

## ORDINANCE C-40-97

### AN ORDINANCE TO AMEND CHAPTER 719 OF THE CODIFIED ORDINANCES OF GROVE CITY, OHIO, TITLED ITINERANT VENDORS

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WHEREAS, based upon the opinion of the Director of Law, revisions to these Ordinances are needed to bring them into compliance with recent case law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT:

**SECTION 1.** Section 719.01(d), which reads:

d. "Persons" means any person, firm, corporation, association, club, society or other organization.

IS HEREBY AMENDED TO READ:

d. "**Applicant**" means any person, firm, corporation, association, club, society or other organization.

**SECTION 2.** Section 719.05(b), titled Issuance of License, which reads:

(b) The applicant has not engaged in any fraudulent transaction or enterprise.

IS HEREBY AMENDED TO READ:

(b) The **Applicant's solicitor(s) and/or peddler(s)** have not engaged in any fraudulent transaction or enterprise.

**SECTION 3.** Section 719.07 titled Permit Exhibition, which reads:

Every person receiving a permit under the provisions of this Chapter shall exhibit his or her permit when requested to do so by any police officer or any person to whom a solicitation or offer to sell is made.

IS HEREBY AMENDED TO READ:

**Every applicant receiving a permit under the provisions of this Chapter shall supply a copy of the permit to said applicant's solicitor(s) and/or peddler(s) whom shall exhibit the copy of the permit when requested to do so by any police officer or any person to whom a solicitation or offer to sell is made.**

**SECTION 4.** Section 719.08 titled Permit Transfer Prohibited, which reads:

It is unlawful for any person other than the original permit holder to use or exhibit any permit issued under the provisions of this Chapter.

IS HEREBY AMENDED TO READ:

It is unlawful for any person, other than the original permit holder and its solicitor(s) and/or peddler(s), to use or exhibit any permit issued under the provisions of this Chapter.

SECTION 5. Section 719.11(d) is hereby added and shall read:

(d) Violation of any of the provisions of this Chapter.

SECTION 6. Section 719.12 is hereby added and shall read:

719.12 Exemption

Any applicant holding a Charitable Solicitation Permit, while engaging in the charitable solicitation authorized, shall be exempted from the provisions of this Chapter.

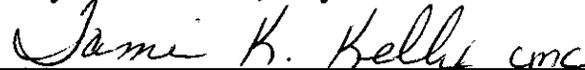
SECTION 7. This ordinance shall take effect at the earliest opportunity allowed by law.

Passed: 7-7-97  
Effective: 8-6-97

Attest:

  
Michael Milovich, Jr., President of Council

  
Cheryl L. Grossman, Mayor

  
Tami K. Kelly, Clerk of Council

I Certify that this ordinance is correct as to form.

  
Thomas Clark, Director of Law