



The City of Solon
POLICE DEPARTMENT

33000 Solon Rd.
Solon, OH 44139-2811
Phone: (440) 248-2932
Fax: (440) 248-6751

Christopher Paul Viland
Chief of Police

To prospective Peddlers, Canvassers, or Solicitors as applicants for License or Registration:

Attached, please find an application for a City of Solon Peddler/Solicitor License (Canvasser Registration) along with copies of the Solon Codified Ordinance Chapter regarding Peddling, Canvassing and Soliciting. Please take the time to make yourself familiar with the law and the requirements for obtaining a license or registering legally.

Your application **will be denied** if it contains incorrect information or if it is incomplete or illegible. Failure to submit required attachments will result in the application being considered incomplete. Please do not submit your application and fee with incorrect or incomplete information.

(Please note that there is no fee assessed for Canvassers as defined in the ordinance, whose registration is only valid for 90 days, nor is there a fee assessed for agents of not-for-profit organizations who are exempt from individual licensing but still required to register.)

The only persons exempt from regulation under these ordinances are persons engaged in religious proselytizing or anonymous political speech. Agents of not-for-profit organizations are regulated, however, are exempt from individual licensing provisions. These are narrow exceptions; please contact the Solon Police Department for clarification before you assume that you are exempt.

Also attached to this packet is a copy of a "No Solicitors" sticker that is available to residents of the City. Per Ordinance 846.06, it is illegal to approach those residences that have clearly indicated that peddlers, canvassers, and solicitors are prohibited. Failure to abide by the City approved sticker, or any other similar notice will result in arrest and prosecution for a Fourth Degree Misdemeanor on the first offense.

We look forward to working with you and your organization to ensure that your endeavors are successful. Please be advised, however, that these ordinances are strictly enforced, they are criminal in nature, and will result in arrest and prosecution for failure to comply.

No peddling, canvassing or soliciting is permitted on Sundays or Holidays. Such activity is licensed only between 9:00 a.m. and 9:00 p.m., Monday through Saturday.

Licenses or registrations are issued to individuals. A separate license or registration is required for each person even if they are all agents/employees of a single organization, unless the organization is certified as not-for-profit. Approved licenses or registrations must be carried at all times while peddling, canvassing or soliciting and must be presented to any resident, City Official, or police officer upon request.

Should you have any questions prior to or during the application process, please contact the Permits and Licenses Officer at the Solon Police Department, 440-248-1234.

CHAPTER 846

Peddlers, Solicitors and Canvassers

- 846.01 Definitions.
- 846.02 License or registration required.
- 846.03 Applications; license; fee; registration.
- 846.04 Street peddling; adult attendant required.
- 846.05 Restrictions; hours; conduct.
- 846.06 Resident prohibition by notice.
- 846.07 Display of license.
- 846.99 Penalty.

CROSS REFERENCES

Transient vendors - see Ohio R.C. 311.37

Criminal trespass - see GEN. OFF. 642.12

Handbills - see GEN. OFF. 642.28

Billposting - see GEN. OFF. 642.29

Littering - see GEN. OFF. 660.03

846.01 DEFINITIONS.

As used in this chapter:

(a) "Canvasser" means any person who obtains or seeks to obtain or influence the opinions of the residents of the City by traveling door to door either by foot, automobile, truck or any type of conveyance upon the private residences, including any house, apartment or other dwelling within the City, but does 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 or future delivery or for services to be furnished or performed in the future. This also includes any person who sells or offers for sale goods, merchandise or services of any kind or

description other than from a fixed and established place of business, including those persons who sell from vehicles on the public streets; and

(c) "Solicitor" means any person who obtains or seeks to obtain funds for any cause whatsoever by traveling door to door either by foot, automobile, truck or any type of conveyance upon the private residences, including any house, apartment or other dwelling within the City.

(Ord. 2006-294. Passed 12-18-06; Ord. 2008-314. Passed 11-17-08.)

