

**MARATHON TOWNSHIP
ORDINANCE NO. 2014-3**

AN ORDINANCE TO REGULATE PEDDLERS AND SOLICITORS.

THE TOWNSHIP OF MARATHON ORDAINS:

Section 1. Definitions.

Person. An individual, organization, group, association, partnership, corporation, trust, business entity or any combination of the above.

Commercial solicitation. Direct and personal communication in the course of a trade or business reasonably intended to result in a sale.

Sale. An activity creating an obligation to transfer property or services for a valuable consideration.

Solicitor.

(1) A person who engages in commercial solicitation when traveling either by foot, automobile, motor truck, or other means of conveyance from place to place, from house to house or from street to street.

(2) The word solicitor shall include but not be limited to the words canvassers, peddler, and hawker.

Section 2. License required.

No person shall be a solicitor and/or solicit in Marathon Township without first obtaining a license therefor. An application for a license shall be made to the Township Clerk. In the event that the application is made by an organization, group, association, partnership, corporation, trust, business entity or any combination of the above, an application must be made for each agent or employee who will be engaging in the act of soliciting.

Section 3. Exceptions to license.

The following activities are exempt from this chapter:

- (1) Solicitations made to a congregation or group in attendance at one location and made by the person or organization inviting the individuals composing the congregation or group;
- (2) Solicitations made over the radio, television or telephone;

- (7) One photograph of the applicant, it being from the applicant's driver's license or identification card.
- (8) The applicant's social security number.
- (9) A statement as to whether or not the applicant has been convicted of any felony, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor. This statement shall be accompanied by a release allowing the Township to conduct a criminal background check.

Section 5. Administrative fee and/or license fee.

An applicant shall pay a reasonable administrative processing fee and/or license fee set by resolution of the Township Board when submitting his or her license application.

Section 6. Issuance, possession, and presentation of license.

Upon approval of the license application, the Township Clerk shall issue a license and license identification card including the name, address, and photo of the licensed person. The licensed person shall visibly display on their person at all times the license identification card when conducting activities permitted by the license.

Section 7. License revocation.

The Township may suspend or revoke a license for violation of this article after reasonable notice and opportunity to be heard. The Township may suspend on an emergency basis, without hearing, any license issued to the solicitor when it specifies in the notice of emergency suspension, the reasons and grounds indicating the violation of this article which constitutes the emergency. The notice shall set forth that within 48 hours, at a designated time and place, a hearing shall be held on whether the license shall be permanently suspended or revoked..

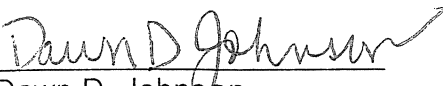
Section 8. Prohibited activities.

The following acts or activities shall be prohibited:

- (1) *Prohibited areas.* No solicitor shall obstruct any street, alley, sidewalk or driveway.

Voting against: NONE

The supervisor declared the ordinance adopted.


Dawn D. Johnson
Township Clerk


Fred Moorhouse
Township Supervisor

CERTIFICATION

The foregoing is a true copy of Ordinance No 2014-3 which was enacted by the Marathon Township Board of Trustees at a regular meeting held on October 14, 2014.


Dawn D. Johnson
Township Clerk

APPLICATION FOR SOLICITATION PERMIT

Date: _____ Application Number: S _____

Fee: \$50 (1 Application for each Company) Exempt

Business/Organization Name:- _____

Address: _____ City _____ State _____ Zip _____

Business Phone # _____ Cell Phone # _____ Fax # _____

Contract Information: _____ Date of Birth _____

Number of Vehicles _____ Number of Solicitors: _____ (If more than 1 list on back of this form)

Solicitors Drivers License #: _____

Make of Vehicle _____ License Plate # _____

Type of merchandise or publication to be solicited in Marathon Township _____

Dates solicitor (s) to be in the Township of Marathon: Start _____ End _____

*If a license is not required, what are you selling or collecting: _____

I hereby affirm that I have truthfully completed this application and all addition information and attachments hereto to the best of my knowledge; that I have read Marathon Township Ordinance No. 2014-1, Solicitation Ordinance, and I agree to operate this business in accordance with all Federal, State and local laws, ordinances, rules and regulations.

Applicant's Signature Date _____

Approved

Denied

By: _____ Date: _____

ALL SOLICITORS MUST CARRY A COPY OF THIS APPLICATION WITH THEM AND MUST WEAR THE LANYARD SO IT CAN BE SEEN, WHILE SOLICITING IN THE TOWNSHIP OF MARATHON.