

Village of Russells Point

Peddlers and Solicitor's License Application

Date: _____ Control #: _____ Receipt #: _____

Fee: _____ Date Granted: _____ Date denied: _____

Peddlers / Solicitors License Expires On: _____

Applicants Name: _____ D.O.B. _____

If the applicant is an individual, all places of residence of the applicant and all employment during the preceding year.

Current Address: _____ P. O. Box _____

City, State & zip: _____

Ph #: _____ Cell #: _____ Fax #: _____

E-mail Address: _____

Age: _____ Height: _____ Weight: _____ Sex: _____ Hair Color: _____

Eye Color: _____ Social Security #: _____ Driver License #: _____

Make, Model, Color, License # of vehicle if used:

The names of other municipalities in which the applicant has recently conducted peddling or solicitation activities.

Business or Association Name: _____

If the business or association is a recognized charitable not-for-profit organization you must show proof of tax-exempt status.

Village of Russells Point

Peddlers and Solicitor's License Application

Owner's Name:

(If different than applicant)

Address: _____ P. O. Box: _____

City State & Zip:

Ph. #: _____ Cell #: _____ Fax #: _____

E-mail Address:

Peddler's license fees are:

7 Consecutive Days	\$10.00
6 Consecutive Months	\$50.00
1 Year	\$100.00

Copies of, picture I.D. for each person (not more than one year old), liability insurance, workman's compensation insurance, and any driver's, local, county, state or federal licenses or permits that may be required.

An application must be filled out for each person selling or soliciting good or services in the Village of Russells Point.

A copy of all employees' green cards that are not US citizens.

Village of Russells Point

Peddlers and Solicitor's License Application

Please give a description of the nature of the business or association and the goods, wares, merchandise, property and/or services being sold or solicited.

Have you ever been convicted of a crime? If so, where and what was the nature of the offense and the punishment or penalty imposed therefore?

Police Background Check:

Checked By: _____

Results: _____

Code Enforcement's Signature: _____ Date: _____

Mayor's Signature: _____ Date: _____

Village of Russells Point

Peddlers and Solicitor's License Application

See the attached copy of ordinance # 07-998 for full details of all regulations pertaining to the peddling goods and services or soliciting funds in the Village of Russells Point.

The above are the minimum requirements for the processing of this application. The Village of Russells Point may require more information if deemed necessary. Submission of this application does not guarantee that a license will be issued. This license may be revoked for non-compliance of any Village of Russells Point, county, state or federal code or law.

Falsification of any required information provided on or with this application shall be considered a minor misdemeanor, and if the applicant is convicted thereof may be subject to a fine of up to one hundred dollars (\$100.00).

I have read, fully understand and attest to the exactness and truth of all information supplied with or on this application.

Applicants

Signature: _____ Date: _____

You have the right to appeal this application.

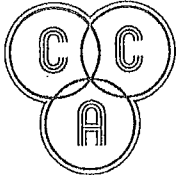
Allow up to thirty (30) days for processing

Peddlers and Solicitor's License Permit
Check List

- 1. All required business or organization information provided y / n
- 2. All required personal identification information provided y / n
- 3. All required vehicle information provided y / n / na
- 4. All required fees paid in full y / n / na
- 5. Police investigation completed and cleared y / n
- 6. All required signatures provided y / n
- 7. All required insurance information provided y / n
- 8. All required tax forms supplied y / n / na
- 9. Proof of 501.3c status provided y / n / na

Code Enforcement Officers Signature _____ Date _____

433 S.R. 708, P.O. Box 30, Russells Point, Ohio 43348
Ph: 937-843-2245 ext. 5, Fx: 937-843-9956
codeenforcement@russellspoint-oh.gov



WITHHOLDING AND BUSINESS REGISTRATION

CCA – MUNICIPAL INCOME TAX

205 W Saint Clair Ave
Cleveland OH 44113-1503

Phone: 216-664-2070, 1-800-223-6317 Fax: 216-420-8316
www.ccatax.ci.cleveland.oh.us

DATE BUSINESS STARTED IN CCA PHONE NO.

FEDERAL IDENTIFICATION NUMBER

NAME OR CORPORATE NAME

BUSINESS OR TRADE NAME

BUSINESS ADDRESS IN TAXING COMMUNITY

MAILING ADDRESS

ADDRESS OF OUTSIDE ACCOUNTANT SHOULD NOT BE USED

CHECK BUSINESS TYPE

- SOLE PROPRIETOR** CORPORATION
PARTNERSHIP LIMITED LIABILITY CO
S-CORPORATION NON-PROFIT CORP
ESTATE OR TRUST GOVERNMENTAL
FINANCIAL ORG. UNION
OTHER (Detail)

**IF SOLE PROPRIETOR YOU MUST ALSO COMPLETE INDIVIDUAL REGISTRATION FORM
It is your responsibility to advise this office of any changes in your status

Will you be withholding employment taxes? Yes No

For what CCA city(s)

More than \$100 per month? Yes No

Number of employees in CCA? First payroll date in CCA

Will you be withholding residence taxes? Yes No

Type of business (Mfg., Commercial, etc.)

