

CHAPTER 112: CANVASSERS, PEDDLERS AND SOLICITORS

Section

112.01	Definitions
112.02	Trespassing by Canvassers, Solicitors or Peddlers and Others
112.03	Remaining on Property Prohibited
112.04	Notice Not to Prevent Access

§ 112.01: DEFINITIONS.

For the purpose of this Chapter, the following words as used herein shall be construed to have the meaning herein ascribed thereto:

CANVASSERS Persons conducting any manner of door-to-door advocacy, including but not limited to those conducting any type of surveys and/or the distribution of any literature, handbills or pamphlets, but excluding those present as a result of a prior invitation from an owner or occupant of the premises, any persons employed and on official business for the United States Census Bureau, and also excluding those rendering assistance or providing information of a bona fide emergency nature.

PEDDLING Selling or offering for sale, barter or exchange at retail any goods, wares, merchandise or services of any kind whatsoever by traveling from place to place along the streets of the Village or from residence to residence therein, but shall not include solicitation or canvassing for orders for future delivery.

RESIDENCE Includes every separate living unit occupied for residential purposes by one or more persons, contained within any type of building or structure.

SOLICITING Includes any one or more of the following activities:

- A. Seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs, insurance, services of any kind, character or description whatever, for any kind of consideration whatever, all for future delivery; or
- B. Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other type or kind of publication; or
- C. Seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable, religious, or nonprofit association, organization, corporation, or project.

§ 112.02: TRESPASSING BY CANVASSERS, SOLICITORS OR PEDDLERS AND OTHERS.

A. It shall be unlawful for any person to enter upon any property of another in the Village after receiving, immediately prior to such entry, notice from the owner or occupant that such entry is forbidden, or to remain upon the property of another after receiving notice from the owner or occupant to depart.

- B. A person shall be deemed to have received notice from the owner or occupant within the meaning of this Section if he has been notified personally, either orally or in writing, or if a printed or written notice forbidding such entry has been conspicuously posted at the main entrance to said property or the forbidden part thereof.
- C. The owner or occupant of any residence who desired to forbid trespasses by canvassers, solicitors or peddlers may attach or exhibit upon or near the main front door of such residence, and by any main rear and/or side door if to be protected, a card or plaque stating such of the following as may be appropriate, in letters at least one-third inch (1/3") in height:
- “Canvassers, Solicitors and Peddlers Prohibited as Trespassers”
- D. The form of Notice provided for in this Section shall not be deemed to be an exclusive form of notice.

§ 112.03: REMAINING ON PROPERTY PROHIBITED.

Any person soliciting or peddling who is forbidden entry by notice given in compliance with this Chapter shall be deemed guilty of trespassing and/or remaining on the property after receiving notice to depart if he or she shall ring the doorbell or knock or create any sound calculated to attract the attention of the occupant.

§ 112.04: NOTICE NOT TO PREVENT ACCESS.

Notices exhibited pursuant to this Chapter shall not be deemed applicable to and shall not prevent access to residential property by a canvasser, solicitor or peddler who has received prior invitation, written or oral, from an owner or occupant thereof.

(Ord. 3-6-A, passed 10-18-2006; Amd. Ord. 3-6-B, passed 01-18-2012) Penalty, see § 113.99