

Concurrently with the filing of the application, the applicant shall pay a fee of \$50 to compensate for the costs incident to the examination, registration and issuance of stamped copies of credentials.

Upon compliance of the foregoing provisions of this section, the City Manager or their designee shall forthwith stamp the original of the application as "Inspected and Registered" and deliver the same to the Applicant for identification purposes as hereinafter provided. Such application shall also be stamped with the date of expiration of the registration, which in each case shall be the close of the current calendar year.

Possession of such stamped application shall not entitle the Applicant to enter upon any lot or land specified in Section 729.05 or between the hours of 9:00 p.m. and 9:00 a.m., nor shall such credentials be valid for the solicitation or sale of any goods or services not disclosed in the original application.

By signing below, you acknowledge that you have read and understand the City of Oxford's Vendors and Solicitors Regulations, Oxford Codified Ordinance, Chapter 729, Entitled Vendors and Solicitors (attached hereto.)

Applicant Name (printed):	
Signature:	
Date Signed:	

For City Of Oxford Use Only

Date Received:	Received By:	\$50 Fee Paid:	Inspected and Registered:

CHAPTER 729
VENDORS AND SOLICITORS

729.01 DEFINITIONS.

As used in this chapter, unless a different meaning clearly appears from the context:

(a) "Commercial solicitation" and "commercial solicitor" means any person who calls at residences without the invitation or previous consent of the owner or occupant of such premises for the purpose of any one or more of the following activities:

(1) Seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs or services of any kind, character or description whatever, for either present or future delivery;

(2) Seeking to obtain prospective customers for application or purchase of insurance of any type, kind or character;

(3) Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other kind or type of publication;

(4) Seeking to obtain contributions or to sell any goods, articles or services of any kind;

(b) "Non-commercial solicitation" and "non-commercial solicitor" means:

(1) Seeking to obtain from an occupant of any residence an indication of such occupant's belief in regard to any social, political or religious matters;

(2) Seeking to obtain contributions or sell any goods, articles or services of any kind for the support or benefit of any educational, civic, philanthropic, charitable, religious or non-profit association, organization, corporation or project;

(3) Seeking to influence the personal belief of the occupant of any residence in regard to any social, political or religious matter; or

(4) Taking a poll or census by any person, firm or corporation, other than a governmental body or agency thereof.

729.02 HOURS OF SOLICITATION REGULATED.

No commercial or noncommercial solicitation shall be conducted before 9:00 a.m. or after 9:00 p.m.

729.03 COMMERCIAL SOLICITING

No person shall enter upon the lot or land of any residence for the purpose of commercial soliciting as defined in Section 729.01(a)(1), (2), (3) and (4) unless such person has registered his or her credentials with the Manager as provided in Section 729.04.

729.04 REGISTRATION OF CREDENTIALS FOR COMMERCIAL SOLICITORS; APPLICATION FEE.

(a) Whoever desires to solicit for commercial purposes as defined in Sections 729.01(a)(1), (2), (3) or (4) shall have his or her credentials registered and shall file in duplicate with the Manager, or the Manager's designee, a written application on a form to be provided by the Manager correctly setting forth the following information:

- (1) The full name of the applicant;
- (2) Applicant's address;
- (3) Applicant's birthdate, height, weight and hair and eye color;
- (4) Whether or not Applicant uses a motor vehicle in Applicant's business, and if so, the make, model, year and current registration number thereof;
- (5) The state of issue of Applicant's driver's license and the number thereof;
- (6) The name and address of Applicant's employer;
- (7) A brief description of the goods, wares, merchandise or services involved.

Concurrently with the filing of the application, the applicant shall pay a fee of \$50 to compensate for the costs incident to the examination, registration and issuance of stamped copies of credentials.

Upon compliance of the foregoing provisions of this section, the City Manager or their designee shall forthwith stamp the original of the application as "Inspected and Registered" and deliver the same to the Applicant for identification purposes as hereinafter provided. Such application shall also be stamped with the date of expiration of the registration, which in each case shall be the close of the current calendar year.

