

## ORDINANCE C-41-97

### AN ORDINANCE TO REPEAL AND REPLACE CHAPTER 720 OF THE CODIFIED ORDINANCES OF GROVE CITY, OHIO, TITLED PEDDLERS

---

WHEREAS, Grove City's peddling ordinances have not been changed or amended since the early 1950's; and

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**SECTION 1.** Chapter 720, titled Peddlers is hereby repealed and replaced with Exhibit "A", attached hereto and made a part hereof.

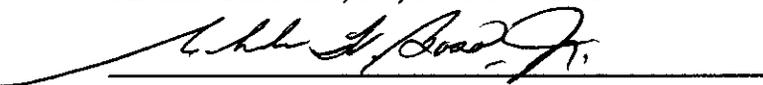
**SECTION 2.** This ordinance shall take effect at the earliest opportunity allowed by law.

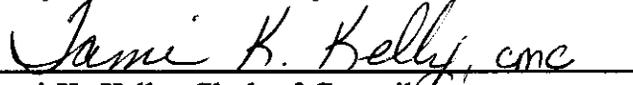
Passed: 7-7-97  
Effective: 8-6-97

Attest:

I Certify that this ordinance is correct as to form.

  
Michael Milovich, Jr., President of Council

  
Cheryl L. Grossman, Mayor

  
Tami K. Kelly, Clerk of Council

  
Thomas Clark, Director of Law

## CHAPTER 720

### Peddlers

720.01	Definitions	720.08	Permit Transfer Prohibited
720.02	Registration & License Required	720.09	Consent of Property Owners
720.03	Registration Process	720.10	Obstruction of Public Right-Of-Way
720.04	Registration Fee	720.11	Sales Near Schools
720.05	Issuance of License	720.12	Revocation of License
720.06	License Expiration	720.99	Penalty
720.07	Permit Exhibition		

### CROSS REFERENCES

Power to inspect food products - see Ohio R.C. 715.46

Power to regulate - see Ohio R.C. 715.61 et seq.

Use of stands on sidewalks prohibited - see Ohio R.C. 2923.22

Sales of goods and services within right of way of interstate and other state highways - see Ohio R.C. 5515.07

Retail sales license - see Ohio R.C. 5739.17

Trespassing - see GEN. OFF. 541.05

---

#### 720.01 DEFINITIONS.

As used in this Chapter, Peddler means any person who sells, barter, offers for sale, or exposes for sale at retail or wholesale, any goods, wares, merchandise, chattels, vegetables, fruits, food stuff or any description, any substance for human consumption, or any commodity or other article, upon the public streets or alleys, or in entrances to buildings or other premises, or upon vacant lots or other tracts of land, or from place to place within the corporate limits of the City.

#### 720.02 REGISTRATION AND LICENSE REQUIRED.

It shall be unlawful for any person to engage in the business of a peddler without first registering for a license, pursuant to 720.03; paying a registration fee, pursuant to 720.04; and obtaining a license, pursuant to 720.05.

#### 720.03 REGISTRATION PROCESS.

Any person seeking to engage in the business of a peddler within the corporate limits of the City shall register for a license with the City by completing an application form provided by the Administrative Assistant. Said application shall be submitted to the Administrative Assistant or his designee no later than thirty (30) days prior to the commencement of business.

#### 720.04 REGISTRATION FEE.

The license provided for in Section 720.02 shall be issued by the Administrative Assistant to all applicants who comply with the terms and conditions of this Chapter upon payment of a registration fee of Twenty Dollars (\$20.00) to cover the cost to the City of processing the application.

#### 720.05 ISSUANCE OF LICENSE.

A license shall be issued by the Administrative Assistant or his designee, subject to the following conditions:

- (a) All of the statements made in the application are true.
- (b) The applicant has not engaged in any fraudulent transaction or enterprise.
- (c) The business of a peddler will not be a fraud on the public.
- (d) The applicant has not been convicted of any crime involving moral turpitude.

**720.06 LICENSE EXPIRATION.**

All licenses issued under the provisions of this Chapter shall expire one (1) year from date of issuance, unless an earlier expiration date is noted on the permit.

**720.07 PERMIT EXHIBITION.**

Every person receiving a permit under the provisions of this Chapter shall conspicuously display his or her permit.

**720.08 PERMIT TRANSFER PROHIBITED.**

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

**720.09 CONSENT OF PROPERTY OWNERS.**

At no time shall any person in the sale of the products or articles set out in Section 720.01 of this chapter, remain, barter, sell, offer or expose for sale any such products or articles at the front of or at the side of any property against the wish or desire of the owner or the tenant of such property.

**720.10 OBSTRUCTION OF PUBLIC RIGHT-OF-WAY.**

At no time shall any person in the sale of the products or articles set out in Section 720.01 of this chapter obstruct any street, alley, public right-of-way, sidewalk or driveway.

**720.11 SALES NEAR SCHOOLS**

At no time shall any person in the sale of the products or articles set out in Section 720.01 of this chapter remain, barter, sell, offer or expose for sale, any such products or articles within five hundred feet of the property line of any public school, except when authorized by the Southwestern City School District.

**720.12 REVOCATION OF LICENSE**

A license to conduct, operate or engage in the business of a peddler may be revoked by the Administrative Assistant for any one or more of the following reasons:

- (a) Fraud, misrepresentation, or bribery in securing a license or during the course of business.
- (b) The making of any false statement as to a material matter in any application for a license.
- (c) Failure to display the license as provided in this Chapter.

**720.99 PENALTY.**

Any person who violates any provision of this Chapter shall be deemed guilty for a misdemeanor of the fourth degree. The penalty upon conviction of such person shall be imprisonment for a period not to exceed thirty (30) days and/or a fine not exceeding two hundred and fifty dollars (\$250.00).