



**PEDDLER'S APPLICATION**  
**For Sales in, on or through**  
**City Streets or Public Places**  
**CHAPTER 745**  
**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**

\_\_\_\_\_  
**DIRECTOR OF PUBLIC SERVICE**

\_\_\_\_\_  
**DATE**

**RECORDS CHECK:**





# City of Cuyahoga Falls

DIVISION OF TAXATION

2310 Second Street \* Cuyahoga Falls, Ohio 44221

Phone: (330) 971-8220 \* Fax: (330) 971-8219

Website: <http://www.cityofcf.com/tax>

## Municipal Income Tax Account Questionnaire

Firm  
Name: \_\_\_\_\_ DBA \_\_\_\_\_  
Local Street Address of Business: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Business Fax \_\_\_\_\_  
Nature of  
Business \_\_\_\_\_

Have you previously had a Municipal income tax account with the City of Cuyahoga Falls, Ohio?

Yes  No

If Yes, please indicate the account number (SSN or EIN) \_\_\_\_\_

Date you started business within our city \_\_\_/\_\_\_/\_\_\_

Date you first had employees within our city \_\_\_/\_\_\_/\_\_\_

Approximate monthly payroll amount \$ \_\_\_\_\_

If you are using a payroll service, indicate which one \_\_\_\_\_

Accountant's Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Accountant's

Address: \_\_\_\_\_

**Account Type:** (Check all types applicable to you or your business)

\_\_\_\_\_ C Corporation or

\_\_\_\_\_ S Corporation: Federal ID No. \_\_\_\_\_ Fiscal Year End \_\_\_\_\_

President's Name: \_\_\_\_\_ Vice President: \_\_\_\_\_

Address of Home Office: \_\_\_\_\_

Subsidiary Of: \_\_\_\_\_

\_\_\_\_\_ Partnership: Federal ID No.: \_\_\_\_\_ Fiscal Year End \_\_\_\_\_

Name: \_\_\_\_\_ SSN: \_\_\_\_\_ Address: \_\_\_\_\_

Name: \_\_\_\_\_ SSN: \_\_\_\_\_ Address: \_\_\_\_\_

Name: \_\_\_\_\_ SSN: \_\_\_\_\_ Address: \_\_\_\_\_

\_\_\_\_\_ Sole Proprietorship: Federal ID No. If applicable: \_\_\_\_\_

Name of Owner: \_\_\_\_\_

Home Address: \_\_\_\_\_

Phone: \_\_\_\_\_ SSN: \_\_\_\_\_

\_\_\_\_\_ Withholding Account only: \_\_\_\_\_ Courtesy Withholding or \_\_\_\_\_ Non-Profit

Federal ID No.: \_\_\_\_\_



## City of Cuyahoga Falls

### DIVISION OF TAXATION

2310 Second Street \* Cuyahoga Falls, Ohio 44221

Phone: (330) 971-8220 \* Fax: (330) 971-8219

Website: <http://www.cityofcf.com/tax>

## Important Due Dates for Businesses

### Net Profit Income Tax Returns

- ↳ For calendar year taxpayers, must be filed by April 15.
- ↳ For fiscal year taxpayers, must be filed by the 15<sup>th</sup> day of the fourth month following the end of the fiscal year.

### Estimated Tax Payments

- ↳ For calendar year taxpayers, quarterly installments are due April 30, July 31, October 30, and January 31.
- ↳ For fiscal year taxpayers, quarterly installments are due on or before the last day of fourth, sixth, ninth, and twelfth month after the beginning of the taxpayer's taxable year.

### Employer Withholding Returns

- ↳ For employers who qualify to withhold tax quarterly, due dates are as follows:
  - 1<sup>st</sup> Quarter – January, February, March – due April 30
  - 2<sup>nd</sup> Quarter- April, May, June – due July 31
  - 3<sup>rd</sup> Quarter – July, August, September – due October 31
  - 4<sup>th</sup> Quarter – October, November, December – due January 31

\*Only employers whose annual withholding is less than \$1,200.00 qualify to remit withholding on a quarterly basis.

- ↳ For employers required to withhold monthly, the due date for withholding is the 20<sup>th</sup> of the following month.

Example: January monthly withholding is due February 20

- ↳ A year end withholding reconciliation is due by January 31.
- ↳ Copies of W2 forms must be attached to year-end reconciliation form.

For further information, please contact the Income Tax Office at 330/971-8220 or visit our website at <http://www.cityofcf.com/tax.htm>.

