

ORDINANCE NO. 29-08

By: Jed Morison

An Ordinance to amend Section 832.01, Peddlers and Solicitors, of the Bexley City Code, and to amend Section 832.99, Penalty, of the Bexley City Code and to declare an emergency.

BE IT ORDAINED BY THE CITY COUNCIL OF BEXLEY, OHIO:

Section One

That Section 832.01 of the Bexley City Code is hereby amended as follows:

832.01 DOOR TO DOOR SELLING; PUBLIC OPINION POLLS

- a) No person shall engage in door to door selling or solicitation or public opinion poll questioning in the City unless such person has first obtained a license under the provisions of this Section.
- b) Each applicant for a license shall pay a filing fee of twenty-five (\$25.00), shall furnish a current, front head photograph without head coverage or sunglasses, not more than two and one-half inches by three and one-half inches and shall complete and execute an application, the form and questions of which shall be prepared by the Chief of Police. A license is required and must be visibly displayed on each person who will be engaging in door to door solicitation or opinion poll questioning.
- c) The Chief or officer in charge may withhold the issuance of the license for a reasonable time if he has reason to believe an investigation should be made prior to such issuance.
- d) The Chief or officer in charge may issue a license to such applicant after consideration of the application and the results of any investigation, if such applicant is of full age, has a good reputation, has no criminal record, is not and has not been engaged in fraudulent activities and will comply with the laws of the State of Ohio and the City of Bexley. However, no license will be issued to an applicant under eighteen years of age unless such applicant is a resident of the City of Bexley.
- e) The term of any license issued hereunder shall be for the balance of the calendar year. The renewal of any license issued hereunder shall be processed in the same manner as the original.
- f) Any such license may be suspended indefinitely and without notice by the Police Department, the Director of Public Safety or the Mayor if it is found that the application contains a false statement or upon complaint that such licensee has engaged in unreasonable sales techniques, used improper language, failed or refused to leave any premises upon request or violated any law of the City of Bexley, the State of Ohio or the United

States. Such suspension may be appealed to the Mayor's Court of the City of Bexley.

- g) No person shall engage in door to door sales or solicitations or conduct any public opinion poll when his license has been suspended or has expired.
- h) The provisions of this Section shall not apply to volunteer solicitors for any church or synagogue located in the City of Bexley, or for any charity approved by the Mayor of the City of Bexley.
- i) No person shall engage in door to door sales or solicitations or public opinion poll questions before 9:00 a.m. or after 8:00 p.m. or sundown, whichever is earlier.

Section Two

That Section 832.99 of the Bexley City Code is hereby amended as follows:

832.99 PENALTY

Whoever violates or fails to comply with any of the provisions of this Chapter is guilty of a misdemeanor of the Fourth Degree and shall be fined not more than two hundred and fifty (\$250.00). A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

Section Three

That this ordinance shall go into effect and to be in force and effect upon passage and approval by the Mayor.

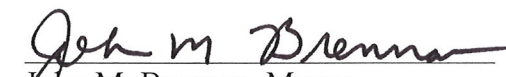
Passed: 3/18, 2008



President of Council

Attest: _____
Clerk of Council

Approved: 3-18, 2008



John M. Brennan, Mayor

First Reading 3-18-08
passed