846.02 LICENSE OR REGISTRATION REQUIRED.

(a) No peddler or solicitor shall peddle or solicit within the City, unless he or she is the holder of a valid license issued pursuant to this chapter.

(b) No canvasser shall obtain or seek to obtain or influence the opinions of the residents of the City until he or she is registered pursuant to this chapter, except that a canvasser who is engaged in religious proselytizing or anonymous political speech shall not be required to be so regulated.

(Ord. 2006-294. Passed 12-18-06.)

846.03 APPLICATIONS; LICENSE; FEE; REGISTRATION.

(a) Any person wanting a license in conformity with this chapter shall obtain an application for same from the Chief of Police, and shall submit the completed application, along with the appropriate fee, to such office, on a form supplied by the Chief that shall contain the following information:

- (1) Full name of the applicant;
- (2) Date of birth of the applicant;
- (3) Local address of the applicant, if any;
- (4) Permanent home address of the applicant verified by State drivers' license, State identification card or like form of identification;
- (5) Telephone number of the applicant;
- (6) Physical description of the applicant, setting forth age, height, weight, color of hair and eyes, and sex;
- (7) Two photographs of the applicant of appropriate size (approximately two inches by two inches), one of which shall be attached at all times to the license or registration, and the other of which shall be for the records of the Police Department;
- (8) Social security number of the applicant;
- (9) A notarized statement as to 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;

(10) Such other information as the Chief may require in order to protect the public health, safety and/or general welfare;

(11) Name, address and telephone number of the organization represented;

(12) A description of the nature of the business and the goods, wares, merchandise, property and/or services to be sold;

(13) Dates, times and particular locations where the peddling or solicitation is to be performed

(b) (1) All license applications shall be referred to the Chief of the Solon Police Department who shall, within ten days after receipt of the completed application, issue licenses to the solicitors or peddlers unless he or she finds that:

A. The applicant has provided false, misleading or deceptive information in his or her application; and/or

B. The applicant or any solicitor or peddler named on the license application has been convicted of a felony violation or misdemeanor violation involving weapons, theft, moral turpitude or violence within the past five years.

(2) Any license issued under this chapter shall be valid for not more than six months. A separate license shall be required for each individual solicitor or peddler even though there may be a single employer.

(c) (1) Each applicant shall pay a fee in the amount of twenty dollars (\$20.00) per week or fifty dollars (\$50.00) per six months, which fee shall be paid at the time the application is submitted.

(2) Applicants who are agents for nonprofit, charitable, religious, civic or educational organizations that meet the definition thereof as contained in Ohio R.C. 2915.01(H), (I), or (J), or have duly registered with the State of Ohio under the provisions of Ohio R.C. Chapter 1716, shall be exempt from the licensing requirements of this section upon submittal of: (a) the Internal Revenue Service Federal Income Tax Exemption Letter and/or the State of Ohio Letter of Registration under Ohio R.C. Chapter 1716 in effect at the time of application by such organization; and (b) a written statement from such organization listing the individuals representing such organization in the City.

(d) Once issued, a license may be used only in conformity with the laws of the City and the State of Ohio; may not be assigned or transferred; must be carried by the licensee at all times; and may be revoked or suspended by the Chief of the Police Department for any of the following causes:

(1) The licensee provided false, misleading or deceptive information in the license application.

(2) The licensee is convicted of a felony or of a misdemeanor involving fraud or moral turpitude.

(3) The licensee violates any provision of this chapter or peddles or solicits in an unlawful manner.

(4) Upon written complaint being filed with the Police Department, that the licensee has made himself obnoxious to the public by the use of indecent, profane or insulting language or has made or perpetrated any misstatement, deception or fraud in connection with any solicitation or sale, and if said complaint is found to be true, the license of such solicitor or peddler shall be revoked.

(e) In the event a license application is not approved or in the event any license issued pursuant to the provisions of this chapter is revoked, written notice shall be given to the applicant or licensee by personal service or by certified mail. The applicant or licensee shall have ten days after the receipt of such notice to appeal such refusal or revocation. Such appeal shall be perfected by filing a notice of the appeal with the City Council; thereupon the applicant shall have not less than ten days notice of the date and place of the hearing. The City Council shall have the power, after such hearing, to either affirm, modify, or overrule the decision of the Chief of the Police Department.