Possession of such stamped application shall not entitle the Applicant to enter upon any lot or land specified in Section 729.05 or between the hours of 9:00 p.m. and 9:00 a.m., nor shall such credentials be valid for the solicitation or sale of any goods or services not disclosed in the original application.

729.05 NOTICE PROHIBITING SOLICITATION.

Notice by the owner or occupant of any residence or place of business of the determination to refuse to receive any uninvited solicitors shall be given by displaying a weatherproof card, decal or sign, not less than two inches by three inches in size nor more than one square foot in total surface area, upon or near the main entrance door to the residence or place of business, indicating such determination by the owner or occupant, containing the words "No Solicitation," or words of similar import, with letters at least 1/2 of an inch in height. Any such sign that complies with the requirements of this section shall be exempt from any additional or different requirements contained in the provisions of this chapter, including, but not limited to, the Oxford Planning and Zoning Code.

729.06 SOLICITATION IN VIOLATION OF NOTICE.

It is hereby declared to be unlawful and shall constitute a trespass for any person to go upon any premises and ring the door bell upon or near any door, rap or knock upon any door, or create any sound in any other manner calculated to attract the attention of any occupant of such residence for the purpose of commercial or non-commercial solicitation in defiance of the notice exhibited at the residence in accordance with the provisions of Section 729.05, unless the commercial or noncommercial solicitor has been previously invited upon the premises by the owner, lessee, or an adult occupant thereof.

729.07 LEGAL ACTION.

Notwithstanding any penalty provided for under the terms of this chapter, the Director of Law or any resident of the City, or any other person, firm or corporation, partnership or other entity may commence a civil action in any court of competent jurisdiction against any person, firm, corporation, partnership or other entity who violates the provisions of this chapter. Such relief shall include any preliminary or permanent injunction to abate such nuisance and such other relief as the court may deem appropriate, including, but not limited to, reasonable attorney's fees, expenses and court costs.

729.08 FALSE INFORMATION; REVOCATION OF REGISTRATION; APPEALS.

(a) No person shall make any false statement or give any false or misleading information in the application required by Section 729.04.

(b) Should subsequent information disclose that an applicant has falsified any information required in such application, the City Manager or their designee shall forthwith revoke such registration and notify the holder thereof either in person or by certified mail of the action so taken. Such remedy shall be in addition to the penalty provided in Section 729.99.

(c) Any person whose registration is so revoked may, within ten days after receipt of the revocation notice, appeal to Council by filing with the Clerk a signed written statement briefly setting forth Applicant's ground of appeal. Council shall forthwith set a time and place for

hearing such appeal and give the Applicant due notice thereof by certified mail. The Applicant may appear before Council in person or by an attorney. The decision of Council thereon shall be final.

729.09 DISPLAY OF CREDENTIALS UPON REQUEST.

Every holder of registered and stamped credentials, when engaged in soliciting orders for or selling goods, wares, merchandise or services upon any lot or land shall, upon the request of any police officer, city official, or owner or occupant of such lot or land, exhibit for examination his credentials issued pursuant to the provisions of this chapter.

729.10 SALES ON CERTAIN MUNICIPAL PROPERTY PROHIBITED.

No person shall sell, offer to sell or solicit orders for goods, wares or merchandise for immediate or future delivery, or services to be furnished, performed or provided in the present or in the future, within parking meter zones or upon any municipally-owned or controlled property other than streets. This law shall not be applicable to nonprofit or charitable community organizations operating with the express consent of the Office of the City Manager and shall not apply to the lawful use of sidewalk space where such use is expressly authorized by the Codified Ordinances of Oxford, nor shall this section be applicable to the selling at a Farmers' Market of farm produce when such produce has been raised and grown by the vendors and provided that such selling has been specifically authorized and regulated by the Council. Any sale or use of alcohol on any municipally-owned or controlled property shall be approved by City Council.

729.99 PENALTY.

Any person, firm, partnership, association or corporation violating any provision of this chapter shall be guilty of a misdemeanor of the fourth degree for a first offense and a misdemeanor of the third degree for a subsequent offense.