Fiscal Period ending month

Name of person responsible for filing forms:

Name Title Phone No.

Signature Date

CHAPTER 713

Peddlers and Solicitors

- 713.01 Definitions.
- 713.02 License or registration required.
- 713.03 License application and requirements.
- 713.04 Registration for charitable purposes.
- 713.05 Appeals.
- 713.06 Carrying and exhibiting license or registration; non-transferability; written receipt required.
- 713.07 Business hours restricted.
- 713.08 Notice prohibiting peddlers or solicitors.
- 713.09 Fraud prohibited; revocation of license or registration certificate.
- 713.99 Penalty.

CROSS REFERENCES

- Power to regulate - see Ohio R.C. 715.61 et seq.
- Home solicitation sales - see Ohio R.C. 1345.21 et seq.
- Charitable solicitations - see Ohio R.C Ch. 1716

713.01 DEFINITIONS.

As used in this chapter:

- (a) "Charitable." Includes the words "patriotic", "philanthropic", "social service", "welfare", "eleemosynary", "benevolent", "educational", "civic", "fraternal", "veteran's medical" and "social research, either actual or purported". (eleemosynary - related to or supported by charity)
- (b) "Peddler." Any person who carries with him for purpose of sale at retail and immediate or future delivery, goods, wares, food, or merchandise, or any person who in person as principal or agent canvasses, sells, or otherwise obtains orders or commitments for the sale, repair or exchange of goods, wares, food, or merchandise, or services.
- (c) "Solicitor." Any person who obtains or seeks to obtain funds for any cause whatsoever by means of canvassing from place to place.
(Ord. 07-998. Passed 5-7-07.)

713.02 LICENSE OR REGISTRATION REQUIRED.

- (a) Subject to divisions (c) and (d) below, no person shall engage in the business or activity of peddler or solicitor as defined in Section 713.01 in the Village without first obtaining a license as provided in Section 713.03.
- (b) Subject to division (c) and (d) below, all persons acting for or hired by another as a peddler or solicitor in the Village shall obtain a license as provided in Section 713.03 prior to acting as a peddler or solicitor.
- (c) No license shall be required of any individual who, without compensation, acts as a peddler or solicitor on behalf of and for any recognized charitable not-for-profit organization. However, subject to division (d) below, no individual shall act as a solicitor or peddler on behalf of a charitable not-for-profit organization without first having registered with the Village pursuant to Section 713.04
- (d) No license or registration certificate shall be required of any person for the following:
 - (1) Peddling or soliciting only the purchase of or subscription for newspapers having their principal sale or distribution in this Municipality;

- (2) Peddling or soliciting only for wholesale delivery to merchants, manufacturers or other business or manufacturing establishments;
- (3) Peddling or soliciting at the invitation or request of the person contacted;
- (4) Peddling or soliciting conducted only among the members of the entity or organization conducting the peddling or soliciting;
- (5) Peddling or soliciting in the form of collections or contributions at the regular assemblies, meeting or services of any recognized charitable not-for-profit organization. (Ord. 07-998. Passed 5-7-07.)

713.03 LICENSE APPLICATION AND REQUIREMENTS.

(a) Applications for licenses for peddlers or solicitors shall be filed with the Mayor on a form to be furnished by the Village, which shall require, at least, the following information:

- (1) The name of the applicant;
- (2) If the applicant is an individual, a physical description of the applicant;
- (3) The applicant's social security number or federal identification number;
- (4) The name and address of the person by whom the applicant is employed, or for whom he is soliciting, if any, and the length of the applicant's service with such employer or person;
- (5) If the applicant is an individual, all places of residence of the applicant and all employment during the preceding year;
- (6) The nature and character of the goods to be sold or services to be furnished by the applicant, or the purpose for which funds are being peddled or solicited;
- (7) The names of other municipalities in which the applicant has recently conducted peddling or solicitation activities;
- (8) If the applicant is a recognized charitable not-for-profit organization, proof of tax exempt status.

(b) Applicants who are individuals shall furnish a recent photograph of himself or herself not more than one year old.

(c) Applications shall be made at least forty-eight hours before the license is issued.

(d) If the Mayor determines, after an investigation, that the information furnished under the requirements of division (a) above is correct; that the applicant proposes to engage in lawful commercial or professional enterprise, and that neither the applicant nor the enterprise upon which the applicant proposes to engage constitute a clear and present danger to the residents of the municipality, he shall issue a license to the applicant

(e) The license fee shall be as follows:

7 consecutive days	\$10.00
6 consecutive months	\$50.00
1 year	\$100.00

All annual licenses issued under the provisions of this chapter shall expire on December 31 in the year when issued. Other licenses shall expire on the date specified in the license. (Ord. 07-998. Passed 5-7-07.)

