



## Application for Solicitor/Peddler Permit

Please fill out this form completely in order to be considered for a Solicitors/Peddlers Permit. Under Chapter VIII, Section 8-1, of the Villa Park Municipal Code, each company, partnership or individual not having a regularly established place of business in the City of Villa Park, selling or soliciting orders for the sale of any goods within the City of Villa Park must pay an annual license fee.

Business/Organization Information			
Firm/Name of Business:			
Address:			
City:	Zip:	Phone:	
Type of Business:			
Ownership Type:	Sole Proprietorship	Partnership	Corporation Trust
Applicant Information			
Name:			
Address:			
City:	Zip:	State:	
Phone:	Social Security No:		
Date of Birth:	Drivers License No:	State:	
Email:			
Method of Solicitation			
Door-to-Door	Direct Sales	Telemarketing	Direct Mail Fundraising
Other:			
Affidavit of Compliance			
I have read and understand Villa Park Municipal Code Section 8-2.9 and Article 8-3 regarding the act of selling or soliciting orders for the sale of any goods within the City. I agree that I will operate it in a manner in accordance with said section and article, including adhering to the City's "No Solicitors" list, and that failure to do so will result in revocation of this business license, administrative fine and/or misdemeanor offense.			
Signature:			Date:



<b>Signature of Applicant</b>		<b>Date</b>	
Six months in jail and/or a \$500.00 fine for falsification of this statement or for non-payment of license fee.		<b>Office Use Only</b>	
		License No.	
		Effective Date:	Expiration Date:

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## **ARTICLE 8-2. LICENSE FEES**

### **Sec. 8-2.9. Peddlers and Solicitors**

Every person not having a regularly established place of business in the City, selling or soliciting orders for the sale of any goods, of any kind or nature, and also every person not having a fixed place of business in the City, selling or soliciting orders for the sale of any goods, of any kind or nature, and also every person not having a fixed place of business in the City, soliciting orders for services of any kind or character whatever, the sum of ten (\$10.00) dollars per day; provided, however, that no license shall be issued for a lesser period than five (5) consecutive days, or one hundred and fifty (\$150.00) dollars per annum. The provisions of this subsection shall not apply to person selling or soliciting to sell or taking orders for the sale of goods from merchants in the City who have in stock the goods, wares or merchandise for which orders are so taken or solicited. Every such person upon request of the City Clerk shall identify himself by signing and filling out identification blank which may contain the following information:

- a. Name;
- b. Age;
- c. Permanent address; if any
- d. Local temporary address; if any
- e. General description of the person, in such further detail as said Sheriff's Office may require, including fingerprints.

Every applicant claiming to be entitled to exemption from the payment of any license provided for in this subsection upon the ground that such license casts a burden upon his right to engage in commerce with foreign nations or among the several states, or conflicts with the United States Constitution or the regulations of the United States Congress respecting interstate commerce or any other matter, shall file a verified statement with the City Manager disclosing the interstate or other character of his business entitled to such exemption. Such statement shall state the name and address of the company or firm or group for which the orders are to be solicited or secured or the sale made, the name of the nearest local or State manager, if any, and his address, the kind of goods, wares or merchandise to be delivered, the place from which the same are to be shipped or delivered, the method of solicitation or taking orders, the location of any warehouse, factory or plant in the State, the method of delivery, the name and address of the applicant and any other facts bearing on the issues of exemption. All claims for such exemption shall be referred to the City Attorney for investigation and recommendation. (Ord. #76-243, § 32; Ord. #82-323, § 23)

## **ARTICLE 8-3. REGULATION OF SOLICITORS AND PEDDLERS**

### **Section 8-3.3. Entry Onto Property.**

No person who is required to obtain a permit pursuant to Section 8-2.9 or 8-2.10 shall enter upon private property where a sign prohibiting solicitation has been posted for the purpose of soliciting orders for the sale or lease of goods, wares, merchandise and services, or for the purpose of disposing of, peddling, demonstrating, canvassing, advertising, or hawking the same, or for the purpose of making a charitable, religious or other solicitation for money or other donation or the distribution of information. A violation of this Section shall constitute a misdemeanor subject to the provisions of Article 1-5 and shall constitute grounds for revocation of any permit issued pursuant to Sections 8-2.9 or 8-2.10.

**Section 8-3.4. Entry Onto Property Where Address is in No Solicitors Registry.**

No person who is required to obtain a permit pursuant to Section 8-2.9 or 8-2.10 shall enter upon private property where the address of the occupant of the private property has previously been given to the City Manager for a "no solicitors" registry by the occupant, for the purpose of soliciting orders for the sale or lease of goods, wares, merchandise and services, or for the purpose of disposing of, peddling, demonstrating, canvassing, advertising, or hawking the same, or for the purpose of making a charitable, religious or other solicitation for money or other donation or the distribution of information. It shall be the duty of the City Manager to provide the addresses in said registry to the applicant at the time a permit is obtained. A violation of this Section shall constitute a misdemeanor subject to the provisions of Article 1-5 and shall constitute grounds for revocation of any permit issued pursuant to Sections 8-2.9 or 8-2.10.

**Section 8-3.5. Aggressive Solicitation Prohibited**

No person shall solicit in an aggressive manner in any public place or upon private property. Aggressive manner shall mean the following:

- A. Approaching or speaking to a person, or following a person before, during or after soliciting, asking or begging, if that conduct is intended or is likely to cause a reasonable person to fear bodily harm to oneself or to another, damage to or loss of property, or to otherwise be intimidated into giving money or other thing of value;
- B. Intentionally touching or causing physical contact with another person or an occupied vehicle without that person's consent in the course of soliciting, asking or begging;
- C. Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact;
- D. Using violent or threatening gestures toward a person solicited either before, during, or after soliciting, asking or begging;
- E. Persisting in closely following or approaching a person, after the person has been solicited and informed the solicitor by words or conduct, that such person does not want to be solicited or does not want to give money or any other thing of value to the solicitor; or
- F. Using profane, offensive or abusive language which is inherently likely to provoke an immediate violent reaction, either before, during, or after solicitation; or
- G. Physically attempting entrance to a residence, unit or vehicle on private property or refusing to leave when requested by a person who resides at, occupies, or is otherwise legally acknowledged by the property owner as connected to the private property.

**Section 8-3.6. Hours of Solicitation**

No person shall solicit at the location of any private property from the time of sunset or after 7:00 PM, which ever is earlier, to 10:00 AM the next day.

**Section 8-3.7. Literature Distribution Regulated**

No person shall conduct literature distribution except under the following conditions:

- A. Any company, organization, or person conducting literature distribution shall first obtain a business license as required under Villa Park Municipal Code Section 8-2.9 and 8-2.10; and,
- B. Literature distribution shall not be made to any private property which is found on the City's "no solicitor" list.; and,
- C. Time of literature distribution shall adhere to Section 8-3.6; and,
- D. Material distributed shall be done so as to ensure that it remains where placed through physical, non-damaging placement to include, but not be limited to, use of weights, rubber bands, clips, or other means to secure the material to that it does not leave the area of placement.