

**AN ORDINANCE TO REPEAL SECTIONS 723.01 IDENTIFICATION CARD REQUIRED; SECTION 723.02 APPLICATION FORM; FEE; PERIOD OF VALIDITY; SECTION 723.03 REVOCATION OF CARD; APPEALS OF THE CODIFIED ORDINANCES OF PLAIN CITY, OHIO, AND REPLACE SECTION 723.02 RELATING TO PEDDLER/SOLICITOR AND MOBILE VENDORS.**

WHEREAS, the Council of the Village of Plain City, Ohio, deems it necessary for the preservation of the public peace, health and safety to regulate the operation of peddlers; solicitors and mobile vendors.

WHEREAS, Council has determined that changes in the provisions of said ordinance are necessary and proper;

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Plain City, Ohio, as follows:

The Village Council hereby repeals existing code sections 723.01, 723.02 and 723.03 and replaces them with new code section 723.01, which reads as follows;

**723.01 Peddler/Solicitor and Mobile Vendors.**

No person shall enter upon the premises of any residence in the Municipality for the purpose of soliciting orders for, or selling goods, wares, merchandise or services of any kind without first obtaining a permit from the Chief of Police, or his designee. No person shall carry, convey transport goods, wares, merchandise or services of any kind from place to place or street to street within the Village and offer or expose the same for sale from such vehicle without first obtaining a permit from the Chief of Police, or his designee.

**Section 1. Definitions**

(a) "Vehicle" means everything on wheels or runners, including motorized bicycles used for transportation of persons and/or conveyance of any material.

(b) "Person" includes any individual, corporation, business trust, estate, trust, partnership and association.

**Section 2. Permit/Fees**

The conditions, applications and fees of a peddler/solicitor, and mobile vendor are attached in Exhibit "A" of this ordinance. Modifications to Exhibit "A" may be made by Council when deemed necessary. The current conditions, application and fees will be made available on the Villages internet web-site, or they can be obtained in person from the Chief of Police at 231 Friend Street, Plain City, Ohio.

**Section 3. Penalty/Revocation**

Whoever violates any provision of this ordinance shall be guilty of a minor misdemeanor. Anyone who possess a current permit and violates any section as established by Council may have their permit revoked by the Chief of Police; or his designee. If a permit is revoked an application for a new permit may not be made for one calendar year after revocation date. All fees are non-transferable and non-refundable once permit is issued. once fees are paid.

Passed this 11th day of MAY 2012.

Attest: Renee Jan Winkler  
Village Fiscal Officer

Sandra Golkins, Mayor  
Mayor

Vote: Suspend Three Readings: \_\_\_\_\_ aye \_\_\_\_\_ nay \_\_\_\_\_ abstain  
Emergency: \_\_\_\_\_ aye \_\_\_\_\_ nay \_\_\_\_\_ abstain

First Reading April 23, 2012      6 yea votes  
Second Reading May 14, 2012      6 yea votes

**Certificate of Publication:** The undersigned, being Village Fiscal Officer of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 123.01 of the Codified Ordinances. The posting was done from \_\_\_\_\_, 2012 to \_\_\_\_\_, 2012 at the Bulletin Board on the front of the Municipal Building located at 213 South Chillicothe Street; the Plain City Public Library located at 305 W. Main Street; the Citizen's National Bank located at 105 W. Main Street; the Richwood Banking Co. located at 601 W. Main Street; and the Yoder's True Value Hardware Store located at 625 W. Main Street, all being in Plain City, Ohio.

Date: \_\_\_\_\_, 2012

\_\_\_\_\_  
Village Fiscal Officer

**The State of Ohio, Madison/Union County, ss.:**

I, Renee Van Winkle, Village Fiscal Officer of the Village of Plain City, Ohio, in said Madison and Union Counties, and in whose custody the Files, Journals, and Records are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing Ordinance is taken and copied from the original Ordinance now on file with said Village, that the foregoing Ordinance has been compared by me with the said original and that the same is a true and correct copy thereof.

Witness my signature, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Renee Van Winkle,  
Village Fiscal Officer, Village of Plain City,  
Madison/Union County, Ohio

EXHIBIT "A" TO SECTION 723.01 OF THE CODIFIED ORDINANCES OF PLAIN CITY, OHIO AS IT RELATES TO PEDDLERS/SOLICITORS AND MOBILE VENDORS.

1) FEES- The fee for a peddler/solicitor or mobile vendor permit is \$50.00. The permit is valid for one year upon issuance. Once permit is issued fees are non-transferable and/or non-refundable.

2) APPLICATION- The application must be completed before returning to the police department. If approved, the permit will be issued within 5 business days after receipt of application, but no sooner than 3 days. Permits must be received in person at 231 Friend Street, Plain City, Ohio.

a.) Permits will only be issued to persons with a valid form of state or government id card with a photo.

(A) After issuance of permit, and during time frame that permit is valid, applicant must notify the Plain City Police Department by certified US mail of any application changes as it relates to:

I.) any new criminal charges- type of charge, court, date of offense, date of charge

II.) any issued protection orders- must provide complete copy of protection order

III.) any sexual offender registries - must provide complete copy of registry

For any of the above specified changes you must await response by certified US mail from the Chief of Police, or his designee, (no later than 7 business days) before you can solicit again. You will be notified in writing if your updated status will allow you to continue to solicit in the village. Failure to follow these guidelines will void the permit and subject you to the same penalties as if you never possessed a valid permit.

3) PERMIT DENIALS- Permits will be denied for incomplete, false or misleading information on application; or if applicant or enterprise constitutes a clear and present danger to the residents of the village.

a.) Council grants authority to the Chief of Police to grant, deny or revoke all peddler/solicitor/mobile permits in accordance with ordinance.

4) EXEMPTIONS- Permits are not required for Religious; Charitable or Non-profit organizations. Call police department at 614-873-2921 for clarification if needed.

5) GENERAL RULES/REVOCAION- The following rules must be adhered to in order to keep permit valid. Violations of these rules will give cause for the Chief of Police to revoke peddler/solicitor or mobile permit.

a.) Hours permitted are from 10am-7pm Mon/Sat and no Holidays.

b.) Must carry issued permit on a chain or lanyard visible from the outermost clothing garment and present it upon request of resident and/or peace officer.

c.) No Knock Registry; the Village of Plain City has a no knock registry that is live on the web site [www.plain-city.com](http://www.plain-city.com). It is the solicitors responsibility to possess this registry for each day you plan to solicit door to door.

d.) Violating any Village of Plain City Ordinance