

Chapter 5.20
Peddlers, Solicitors, and
Transient Merchants

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5.20.010 License requirement and exemptions.

A. Any person wishing to engage in business as a peddler, solicitor, or transient merchant within the village of Oakfield shall first obtain a license. Newspaper deliveries; merchants delivering goods to established customers; farmers and truck gardeners; religious, charitable, patriotic, or philanthropic organizations; educational institutions; boy scouts and girl scouts; youth sports programs; and realtors are exempt from this license requirement.

B. A license is valid for the calendar year in which it is issued, regardless of the date of issuance, and shall expire each December 31st.

5.20.020 License application and fee.

License application forms may be obtained from the village clerk. The license fee shall be set from time-to-time by resolution of the village board. The village clerk, with the assistance of the police chief, shall verify the information on the application before issuing a license. Licenses shall be issued within 72 hours of the completion of the application, unless denied for sufficient cause or delayed pending verification of information on the application form. (Ord. 2007-3)

5.20.030 Restrictions.

A. Consent required. No license holder under this chapter shall go in or upon any private residence, business, or office within the village for the purpose of soliciting orders for goods, wares, merchandise, or subscriptions without having been requested or invited to do so by the owner or occupant of said place.

B. Display of License. Persons licensed under this chapter shall carry their licenses with them while engaged in licensed activities and shall display such licenses to any police officer of citizen upon request.

C. Misrepresentation prohibited. No licensee shall intentionally misrepresent to any prospective customer the purpose of the visit or solicitation, nor the name or business of the principal, if any, nor the source of goods, wares, or merchandise which are being sold or offered for sale, or the disposition of the proceeds or profits of the sale.

D. Use of public streets and lands. No licensee shall have any exclusive right to any location on public streets or lands, nor shall any licensee be permitted to operate in a congested area where such operation might impede or inconvenience the public use of such streets or lands. For the purpose of this chapter, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public is impeded or inconvenienced.

E. Peddlers, solicitors, and transient merchants shall not operate within the village limits between the hours of 8:00 p.m. and 8:00 a.m. without a prior appointment.

5.20.040 Revocation.

Licenses may be revoked for fraud, misrepresentation, falsification on the application form, conviction of any crime or misdemeanor, or violation of this chapter.

5.20.050 Penalty for violation.

The penalty for violation of this chapter shall be governed by Chapter 1.20, General Penalty. (Ord. 2004-5)