(f) Any canvasser not involved in religious proselytizing or anonymous political speech shall register with the Chief before obtaining or seeking to obtain or influencing the opinions of the residents of the City. Any canvasser shall provide the Chief in writing with his or her name, address and telephone number, the name, address and telephone number of the organization represented and the dates, times and particular locations where canvassing is to be performed. No fee shall be charged for the registration of any canvasser. Any registration hereunder shall be valid for not more than 90 days.

(Ord. 2006-294. Passed 12-18-06; Ord. 2008-314. Passed 11-17-08.)

846.04 STREET PEDDLING; ADULT ATTENDANT REQUIRED.

No person shall vend or peddle from a vehicle in public streets and public places in the City without a license issued under this chapter, and in pursuit of such business or activity when children under age 18 collect, congregate, assemble or gather about such vehicle for the purpose of making purchases therefrom or in response to such person's actions, such person so vending or peddling shall be required to be accompanied by an adult attendant whose sole duty and occupation shall be to protect and safeguard such children from injury or hazards of vehicular traffic using such streets and public places. The attendant shall maintain a constant lookout for approaching vehicles and shall warn and guard children from injury therefrom.

(Ord. 2006-294. Passed 12-18-06.)

846.05 RESTRICTIONS; HOURS; CONDUCT.

Every person to whom a license to peddle or solicit is issued or registration is required and every canvasser registered under the terms of this chapter shall be governed by the following rules and regulations:

(a) No person subject to the provisions of this chapter shall peddle, solicit or canvass except between the hours of 9:00 a.m. and 9:00 p.m. Monday through Saturday; nor shall such person peddle, solicit or canvass on Sunday or any legal State or Federal holiday.

(b) No peddler, solicitor or canvasser shall enter or attempt to enter a residence, house, apartment or other dwelling in the City without an express invitation from an adult occupant of the residence, house, apartment or other dwelling.

(c) No peddler or solicitor shall engage in any peddling or solicitation other than that specified in the license application.

(d) No peddler, solicitor or canvasser shall by any device make unlawful noises, nor shall any peddler, solicitor or canvasser remain at the residence, house, apartment or other dwelling in the City without the consent of an adult occupant of the residence, house, apartment or other dwelling in the City.

(Ord. 2006-294. Passed 12-18-06; Ord. 2008-314. Passed 11-17-08.)

846.06 RESIDENT PROHIBITION BY NOTICE.

Notwithstanding any other provision of this chapter, no peddler, solicitor or canvasser, or any individual and/or organization exempt from the licensing requirements under this chapter, while peddling, soliciting or canvassing, shall call upon, knock at the door or ring the door bell of any residence, house, apartment or other dwelling in the City upon which there is posted at the entrance a notice which reads "No Peddlers, Solicitors or Canvassers Allowed", or words of similar import, which clearly prohibits peddlers, solicitors and canvassers on the premises, unless such peddler, solicitor or canvasser has previously been invited upon the premises by the owner, lessee or an adult occupant thereof.

(Ord. 2006-294. Passed 12-18-06; Ord. 2008-314. Passed 11-17-08.)

846.07 DISPLAY OF LICENSE.

Any peddler or solicitor shall, at all times while soliciting or peddling, display said license on the outside of their person in such a manner so as to be clearly visible to residents. Upon request by any resident, police officer or City official, a solicitor or peddler shall present said license for further inspection.

(Ord. 2006-294. Passed 12-18-06.)

846.99 PENALTY.

Whoever violates any provision of this chapter shall be guilty of a fourth degree misdemeanor on the first offense and shall be guilty of a first degree misdemeanor for the second or subsequent offenses.

(Ord. 1991-177. Passed 5-4-92; Ord. 2006-294. Passed 12-18-06.)