## **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.

**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 565**  
**City Parks**

**565.04 RULES AND REGULATIONS.**

(a) The following rules and regulations are hereby ordained and established for the conduct of the parks and recreation areas of the City and the use thereof by the public:

(1) The parks shall be open daily to all residents of Cuyahoga Falls, on equal terms, and none shall be given special privilege therein or be permitted to make use of them for any purpose not practically common to all, and not in consonance with the proper uses of a park or recreation area.

The parks shall be used only during the hours from sunrise to sunset unless authorization is given by the Park and Recreation Board or the Superintendent of Parks and Recreation.

2) The parks are constructed and maintained for the use of the residents of Cuyahoga Falls, but the driveways and roads therein shall be used only by persons, carriages, automobiles and other vehicles used for purposes of pleasure and any person on horseback, and the walks and paths are reserved for the exclusive use of pedestrians. Horses may not travel in any park except upon bridle paths, driveways or roads.

**Heavily laden vehicles, automobiles, trucks or vehicles carrying or ordinarily used in carrying merchandise, goods, tools, material or rubbish, market wagons, milk wagons, dirt carts, moving vans, drays, trucks or teams of traffic, except as may be used in the park service, are prohibited from passing over the driveways in any part of the park.**

Nothing contained in this subsection shall be held to conflict with the established rights of travel or occupancy of any of the public streets or avenues running around the parks.

(3) No person shall ride or drive upon any part of or portion of any park at a rate of speed exceeding fifteen miles per hour. Every person so using the driveways, roads, parkways and bridle paths shall, as to rate of speed of driving or riding thereon and as to moving or driving on, or stopping any automobile, vehicle, horse or team in such rides or drives, be subject to and shall obey the orders of any police officer or Park and Recreation Board employee, whenever in the judgment of such officer or employee, the safety or convenience of those using such rides or drives shall require a greater or less rate of speed than that at which such person shall be riding or driving, or that he ride or drive on, or stop. All animals or vehicles in motion shall keep to the right.

(4) **No automobile, vehicle or animal shall be permitted to stand upon any driveway, road or parkway to the obstruction thereof or to the inconvenience of travel, nor shall any person solicit passengers within or upon the park.**

Automobiles and vehicles shall be driven only in the designated roadways and driveways. Hitching horses or other animals to any tree, shrub, fence, railing, building or other structure, except such as are provided for such purpose, or allowing horses or other animals to stand unhitched while the driver or attendant is beyond reach of such horse or other animal, is prohibited.

(5) No person shall place or suffer to remain in or upon any park or parkway any goods, merchandise or other articles in the nature of an obstruction to the use and enjoyment of the park or parkway; nor shall any person place any straw, dirt, chips, paper, shavings, shells, ashes, swill or garbage, or other rubbish, even though not offensive to health, in or upon the same. **No person shall distribute any circulars, cards or other written or printed matter in any park or parkway.** The provisions of this subsection shall in no way affect any existing structure or other building or electric, sewer or water facility of the City. In the event the City Engineer recommends the future construction of sewer or water lines under any City park or playground, such utilities may be constructed, provided the park or playground is restored to its original condition after such utility improvement is completed. If the City desires to construct any other structure or building for any utility purposes in any City park or playground, permission to construct such structure or facility must first be obtained from the Park and Recreation Board.

(6) **The placing of any unauthorized structure, sign, bulletin board or advertising device of any kind whatever, or the erection of any post or pole, or the attachment of any notice, bill, poster, sign, wire, rod or card to any tree, shrub, fence, railing, foundation, wall or post, or the placing of any advertising, decorative or other device of any kind whatever, on any of the vases, statues, bridges or monuments in any park or parkway is prohibited.**

The Park and Recreation Board or the Superintendent of Parks and Recreation may permit the erection of temporary decorations on occasions of public celebrations or holidays.

(7) No person shall remove, destroy, break, injure, mutilate or deface in any way any structure, monument, statue, vase, fountain, wall, fence, railing, vehicle, bench, tree, shrub, fern, plant, flower or any other property in any park or parkway. No person other than an employee of the parks shall bring into any of the parks or have in his possession while therein, any tree, shrub or plant.

(8) Domesticated animals shall not be allowed to run at large, and, if found within the park limits, may be impounded. Dogs, unless accompanied by their owners and held in control, shall not be allowed within the parks. No dogs shall be allowed in Oak Park or Linden Park. No dog shall be allowed in Valley Vista except in posted

areas. No animals of any kind shall be allowed to enter any of the lakes, ponds, fountains or streams. Owners of dogs or other animals damaging or destroying park property will be held liable for the full value of the property damaged or destroyed in addition to the penalty imposed for a violation of this section.

