" as defined above apply to political or religious solicitation or canvassing, nor does it apply to non-profit solicitation conducted by minors in connection with fundraising.

CHAPTER 854 – PEDDLERS, CANVASSERS AND SOLICITORS *(cont'd)*

854.02 SOLICITATION ON PUBLIC STREETS OR SIDEWALKS PROHIBITED

No person shall solicit the sale of any merchandise or wares, goods, foods, periodicals, or other articles of value, for present or future delivery, on any public street or sidewalk, except for mobile frozen dessert sales and mobile food vendors operating in strict compliance with the applicable provisions of these Codified Ordinances.

854.03 SOLICITATION WITHOUT INVITATION ON PRIVATE PROPERTY DECLARED A NUISANCE

(a) No solicitor, peddler hawker, itinerant merchant or transient vendor, or merchandise or services (solicitor) who intends to go in or upon private property or a private residence for any commercial purpose shall go in or upon such private property or residence without first registering in the office of the Mayor and obtaining a solicitor/peddler permit.

(b) Each registrant who complies with this division shall be furnished a Solicitor/Peddler permit. The permit shall indicate that the applicant has registered as required by this chapter. However, no permittee shall go in or upon any premises containing a "no solicitation or canvassing" (or words of similar import) sign.

(c) Each person shall at all times, while exercising the privilege incident to such permit, carry upon his or her person his or her permit, and the same shall be exhibited by such person whenever he or she is requested to do so by any police officer or by any person who is solicited.

(d) Permits may be denied or revoked by the Mayor or designee for any one or more of the following reasons, or substantially similar reasons:

(1) Incomplete information provided by the registrant in the solicitor/peddler application form;
(2) Fraud or misrepresentation contained in the solicitor/peddler application form;
(3) Any alteration of the required form;
(4) Fraud, misrepresentation, or false statements made in the course of conducting the activity;
(5) Violation of any of the provisions of this chapter or of other Codified Ordinances or of any state or federal law;
(6) Conducting soliciting or business in such a manner as to constitute a trespass upon private property;
(7) The permittee ceases to possess the qualifications required in this chapter for the original application;
(8) Any violation of any subsection of this section.

(e) A "no solicitation or canvassing" (or words of similar import) sign posted in a visible and prominent location or locations at the residence, in legible lettering, shall be sufficient to notify any unwanted canvassers, solicitor, peddler, hawker, itinerant merchant or transient vendor of merchandise or services that the permittee may not come upon the premises of the resident for the purposes of commercial transactions or canvassing, or if upon the premises the solicitor, peddler, or canvasser shall leave immediately upon becoming aware of the sign or being made aware of the sign.

(f) Any resident not posting a "no solicitation or canvassing" sign is free to turn away or to refuse to respond to any type of solicitation. In such instances, the solicitor shall leave immediately without comment.

(g) No person shall go upon any residential premises and ring the doorbell, rap or knock on the door, or create any sound in a manner calculated to attract the attention of the occupant of the residence for the purpose of engaging in or attempting to engage in soliciting, canvassing or peddling before 10:00 a.m. or after 7:00 p.m. on Monday through Saturday, before Noon or after 5:00 p.m. on Sunday, and is prohibited in total on any state or federal holiday.

(h) Subsection (g) hereof shall not apply to a visit to the premises as a result of a request or an appointment made by the occupant.

(i) No person shall solicit or peddle on City property without the approval of the Mayor or designee.

(j) The Mayor or designee may provide additional tracking methods, at their discretion, in any particular instance, or generally, may deem desirable.

(k) All canvassers are encouraged to notify the police department before engaging in canvassing activity. In order to protect the safety and welfare of the residents as well as the canvasser, the City encourages all canvassers to provide the name and address of participants, the identity of any organization represented, and the intended location and dates of canvassing activity. No fee shall be charged for such notification.

854.04 PERMIT APPLICATION AND REQUIREMENTS

(a) The application required by Section 854.03 of this chapter shall be made by filing a solicitor/peddler application form to the Mayor or designee, on a form furnished for such purpose. The form shall be completed by the registrant and it shall then contain the following information:

(1) The name of the applicant and the applicant's physical description.
(2) Business and Registrant Information.
(3) Vehicle information, if any.

