

## CHAPTER 110: SOLICITATION

### Section

110.01	Registration required	(1) The name, home address and local
110.02	Application; identification; fingerprints; bonds	address, if any, of the applicant.
110.03	License	(2) Physical description of the applicant,
110.04	Non-transferable	setting forth the applicant's age, height, weight, color
110.05	Exemption	of hair and eyes.
110.06	Conduct of solicitor	(3) The name and address of the person for
110.07	Public activity	whom or through whom orders are to be solicited or
		cleared.
110.99	Penalty	(4) The nature of goods, wares or

merchandise form which orders are to be solicited.

### § 110.01 REGISTRATION REQUIRED.

It shall be unlawful for any person, or sponsoring agents, hawker, peddler or itinerant dealer in goods, wares, merchandise, services or subscriptions to any kind of publication, to offer the same for sale from door to door, office to office, or place to place, or on any street, sidewalk or highway within, or by telephone from and within the town, for either present or future delivery, without having first registered with the Town Marshal, and having his or her credentials stamped as provided in § 110.02 or § 110.03 below. Registration shall not constitute a permit to enter privately policed areas or private property. (Ord. 92-3, passed 11-2-1992)

(5) A statement as to whether the applicant has been convicted of any crime or misdemeanor, and if so, what and where.

(6) A statement as to the period during which the applicant intended to solicit orders.

(B) Applicants applying for a license from the Town Marshal shall post a \$1,000 bond in favor of the town and approved by the Town Marshal, and shall pay a license application fee of \$10.

(C) The applicant, at the time of executing the application blank, shall also submit identification satisfactory to the Town Marshal which shall contain a specimen of the applicant's signature and a complete set of fingerprints. (Ord. 92-3, passed 11-2-1992)

### § 110.02 APPLICATION; IDENTIFICATION; FINGERPRINTS; BOND.

(A) An applicant for permission to solicit orders hereunder shall complete an application blank provided by the Town Marshal, which application blank shall contain the following information:

**§ 110.03 LICENSE.**

Upon compliance by the applicant with the provisions of § 110.02, the Town Marshal shall thereupon issue a license to the applicant, which license shall set forth the name and address of the applicant and of his or her employer, if any, the nature of the goods, wares or merchandise form which orders are to be solicited and the period during which the applicant may solicit orders, which shall not exceed one month; provided, that the Town Marshal shall not be required to grant the permission to any person who shall have been convicted of any crime or misdemeanor involving moral turpitude.

(Ord. 92-3, passed 11-2-1992)

**§ 110.04 NON-TRANSFERRABLE.**

License so issued shall be non-transferrable and shall entitle the holder thereof, for the period indicated therein, unless revoked, to solicit orders within the town for the purchase of the goods, wares or merchandise specified in the license; provided, that holder shall have his or her license in his or her possession at all times while soliciting orders and shall exhibit the same at any time upon request by an officer of the town or prospective purchaser.

(Ord. 92-3, passed 11-2-1992)

**§ 110.05 EXEMPTION.**

Sections 110.01, 110.02, 110.03 and 110.04 hereof shall not apply to solicitors or sponsoring agents in the following conditions:

(A) Where the actual solicitor or solicitors are then enrolled, as a student in any grade one through 12 in any school located in Tippecanoe County, Indiana.

(B) Where the sponsoring agent or organization is an Indiana Not-For-Profit Organization or a recognized organization of any accredited school in Tippecanoe County, Indiana.

(C) Where the provisions of division (A) and (B) above are both met, the sponsoring agent or organization shall make a written request in duplicate to the Town Marshal of the town, setting forth the organization for whose benefit the solicitations will be made, the item or items to be sold, and the name of the individual solicitors who will make solicitation in the town. The Town Marshal when he or she is satisfied the conditions have been met, shall endorse his or her approval on the written request and return one copy to the sponsoring agent, who shall furnish each solicitor when soliciting in the town, which copy shall be exhibited at any time upon request of any officer of the town or prospective purchaser.

(D) No fee or bond shall be required of the sponsoring agent or its solicitors.

(Ord. 92-3, passed 11-2-1992)

**§ 110.06 CONDUCT OF SOLICITOR.**

Any person soliciting within the town, whether or not required to register, shall conform to the following regulations:

(A) The solicitor shall conduct himself or herself at all time in an orderly and lawful manner.

(B) The solicitor shall give a written receipt for all orders taken within the town, which receipt shall be signed by the solicitor and shall set forth a brief description of the goods, wares or merchandise ordered, the total purchase price thereof and the amount of the down payment received by the solicitor from the purchaser.

(Ord. 92-3, passed 11-2-1992)

**§ 110.07 PUBLIC ACTIVITY.**

This chapter shall not apply to any solicitations, where the Town Council by resolution has approved at public activity and at the location specified therein.

(Ord. 92-3, passed 11-2-1992)

**§ 110.99 PENALTY.**

Any person violating any of the provisions of this chapter or making any false statements of fact for the purpose of obtaining permission to solicit orders shall be guilty of an infraction and upon conviction shall be fined in the sum of \$500. Upon any registered person being convicted of any crime or misdemeanor or infraction under this chapter or involving moral turpitude, the license of the person shall be delivered to the Town Marshal and the license cancelled, and the person shall not thereafter solicit orders in the town without re-registering.

(Ord. 92-3, passed 11-2-1992)