713.04 REGISTRATION FOR CHARITABLE PURPOSES.

(a) Applications for registration certificates shall be filed with the Mayor on a form to be furnished by the Village Zoning Officer

- (1) The name, address and the telephone number of the person completing the application;
- (2) The name of an officer or official of the organization;
- (3) The nature of the charitable purpose to which the contributions, donations or sale proceeds will be applied; and
- (4) Such other information as the Mayor may require.

(b) An organization which desires to place a number of peddlers or solicitors in the Village simultaneously may make a group application to cover all of them; however, separate registration certificates shall be issued to each or, in lieu of separate registration certificates, separate information cards shall be issued to each peddler or solicitor by the organization. Such information card shall include, at a minimum;

- (1) The name of the organization;
- (2) A description of the purpose of the peddling or solicitation;
- (3) The period for which the registration certificate was issued;
- (4) The name of the peddler or solicitor;
- (5) The signatures of the peddler or solicitor and an officer or official of the organization.

(c) A registration certificate shall be valid for no more than a one-year period. The registration certificate shall state the expiration date.

(d) No fee shall be required for a registration certificate.

(Ord. 07-998. Passed 5-7-07.)

713.05 APPEALS.

Any person who has applied for a license or registration certificate in accordance with this chapter, and to whom the Mayor has, after an investigation, denied a license or registration certificate, may appeal to the Zoning Board of Appeals. Notice of such appeal shall be filed with the Clerk within fifteen days after the denial by the Mayor. Such appeal shall be heard by the Zoning Board of Appeals at the next regular meeting and applicable appeals fees apply.

(Ord. 07-998. Passed 5-7-07.)

713.06 CARRYING AND EXHIBITING LICENSE OR REGISTRATION; NON-TRANSFERABILITY; WRITTEN RECEIPT REQUIRED .

(a) The license or registration certificate issued under the provisions of this chapter shall at all times be conspicuously attached and exhibited on the outer clothing of the peddler or solicitor.

(b) Licenses or registration certificates issued under the provisions of this chapter are non-transferable and shall not be used by any person other than the person identified on the license or registration certificate.

(c) Upon request, all solicitors or peddlers shall provide a written receipt showing the name of the solicitor or peddler, the amount of the contribution or purchase and the date. Upon request, all persons acting as peddlers or solicitors on behalf of any charitable not-for-profit organization shall provide a statement attesting to the organization's exempt status under section 501 of the Federal Internal Revenue Code.

(Ord. 07-998. Passed 5-7-07.)

713.07 BUSINESS HOURS RESTRICTED.

(a) No person shall peddle, solicit or conduct market research, door-to-door, at dwelling houses or businesses at random, on sidewalks or streets, at public places, at private meeting places or in any other manner or place in the municipality between 8:00 p.m. and 9:00 a.m.

(b) This section does not apply to invitees or national charitable corporations licensed to do business in Ohio with recognized periods for campaigns, provided the organizations have been licensed to solicit by the Mayor.

(Ord. 07-998. Passed 5-7-07.)

713.08 NOTICE PROHIBITING PEDDLERS OR SOLICITORS.

(a) The owners or occupants of any residence or place of business may evidence a determination to refuse to receive any uninvited peddlers or solicitors by displaying a card, decal or sign not less than three inches by four inches in size, nor more than one square foot in total surface area upon or near the main entrance door to the residence or place of business, containing the words "No Peddlers or Solicitors" with letters at least one-third inch in height.

(b) No person shall go upon any premises and ring the door bell, rap or knock upon any door, or create any sound in any other manner calculated to attract the attention of any occupant of such residence or place of business for the purpose of securing an audience with the occupants thereof and engage in peddling or solicitation in defiance of a notice displayed pursuant to division (a) above. (Ord. 07-998. Passed 5-7-07.)

**713.09 FRAUD PROHIBITED; REVOCATION OF LICENSE OR REGISTRATION
CERTIFICATE.**

(a) No person shall directly or indirectly make or perpetrate any misstatement, deception or fraud in connection with any solicitation or peddling for any purpose in the Village or in any application or report filed under this chapter.

(b) No person, having entered into an agreement to conduct any peddling or solicitation on behalf of any person or organization, shall fail to remit or pay to the party entitled thereto the proceeds of such peddling or solicitation in accordance with the terms of the agreement.

(c) The Mayor may revoke at any time any license or registration certificate issued under the provisions of this chapter of violation of any provision of this chapter
(Ord. 07-998. Passed 5-7-07.)

713.99 PENALTY.

Whoever violates any provision of this chapter shall be guilty of a minor misdemeanor. Each day on which such activities are conducted in violation of this chapter shall constitute a separate offense.
(Ord. 07-998. Passed 5-7-07.)
