



BUSINESS SOLICITATION ID CARD

For Door-to-Door Resident Sales

**CHAPTER 717
CODIFIED ORDINANCES**

CITY OF CUYAHOGA FALLS

No: _____

Paid: \$ _____

From: _____ To: _____

IDENTIFICATION AND REGISTRATION

NAME: _____ COMPANY: _____

DATE: _____

TO BE COMPLETED BY APPLICANT:

LOCAL TELEPHONE: _____ BUSINESS TELEPHONE: _____

NAME OF APPLICANT: _____

ADDRESS: _____

BIRTHDATE: _____ SOCIAL SECURITY NO: _____

HEIGHT: _____ WEIGHT: _____ HAIR: _____ EYES: _____

MOTOR VEHICLE: MAKE: _____ MODEL: _____

LICENSE NO.: _____ YEAR: _____

DRIVER'S LICENSE: STATE OF ISSUANCE: _____

LICENSE NO.: _____

NAME OF EMPLOYER: _____ PHONE: _____

ADDRESS OF EMPLOYER: _____

DESCRIPTION OF GOODS OR SERVICES: _____

CONVICTED OF ANY CRIME: YES _____ NO _____ PENALTY: _____

NATURE: _____

TRAFFIC VIOLATIONS: _____

(within last 5 years)

APPLICANT'S SIGNATURE

MAYOR

CHIEF OF POLICE

Filing Due Dates

Form 11

Employer's Municipal Tax Withholding Statement

Semi-Monthly Filers The 3rd banking day after the 15th of each month
and the 3rd banking day after the last day of each month

Monthly Filers The 15th day of the month following the month withheld

Quarterly Filers The last day of the month following the end of the quarter:
1st Quarter - April 30th
2nd Quarter - July 31st
3rd Quarter - October 31st
4th Quarter - January 31st

Form 17

Reconciliation of Income Tax Withheld and W-2 Transmittal

Annually On or before the last day of February following the calendar year in which the taxes were withheld

Form 27

Net Profit Tax Return

Annually The 15th day of the 4th month following the end of the taxpayer's taxable year

Form 20-EXT

Net Profit Estimated Income Tax and/or Extension of Time to File

Quarterly The 15th day of the 4th, 6th, 9th, and 12th months after the beginning of the taxable year.

CHAPTER 717
Business Solicitation Identification Cards

- 717.01 Identification card required.
- 717.02 Card application, fee and issuance.
- 717.03 Revocation of certification card; appeal.
- 717.99 Penalty.

CROSS REFERENCES

- Charitable solicitations - see Ohio R. C. Ch. 1716
- Trespass - see GEN. OFF. 541.05
- Peddlers - see BUS. REG. Ch. 745
- Solicitation of funds - see BUS. REG. Ch. 757

717.01 IDENTIFICATION CARD REQUIRED.

No person shall enter upon the premises of any residence in the City for the purpose of soliciting orders for, or selling goods, wares, merchandise or services of any kind or character, unless such person shall have first obtained an identification card as hereinafter provided. (Ord. 236-1964. Passed 11-23-64.)

717.02 CARD APPLICATION, FEE AND ISSUANCE.

(a) Whoever desires the issuance of an identification card required by Section 717.01 shall file with the Records Clerk of the City a written application, on a form to be provided, correctly containing the following information:

- (1) Full name of applicant.
- (2) Address.
- (3) Birthdate, height, weight, color of eyes and hair.
- (4) If applicant uses motor vehicle; the make, model, year and current registration number thereof.
- (5) State of issuance of driver's license and number thereof.
- (6) Name and address of employer.
- (7) Brief description of goods, wares, merchandise or services involved.
- (8) Whether applicant has ever been convicted of any crime, and, if so, the nature thereof and penalties therefor.

(b) Upon approval of the application by the Police Chief and Public Safety Director, the applicant shall pay a fee of ten dollars (\$10.00) to compensate for the costs incident to the issuance thereof.

(c) Upon compliance with the foregoing, the identification card, which shall be valid for a period of one year from the date of issuance, shall forthwith be issued to the applicant.

717.03 REVOCATION OF CERTIFICATION CARD; APPEAL.

(a) Should any subsequent investigation disclose that the applicant has falsified any information required in his application which was the basis upon which the identification card was issued, the Records Clerk of the City shall immediately revoke the identification card and notify the holder thereof, either in person or by certified mail, of such action so taken.

(b) Any person whose identification card is so revoked may, within ten days after receipt of the revocation notice, appeal to Council by filing with the Clerk of Council a signed written statement briefly setting forth his grounds of appeal. Council shall give the appellant due notice of a hearing by certified mail. The appellant may appear before Council in person or by attorney, and the decision of Council thereon shall be final. (Ord. 236-1964. Passed 11-23-64.)

717.99 PENALTY.

Whoever violates any provision of this chapter is guilty of a minor misdemeanor for each such offense.

CHAPTER 745 PEDDLERS

- 745.01 Definition.
- 745.02 License required.
- 745.03 License fee.
- 745.04 Inspection of license.
- 745.05 Exception.
- 745.99 Penalty.

CROSS REFERENCES

- Power to inspect food products - see Ohio R. C. 715.46
- Power to regulate - see Ohio R. C. 715.61 et seq.
- Charitable solicitations - see Ohio R. C. Ch. 1716
- Trespass - see GEN. OFF. 541.05
- Disturbing the peace - see GEN. OFF. 509.03
 - Littering- see GEN. OFF. Ch. 557
 - Business solicitation identification card required - see BUS. REG. Ch. 717
- Frozen desserts and confections - see BUS. REG. Ch. 733

745.01 DEFINITION.

"Peddler" means every person who shall sell or offer for sale, barter or exchange any goods, wares, produce, merchandise or other articles of value at any place in, along or through the streets or other public places. (Ord. 6-1925. Passed 3-3-25.)

