

## Chapter 5.64

### Peddlers

#### Sections:

5.64.010	Definitions
5.64.020	License – Required
5.64.030	License – Application
5.64.040	License – Application Review
5.64.050	License – Fee – Duration
5.64.060	Exemption from Application and License Requirements
5.64.070	Hours of Operation
5.64.080	Residential Peddling Restrictions
5.64.090	Conducting Business with Persons in Motor Vehicles Prohibited
5.64.100	Sales Restriction
5.64.110	Fixed Locations Prohibited
5.64.120	Vehicle Parking
5.64.130	Proximity to Playground or School Prohibited
5.64.140	Food Sales
5.64.150	Daily Check-In
5.64.160	License Validity
5.64.170	Transfer of License
5.64.180	Posting of License
5.64.190	Revocation/Suspension of License

**§5.64.010 Definitions.** Unless the context otherwise requires, the following terms as used in this Chapter shall be construed according to the definitions given below:

“Licensee” means a person issued a license pursuant to the provisions of this Chapter of the Village Code.

“Peddler” means any person who shall sell or offer for sale, barter, or exchange, at retail, any produce, food or food products, goods, wares, services, or merchandise of any kind by traveling from place to place in, along, or upon the streets, avenues, alleys, public thoroughfares, or public places of the Village; or who shall sell and deliver from any vehicle goods, wares, services or merchandise by going from place to place in the Village, whether to regular customers or not. The term shall also include any person who moves from house to house or from place to place in the Village selling or taking orders for produce, food or food products, goods, wares, services, or merchandise of any kind for future delivery. This term shall not apply to a person, business, or organization operating out of an enclosed permanent structure within the Village for a period of more than 100

continuous days or can evidence the intent to operate from an enclosed permanent structure within the Village for a period of more than 100 continuous days.

**§5.64.020 License – Required.** It is unlawful to do business as a peddler without having first obtaining a license from the Village as is herein provided.

**§5.64.030 License – Application.** An application for a peddler's license shall be made at the Village Hall and shall contain the following information:

- A. Name of the individual applying for the license;
- B. The applicant's address, telephone number, and driver's license number;
- C. The address and phone number of the applicant's principal place of business;
- D. If the applicant is employed by another person, business, or organization, the name, address, and telephone number of the employer;
- E. The type of goods, wares, services or merchandise to be sold or offered for sale by applicant;
- F. Whether the applicant has been convicted of any criminal offense or ordinance violation in any jurisdiction, and if so, a list of such convictions with date and prosecuting jurisdiction; and
- G. Evidence of appropriate insurance coverage.

**§5.64.040 License – Application Review.** Upon receipt of an application for a peddler's license, a routine investigation of the application and applicant shall be performed by the Village. If, after such investigation, the Village President determines the application should be denied, the Village shall notify the applicant by letter stating the reasons for such denial. Upon approval of an application for a peddler's license, the Village shall issue the license and immediately notify the Peoria County Sheriff's Deputy assigned as the Village Community Policing Officer

**§5.64.050 License – Fee – Duration.** An applicant for a peddler's license shall pay to the Village, when filing an application, a fee of Two Hundred Fifty Dollars (\$250.00). A peddler's license shall be valid for a period of three (3) months from the date of issue. This license fee shall not be prorated for any shorter period of time.

**§5.64.060 Exemption from Application and License Requirements.** The following persons shall be exempt for the application and license requirements of this Chapter:

- A. Farmers, fruit growers, and gardeners who sell the produce or food product of their farm, orchard, or vineyard.

- B. Sellers or deliverers of newspapers.
- C. Street and sidewalk vendors licensed by the Village under Chapter 5.66 of the Village Code.
- D. Persons selling, peddling, soliciting, or taking orders for any goods or services not prohibited by law on behalf of a nonprofit organization sponsored by or participated in by a nonprofit organization operating from a location in the Village, a local chapter of nonprofit organization located within 50 miles of the Village; or by a national nonprofit organization not represented locally but which has filed a statement of registration with the Village specifying the name of the nonprofit organization, its permanent address, the names of its principal officers and names of those persons who are authorized to sell, peddle, or solicit or take orders for goods and services within the Village.
- E. Persons who sell goods, wares, merchandise or services on Village-owned public grounds as part of an event for which a license has been issued under the Village Code.
- F. Persons selling, peddling, soliciting or taking orders for any goods or services not prohibited by law while invited to participate in the Princeville Heritage Days event by the Princeville Civic Association or while invited to participate in any celebration, fair, festival or similar activity sponsored by a nonprofit organization or the Village of Princeville.
- G. Route salesmen having established customers to whom periodic deliveries are made and who may make calls upon prospective customers in their regular service area.
- H. Persons delivering an item previously ordered either by solicitation or mail order, or selling items to persons who have requested or invited the seller to exhibit his merchandise.

**§5.64.070 Hours of Operation.** A Licensee shall only engage in peddling between the hours of 8:00 a.m. to 6:00 p.m.

**§5.64.080 Residential Peddling Restrictions.** No licensee shall engage in peddling at any residence in the Village at which "NO SOLICITORS" signage is displayed upon or near the main entrance door or any variation of this statement. Further, no licensee shall remain at any residence after being asked by an occupant to leave.

**§5.64.090 Conducting Business with Persons in Motor Vehicles Prohibited.** No licensee shall solicit or conduct business with persons in motor vehicles.

**§5.64.100 Sales Restriction.** No licensee shall sell anything or provide any service other than that which is set forth stated in the licensee's application.

**§5.64.110 Fixed Locations Prohibited.** Vehicles, stands and carts used for peddling shall not be operated from fixed locations within the Village.

**§5.64.120 Vehicle Parking.** No licensee shall park any motor vehicle other than in a lawful parking place in conformance with Village and State regulations.

**§5.64.130 Proximity to Playground or School Prohibited.** No licensee shall engage in peddling within 200 feet of a playground or school during the time that organized recreational activities are in progress.

**§5.64.140 Food Sales.** A licensee may not sell prepared food or beverages except pre-package foods and beverages in sealed packages or containers without first obtaining a license to do so from the Peoria County Health Department. This provision shall not apply to the sale of fresh farm or garden produce.

**§5.64.150 Daily Check-In.** Peddlers must check into the Village Hall each day prior to peddling within the Village.

**§5.64.160 License Validity.** Only the applicant will be listed on a Village-issued peddler's license and the peddler's license will only be valid for that individual application. Only the person listed on a peddler's license is allowed to peddle with a Village-issued license. Multiple individuals from the same company or business must obtain a separate peddler's license under this Chapter. Licenses are shall only be issued to the individual listed on the application and shall not be issued to the name of a business, organization, or other entity.

**§5.64.170 Transfer of License.** No license issued pursuant to the Chapter may be transferred, interchanged, sold, or assigned to another person.

**§5.64.180 Posting of License.** Each peddler shall keep the peddler's license with them and visible at all times when engaged in peddling.

**§5.64.190 Revocation/Suspension of License.** Any peddler's license may be revoked or suspended by the Village President in the following situations:

- A. The licensee violates provisions of this Chapter, the laws of the State, or the ordinances of the Village while engaged in the business of peddling;
- B. The licensee has been or is convicted of any criminal offense or ordinance violation; or

- C. The licensee has knowingly furnished false or misleading information or withheld relevant information on any application for a license or in an investigation regarding any such application.

(Ord. 2020-09-01, §1, 9-8-20)