(9) Picnics and picnicking groups are not prohibited from occupying the parks for such purposes, but no person shall join any such party without the consent of the persons of whom it shall be composed, or shall in any manner disturb or interfere with the same.

(10) No gambling of any kind will be permitted in the parks. Portions of the park may be set apart by the Superintendent and/or the Board for play or other games.

**(11) Solicitors, agents, peddlers, etc., are prohibited from plying their trades in the parks.**

(12) Climbing any tree or walking, standing or sitting upon the monuments, vases, fountains, railings, fences or copings is prohibited.

(13) The use of firecrackers, torpedoes or explosives of any kind within the parks is prohibited unless authorized by the Board and bond is given in an amount suitable to the Chief of the Fire Department.

(14) No person shall use any weapon, stick, stone or missile of any kind for the destruction or injury of or to any wild or domestic animal or fish within the park limits.

(15) No person shall go onto the ice on any of the lakes, ponds or streams in the parks, except such as are designated as skating fields and only when a safety signal is displayed.

(16) Sleeping or protracted lounging on the seats or benches, loud, boisterous, threatening or abusive, insulting or indecent language or disorderly conduct or behavior, or any act tending to a breach of the public peace is strictly prohibited.

(17) No person shall bring into and/or possess in any park any intoxicating liquor or alcoholic beverage. No intoxicated person shall be allowed to enter or remain within any of the parks.

(18) No person shall enter any building, enclosure or structures which are closed or upon which the words "No admittance" are displayed or posted by sign, placard or otherwise, without the consent of the Superintendent or other officer.

(19) No person shall injure, deface or destroy any notice of the rules and regulations for the government of the parks, which shall have been posted or permanently fixed by order or permission of the Board or Superintendent.

(20) Fishing, wading, swimming or bathing in any of the lakes, ponds, fountains, or streams, is prohibited except in places so designated by the Board.

(21) No person shall resist any member of the Police Department in the discharge of his duty within the limits of any City park, nor in any manner interfere or hinder or prevent him from discharging his duty, nor in any manner assist any person in custody of any member of the Police Department to escape or attempt to rescue any person in custody.

(22) Permits to use various posted areas or other facilities shall be issued to applicants by the Superintendent or his designated agent. A system of fees and charges may be set up for use of certain designated parks or facilities after approval by the Board, which shall have the discretion to refuse the issuance of a permit for just cause.

(23) It shall be the duty of every person claiming to have a permit from the Board and the Superintendent or any of its officers to produce and exhibit such permit upon the request of any authorized person who shall desire to inspect the same.

(24) All permits issued by the Superintendent shall be subject to the park rules and regulations and City ordinances, and the person to whom such permit shall be issued shall be bound by such rules, regulations and ordinances as though the same were inserted in such permit. Any person to whom such permit shall be issued shall be liable for any loss, damage or injury sustained by reason of the negligence of the person or persons to whom such permits shall be issued as well as for any breach of such rules, regulations and ordinances, to the person or persons so suffering damages or injury.

(25) The word "Board" and the term "the Board" as used in these rules and regulations means "the Park and Recreation Board members of Cuyahoga Falls", and the word, "Superintendent" means the Superintendent of Parks and Recreation, Cuyahoga Falls.

(26) Persons riding motorcycles or in automobiles shall possess all the rights and privileges and shall be subject to all the rules and regulations, not in conflict with the provisions hereof, which are prescribed for persons riding motorcycles or in automobiles on the public highways of the City.

(27) No golf equipment of any kind, including but not limited to golf clubs, golf balls and golf shoes, shall be used in the parks unless authorized by the Board or the Superintendent.

(Ord. 64-1965. Passed 4-26-65; Ord. 157-1980. Passed 10-13-80.)

## CHAPTER 557 LITTERING

### 557.03 DEFINITIONS

For the purposes of this chapter the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular and words used in the singular include the plural. The word "shall" is always mandatory and not merely directory.

(a) **"Aircraft"** means any contrivance now known or hereafter invented, used or designated for navigation or for flight in the air and shall include helicopters and lighter-than-air dirigibles and balloons.

