

Chapter 13
PEDDLERS AND SOLICITORS

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SEC. 13.1 DEFINITIONS.

For purposes of this chapter, the following definitions shall apply.

SEC. 13.1.1: Charitable: "Charitable" means for the benefit of underprivileged or economically and socially disadvantaged persons.

SEC. 13.1.2: Peddle. "Peddle" means to offer for sale and to sell goods, services, or both to residents without a prior invitation at any place in the city other than a fixed place of business.

SEC. 13.1.3: Peddler. "Peddler" means a person who peddles.

SEC. 13.1.4: Solicit. "Solicit" means to request (1) a resident's attention for an uninvited message or (2) a donation for a specified purpose or cause.

SEC. 13.1.5: Solicitor. "Solicitor" means one who solicits. (Ord. No. 521 N.S., 9/90)

SEC. 13.2 PERMIT REQUIRED

It shall be unlawful for any person to peddle, solicit, or attempt to peddle or solicit within the City without first procuring a written permit from the Piedmont Police Department as provided in this Chapter, except as specified in Section 13.3. (Ord. No. 521 N.S., 9/90)

SEC. 13.3 EXEMPTIONS. The following peddlers and solicitors shall not be required to obtain a permit as provided in Section 13.2.

- (a) Persons selling goods or services, or both, the proceeds of which are used for charitable, educational, philosophical, political, religious, or other ideological purposes;
- (b) Persons soliciting funds for charitable, educational, political, philosophical, religious or other ideological purposes;
- (c) Persons who are both selling goods or services and soliciting funds as described in subsections (a) and (b) above;
- (d) Persons who are conveying charitable, educational, political, philosophical, religious or other ideological messages but not selling goods or services or soliciting funds.
- (e) Salesmen or agents for wholesale businesses who are soliciting orders from and selling to retail dealers in Piedmont.
(Ord. No. 521 N.S., 9/90)

SEC. 13.4 ISSUANCE OF PERMIT

The Chief of Police or his delegate shall issue the permit required by Section 13.2 upon receiving information which clearly establishes (1) the identity of the individual; (2) the existence of the company or other organization whose products or services are being peddled or for which solicitations are being made; and (3) the fact that the individual is authorized by the company or organization to peddle or solicit in Piedmont. The permit shall be valid for one year from the date issued. (Ord. No. 521 N.S., 9/90)

SEC. 13.5 NO WARRANTY

A permit issued under this chapter serves only to verify the three facts set forth in Section 13.3 and shall not endorse or otherwise address the merits of any product, service, or organization soliciting donations. (Ord. No. 521 N.S., 9/90)

SEC. 13.6 ASSIGNMENT PROHIBITED

A permit holder shall not assign or transfer any permit issued under this chapter and may

not authorize any person not named in the permit to peddle or solicit. (Ord. No. 332 N.S. ' 3; Ord. No. 521 N.S., 9/90)

SEC. 13.7 DISPLAY OF PERMIT

Any person holding a permit under this chapter shall display it upon request. (Ord. No. 521 N.S., 9/90)

SEC. 13.8 RINGING BELLS OR KNOCKING ON DOORS OF POSTED PRIVATE PREMISES PROHIBITED

It shall be unlawful for any peddler, solicitor or person pretending to be a peddler or solicitor to ring the bell or knock at the door of any residence or dwelling where a sign bearing the words "No Peddlers," "No Solicitors" or words of similar meaning is painted or affixed so as to be reasonably exposed to public view. This prohibition shall apply to all peddlers and solicitors, including those exempt from the permit requirements of Section 13.2. (Ord. No. 332 N.S. ' 6; Ord. No. 521 N.S., 9/90)

SEC. 13.9 VIOLATIONS

Any violation of any provision of this chapter constitutes an infraction. Each act in violation of this ordinance constitutes a new and separate offense. The fines for offenses hereunder shall be set from time to time by City Council Resolution. (Ord. No. 521 N.S., 9/90)