CHAPTER 854 – PEDDLERS, CANVASSERS AND SOLICITORS *(cont'd)*

(4) The name and address of the person by whom the applicant is employed or for whom they are soliciting; a copy of conditionals from the employer or organization showing the exact relationship and authority of the applicant which shall be attached to the permit application.
(5) The nature and the character of the goods to be sold or services to be furnished by the applicant or the purpose for which the funds are being collected.
(6) The Applicant shall furnish a copy of an unexpired Driver's License, State Identification, or Passport.
(7) If the applicant is a juvenile, in addition to providing 1. through 6. above, the applicant must also list the name(s) of his or her parent(s) and/or legal guardian(s), an emergency contact telephone number for same and provide written proof of their consent to the activity. These requirements are waived upon written proof of emancipation.
(8) Such other information as the Mayor or designee may by rule require in order to protect the public health, safety, and/or general welfare.
(9) BCI and FBI background checks must be completed within 30 days of application and provided with the original application. The City shall accept background checks from locations listed on the Ohio Attorney General WebCheck directory. No person shall solicit or peddle within the City who has been convicted of or pled guilty to any of the following criminal offenses:

(1) Whether the applicant has ever been convicted of a crime and, if so, where and the nature of the offense and the punishment or penalty imposed therefor, if any, or whether the applicant has ever had a license issued by any authority revoked and the reason for said revocation;
(2) Any felony violation or misdemeanor violation involving fraud or moral turpitude within the past ten (10) years;
(3) Any offense involving a minor;
(4) Any sexually-oriented offense, including, but not limited to, corruption of a minor, sexual imposition, importuning, voyeurism, public indecency, procuring, soliciting, prostitution, loitering for the purpose of engaging in prostitution, disseminating material harmful to juveniles, deception to obtain material harmful to juveniles, possession of obscene material involving a minor, possession of sexually-oriented material involving a minor, possession of nudity-oriented material involving a minor, and displaying matter harmful to juveniles;
(5) Unlawful possession of weapons within ten (10) years after conviction or guilty plea;
(6) Any felony drug abuse or trafficking in drugs within ten (10) years after conviction or guilty plea;
(7) Any homicide offense in Ohio Revised Code Chapter 2903 or any substantially similar homicide offense under any municipal or state law; and
(8) Any other felony within ten (10) years after conviction or guilty plea.

854.05 PERMIT APPLICATION FEE AND TERMS

Each registrant shall pay a non-refundable permit application fee. The fee for peddlers and solicitors shall be two hundred fifty dollars ($250.00), payable at the time the application form is submitted to the City. The application fee shall be payable by cash, money order, or business checks. Personal checks will not be accepted.

A permit shall be valid for one year from the date issued and in no case shall a permit be issued for more than one year at a time.

854.99 PENALTY

A first violation by any individual and/or the registrant or any agent thereof of any requirement of Section 854.03 shall be deemed a misdemeanor four (m-4) and is punishable by a fine of up to two hundred and fifty dollars ($250.00) and up to thirty (30) days in jail. Any subsequent violation(s) shall be deemed a misdemeanor three (m-3) and is punishable by a fine of up to five hundred dollars ($500.00) and up to sixty (60) days in jail. In addition, the permit shall be revoked for any violation for the remainder of the permit period. Upon a second violation, the registrant and/or the organization or business represented by the registrant may be denied issuance of a permit.

Application for Solicitor/Peddler Permit

OFFICE OF THE MAYOR

CITY OF NORTH Ridgeville EST 1810

BUSINESS INFORMATION

Business Name _____ Primary Contact _____

Street Address _____ Business Phone Number _____

City, State and Zip _____ Tax ID # (if applicable) _____

Item(s) or Product(s) to be sold:

_____

REGISTRANT INFORMATION

Name _____ Phone Number _____

Street Address _____ Email Address _____

City, State and Zip _____ Driver's License/State ID/Passport Number _____

Are you 18 years of age or older? ____ Yes ____ No If No, list parent/guardian name and emergency contact phone number: _____

REGISTRANT VEHICLE INFORMATION

Make _____ Model _____

Color _____ Issuing State _____ Plate Number _____

REGISTRANT ACKNOWLEDGEMENT

I do hereby acknowledge that all statements contained herein are true and it is my responsibility to abide by all State of Ohio and City of North Ridgeville Ordinances regarding Peddlers, Canvassers and Solicitors contained within Chapter 854. I understand a violation of such ordinance may be cause, among other penalties, for revocation of my permit.

Signature of Registrant _____ Date _____

OFFICE USE ONLY

_____ Letter of Authority Received _____ Photo ID Attached _____ Application Fee Received

_____ BCI/FBI Background Checks _____ Approved/Date _____ Permit Expiration Date

_____ If Juvenile, Written Consent