Disclaimer:

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For further information regarding the official version of any of this Code of Ordinances or other documents posted on this site, please contact the Municipality directly or contact American Legal Publishing toll-free at 800-445-5588.

**NO
PEDDLERS, SOLICITORS
OR CANVASSERS
ALLOWED**

City of Solon Ordinance #846.06



Kevin C. Pastor
Mayor

Office Hours:
Monday-Friday,
8:00 a.m. - 4:00 p.m.

Solon Police Department
33000 Solon Road
Solon, Ohio 44139

Photo Section - For office purposes only

For Questions call:
(440) 248-1234

APPLICATION FOR PEDDLER/SOLICITOR LICENSE
ALSO SERVES AS CANVASSER REGISTRATION (No Fee, 90 day limit)
A separate License or Registration is required for each individual Peddler, Canvasser, or Solicitor

Dates applied for from _____ to _____
Applicable Fee: \$20.00 per week or \$50.00 for six (6) months
(Due at the time of the application)

Every Peddler or Solicitor as defined in Solon Codified Ordinance 846.01 must hold a valid license to peddle or solicit, except those operating as agents of non-profit charitable, religious, civic, or educational organizations. Non-profits are exempt from licensing requirements but are still required to register. **Please check with a permit officer for details.** Every canvasser as defined must register using this same form unless engaged in religious proselytizing or anonymous political speech.

In order to process this License, you must submit the following along with your application:

- Two (2) photographs approximately 2 inch x 2 inch (passport photo size).
- Criminal History information including charge, conviction date, and court where applicable.
- A description of the nature of the business and the goods, wares, merchandise, property and/or services to be sold.
- Proof of Tax Exempt or Charitable Organization status from the I.R.S. or State of Ohio or both, where applicable.
- A copy of State Driver's License, State I.D., or other picture I.D.
- Documentation from the Organization represented that the applicant is, in fact, a representative, where applicable.

Name:	SSN:	DOB:
Permanent Address and Telephone Number		
Local Address and Telephone Number (if different from above)		
Physical Description of Applicant: Age _____ Sex _____ HT _____ WT _____ Eye _____ Hair _____		
Nature of Activity: _____ Product Sales _____ Service Sales _____ Charitable Donation _____ Political Donation _____ Polling _____ Other _____		
Name, Address and Telephone Number of Organization Represented:		
Dates, Times, and particular locations where peddling/soliciting is to take place:		

APPLICANT'S HISTORY

The applicant, attests through the statement, that he or she has never been convicted of a crime, or if so, has attached a complete list of convictions including the nature of the offense and the place of conviction.
_____ No Criminal Conviction _____ Criminal History information attached
Applicant further attests that all information provided is true and accurate subject to the falsification statutes of the State of Ohio.
Signature of Applicant: _____ Date: _____
STATE OF OHIO)
County of Cuyahoga) ss

BE IT REMEMBERED, that on this _____ day of _____, _____, before me, a notary public in and for said county, personally appeared the above named _____ and acknowledged the signing of the above statement as a voluntary act and deed. In testimony whereof, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

Notary Public _____
My commission expires _____

THIS SECTION IS FOR ADMINISTRATION USE ONLY: (Not to be completed by applicant)
Checklist: Application Fee of \$ _____ collected by _____, badge# _____, on (date) _____ Receipt # _____
_____ Photos _____ Business Description _____ Photo I.D. Copy _____ CCH where applicable _____ Tax Exempt Proof _____ Representation Proof _____

Chief of Police:	Approved _____	Disapproved _____
Signature:	_____	Date: _____
Comments:	_____	

License Officer:	Approved _____	Disapproved _____
Signature:	_____	Date: _____
Comments:	_____	

THIS LICENSE MUST BE CARRIED AT ALL TIMES BY LICENSEE DURING PEDDLING, CANVASSING, OR SOLICITING IN THE CITY. THIS LICENSE IS NON-TRANSFERABLE. VALID ONLY FROM 9:00 a.m. TO 9:00 p.m. MONDAY THRU SATURDAY.