745.02 LICENSE REQUIRED.

Every peddler, huckster, itinerant retailer or other person shall, before engaging in the business of selling, bartering or offering for sale vegetables, provisions, goods or merchandise or anything of value, upon the public streets or other public places within the City, procure a license for such purpose and obtain a license therefor from the Director of Public Service. (Ord. 6-1925. Passed 3-3-25.)

745.03 LICENSE FEE.

The applicant and grantee of any license for the purposes enumerated in Sections 745.01 and 745.02 shall pay the following fees for the license:

- (a) A license for a motor vehicle shall be fifty dollars (\$50.00) per year.
- (b) A license for a handcart shall be ten dollars (\$10.00) per year. The license for a participant in the Farmers' Market on the Front Street Mall selling produce other than that personally grown shall be a fee of ten dollars (\$10.00) per year.
- (c) A license where the merchandise being sold is carried by the seller shall be ten dollars (\$10.00) per year.

If an applicant desires the license for less than one year, the license fee for the same shall be at the rate of five dollars (\$5.00) per day. (Ord. 165-1928. Passed 12-4-28.)

745.04 INSPECTION OF LICENSE.

Every grantee of a license to peddle under this chapter shall, when so requested by any member of the Police Department, produce such license for inspection. (Ord. 6-1925. Passed 3-3-25.)

745.05 EXCEPTION.

- (a) Nothing in this chapter shall be construed to require the payment of any license fee by the owner of any product or article of his own raising or manufacture for selling such article or product, either personally or by an agent.
- (b) A person registered under Chapter 757 does not need to pay a peddler's fee as required under this chapter. (Ord. 6-1925. Passed 3-3-25.)

745.99 PENALTY.

Whoever violates any provisions of this chapter is guilty of a minor misdemeanor for the first offense, and a misdemeanor of the fourth degree for the second or any subsequent offense.

541.05 CRIMINAL TRESPASS.

- (a) No person, without privilege to do so, shall do any of the following:
- (1) Knowingly enter or remain on the land or premises of another;
 - (2) Knowingly enter or remain on the land or premises of another, the use of which is lawfully restricted to certain persons, purposes, modes or hours, when the offender knows the offender is in violation of any such restriction or is reckless in that regard;
 - (3) Recklessly enter or remain on the land or premises of another, as to which notice against unauthorized access or presence is given by actual communication to the offender, or in a manner prescribed by law, or by posting in a manner reasonably calculated to come to the attention of potential intruders, or by fencing or other enclosure manifestly designed to restrict access;
 - (4) Being on the land or premises of another, negligently fail or refuse to leave upon being notified by signage posted in a conspicuous place or otherwise being notified to do so by the owner or occupant, or the agent or servant of either.
- (b) It is no defense to a charge under this section that the land or premises involved was owned, controlled or in custody of a public agency.
- (c) It is no defense to a charge under this section that the offender was authorized to enter or remain on the land or premises involved when such authorization was secured by deception.
- (d) (1) Whoever violates this section is guilty of criminal trespass, a misdemeanor of the fourth degree.
- (2) Notwithstanding Section 501.99, if the person, in committing the violation of this section, used a snowmobile, off-highway motorcycle, or all-purpose vehicle, the court shall impose a fine of two times the usual amount imposed for the violation.
- (3) If an offender previously has been convicted of or pleaded guilty to two or more violations of this section or a substantially equivalent municipal ordinance, or state law, and the offender, in committing each violation, used a snowmobile, off-highway motorcycle, or all-purpose vehicle, the court, in addition to or independent of all other penalties imposed for the violation, may impound the certificate of registration of that snowmobile or off-highway motorcycle or the certificate of registration and license plate of that all-purpose vehicle for not less than sixty days. In such a case, Ohio R.C. 4519.47 applies.
- (e) As used in this section:
- (1) "All-purpose vehicle," "off-highway motorcycle" and "snowmobile" have the same meaning as in Section 375.01 of the Traffic Code.
 - (2) "Land or premises" includes any land, building, structure, or place belonging to, controlled by, or in custody of another, and any separate enclosure or room, or portion thereof.

(ORC 2911.21)

757.05 SOLICITATION PROHIBITED.

No person shall go upon any premises and ring the door bell upon or near any door, or rap or knock upon any door, or create any sound in any manner calculated to attract the attention of any occupant of such premises for the purpose of securing an audience with the occupant(s) thereof to engage in solicitation as defined in this chapter if:

- (a) It is earlier than 9:00 a.m. or later than 9:00 p.m. local time; or
- (b) There is posted upon or near the main entrance door of such premises a notice, not less than three inches by five inches and not more than fifteen square inches, containing the words "No Soliciting" in letters at least one inch in height; or
- (c) There is posted upon or near each entrance to a residential development the inhabitants of which are members of a bona fide condominium or homeowners' association a sign, placed by said association, not less than two and not more than four square feet containing the words "No Soliciting" in letters at least four inches in height.

Any sign which complies with this section shall not count as a sign for purposes of determining the maximum number of signs permitted by the Sign and Landscaping Code. (Ord. 56-1999. Passed 3-8-99.)

757.99 PENALTY.

Whoever violates Section 757.05 shall be guilty of a minor misdemeanor on the first offense and a misdemeanor of the second degree for any subsequent offense. Whoever violates any one the other provisions of this chapter, or files or causes to be filed a registration containing false or fraudulent misstatements, is guilty of a misdemeanor of the second degree. (Ord. 56-1999. Passed 3-8-99.)