(b) **"Handbill"** means any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copies of any matter of literature:

(1) Which advertise for sale any merchandise, product, commodity or thing; or

(2) Which directs attention to any business or mercantile or commercial establishment or other activity for the purpose of either directly or indirectly promoting the interest thereof by sales; or

(3) Which directs to or advertises any meeting, theatrical performance, exhibition or event of any kind for which an admission fee is charged for the purpose of private gain or profit. The terms of this subsection shall not apply where any admission fee is charged or a collection is taken up for the purpose of defraying the expenses incident to such meeting, theatrical performance, exhibition or event of any kind, when either of the same is held, given or takes place in connection with the dissemination of information which is not restricted under the ordinary rules of decency, good morals, public peace, safety and good order or when such performance or meeting is for a charitable purpose, provided that nothing contained in this subsection shall be deemed to authorize the holding, giving or taking place of any meeting, theatrical performance, exhibition or event of any kind without a license where such license is or may be required by any law of this State or under any ordinance of this City; or

(4) Which, while containing reading matter other than advertising purposes, is for the private benefit and gain of any person so engaged as advertiser or distributor. Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, newspaper, magazine, paper, booklet or any other printed or otherwise reproduced original or copies of any matter or literature not included in the aforesaid definitions of a commercial handbill or newspaper.

### 557.12 PLACING HANDBILLS ON VEHICLES PROHIBITED

No person shall distribute, deposit, place, throw, scatter or cast any handbill in or upon any automobile or other vehicle. The provisions of this section shall not be deemed to prohibit the handing, transmitting or distributing of any handbill to the owner or other occupant of any automobile or other vehicle who is willing to accept the same.

(Ord. 105-1961. Passed 5-8-61.)

### **557.13 DEPOSITING HANDBILLS ON UNINHABITED OR VACANT PREMISES**

No person shall distribute, deposit, place, throw, scatter or cast any handbill in or upon any private premises or vacant land which are temporarily or continuously uninhabited or vacant. (Ord. 105-1961. Passed 5-8-61.)

### **557.14 PROHIBITING DISTRIBUTION OF HANDBILLS WHERE PROPERLY POSTED**

No person shall distribute, deposit, place, throw, scatter or cast any handbill upon any premises if requested by anyone thereon not to do so or if there is placed on such premises in a conspicuous position near the entrance thereof, a sign bearing the words "No Trespassing, " "No Peddlers or Agents, " "No Advertisement" or any similar notice, indicating in any manner that the occupants of such premises do not desire to be molested or to have their right of privacy disturbed or to have any such handbills left upon such premises. (Ord. 105-1961. Passed 5-8-61.)

### **557.15 DISTRIBUTING HANDBILLS AT INHABITED PRIVATE PREMISES**

(a) No person shall distribute, deposit, place, throw, scatter or cast any handbill in or upon any private premises which are inhabited, except by handing or transmitting any such handbill directly to the owner, occupant or any other person then present in or upon such private premises. However, in the case of inhabited private premises which are not posted as provided in this chapter, the aforesaid, unless requested by anyone upon such premises not to do so, may place or deposit any such handbill in or upon such inhabited private premises, if the handbill is so placed or deposited as to secure or prevent the handbill from being blown or drifted about such premises or elsewhere, except that mail boxes may not be so used when so prohibited by Federal postal laws and regulations.

(b) All handbills to be written, printed, posted or distributed under subsection (a) hereof, must contain thereon, in a conspicuous place, the name and residence or business address of the person issuing same, or in the case of an organization, the name and business address of its chairman, treasurer, secretary or the person who issues, makes or is responsible therefore. (Ord. 168-1987. Passed 7-27-87.)

### **557.16 DROPPING LITTER FROM AIRCRAFT**

No person shall drop litter upon lands, public or private, within the corporate limits from aircraft. (Ord. 105-1961. Passed 5-8-61.)

### **557.17 POSTING NOTICES PROHIBITED**

No person shall post notices, advertisements, election campaign literature or portable signs of any nature on any public property or within any public lands or right of way. (Ord. 105-1961. Passed 5-8-61.)

### **557.18 LITTER ON OCCUPIED AND VACANT PRIVATE PROPERTY; OWNER'S DUTY**

Litter, rubbish or refuse shall not be cast, scattered, thrown or deposited on or about private property within the corporate limits to the detriment of public health, safety and welfare. The owner, lessees, agents or others in charge of premises within the City shall rid such lands and abutting sidewalks and "devil strips" of such nuisance or place it in an authorized receptacle. It shall likewise be unlawful for any person to dump, place or scatter litter, refuse or rubbish on or about private premises, whether such premises are vacant or inhabited. (Ord. 105-1961. Passed 5-8-61.)

### **557.99 PENALTY**

Whoever violates any provision of this chapter is guilty of a misdemeanor of the third degree.

(EDITOR'S NOTE: See Section 501.99 for penalties applicable to any misdemeanor classification.)

## 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.)