

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2023-14**

REPEALING AND REPLACING CHAPTER: 860 SOLICITORS AND ITINERANT VENDORS

Whereas, the registration of vendors is necessary to accurately capture income subject to income tax within the Village; and,

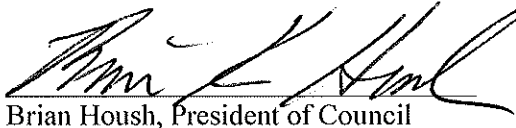
Whereas, Chapter 860 of the Codified Ordinances of Yellow Springs requires revisions to establish a registration process which will allow for the accurate capturing of owed income tax within the Village,

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY ORDAINS THAT:

Section 1. Chapter 860 of the Codified Ordinances of the Village of Yellow Springs, Ohio is hereby repealed in its entirety.

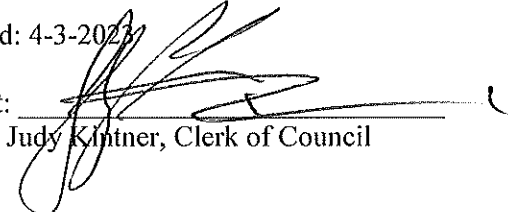
Section 2. The new Chapter 860 entitled "Solicitors and Itinerant Vendors" of the Codified Ordinances of the Village of Yellow Springs, Ohio be enacted to read as set forth on Exhibit A, with deletions in strikethrough, and additions **bolded and underlined**.

Section 3. This ordinance shall be in force and effect at the earliest period allowed by law.


Brian Housh, President of Council

Passed: 4-3-2023

Attest:


Judy Kintner, Clerk of Council

ROLL CALL

Brian Housh __Y__

Kevin Stokes __Y__

Marianne MacQueen __Y__

Carmen Brown __Y__

Gavin DeVore Leonard _ABSENT_

Exhibit A to Ordinance 2023-14

CHAPTER 860

Solicitors and Itinerant Vendors

860.01 License required; exceptions.

860.02 License issuance and fee.

860.99 Penalty.

860.01 LICENSE REQUIRED; EXCEPTIONS.

(a) Every solicitor of funds or itinerant vendor, **not including buskers**, of any magazines, medicine, goods, services, wares or anything of value shall, before exposing or offering the same for sale ~~upon the streets or sidewalks of the Village or within the Village~~, procure a license as provided in Section 860.02.

(b) This section shall not apply to any representative of a religious, patriotic, **political**, charitable or civic organization, ~~nor shall a license be required of the owner of any product of his or her own raising or the manufacturer of any article manufactured by him or her to vend or sell such article or product.~~ **or to a child under the age of 17.**

860.02 LICENSE ISSUANCE AND FEE.

The Village Chief of Police or duly authorized representative within the department is hereby authorized to grant a license as required by this chapter to any person ~~applying~~ **completing an application therefor**. Such license shall be for the duration of the solicitors' or vendors' procurements within the Village, but not longer than 30 days, in any event. The fee shall be thirty-five dollars (\$35.00) per application for a 30-day license and fifty dollars (\$50.00) per application for a one-year license. The Village Chief of Police or duly authorized representative shall require proof of identification and a ~~passport type~~ **state-issued photo ID type** of ~~photograph of the applicant~~ prior to issuing a license.

860.03 DISPLAY OF CREDENTIALS UPON REQUEST.

Every holder of a license issued in accordance with 860.02, when engaged selling goods, wares, merchandise or services upon any lot or land shall, upon the request of any police officer, Village official, or owner or occupant of such lot or land, exhibit for examination his or her credentials issued pursuant to the provisions of this chapter.

860.99 PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00) for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.