

Chapter 136. Hawking and Peddling

ARTICLE II

Door to Door Solicitations

§ 136-6. Definition.

"Door-to-door sales" means the solicitation of a sale or credit sale of goods, other than farm equipment, or services by a seller or the seller's employees to a consumer as a result of or in connection with the seller's or the employee's direct contact accomplished by means of a personal visit to the consumer, other than at the seller's place of business, without the consumer soliciting the initial contact.

§ 136-7. Permit Required.

A seller or seller's employees shall not sell or offer for sale goods, wares, services or merchandise without a written permit from the Chief of Police or the Chief's agent. The permit shall be carried by the seller or seller's employees while engaging in door-to-door sales. It shall be illegal for an individual to engage in door-to-door sales without a permit, unless the individual is exempted by this Ordinance. The fee for a home solicitation permit is \$50 annually for the seller and \$25 annually per employee of seller.

§ 136-8. Exemptions.

The following are exempted from the permit requirement:

- A. Charitable, religious, educational, community, recreational or similar non-profit organizations, providing the following criteria are met:
 - 1) The individual doing the actual selling or soliciting shall not receive any financial compensation for doing so.
 - 2) If goods are offered for sale, the price of the goods shall be no more than \$10 retail.
- B. Bona fides deliveries of goods, wares, merchandise or food made on a regular route to regular customers.
- C. Individuals engaged in the sale of food.

§ 136-9. Restrictions on Door-to-Door Solicitation.

Solicitation may not occur between the hours of 6:00 p.m. and 9:00 a.m. and may not occur on Sundays.

§ 136-10. Violations and penalties.

Any individual in violation of this Article shall be subject to a fine of \$50 for the first offense and \$100 for the second and subsequent offenses. Any individual also found to have violated this Article shall also be responsible for the reasonable attorney's fees and costs of the Town.