

Application will be processed within seven (7) business days.

INDIVIDUAL PEDDLER/SOLICITATION APPLICATION

License Fee: \$25 for the first day; and \$10 for each day thereafter

License shall be nontransferable
[Charitable Organizations – fees are waived]

➡ Last Name: _____ Date of Application: _____

First Name: _____ Middle Name: _____

Current Home Address (Street, City, State, Zip): _____

Home Phone #: _____ Cell Phone: _____

Email address: _____

If you are a proprietorship, provide **Social Security Number (SSN)**, under which taxes will be filed: _____ - _____ - _____

Vehicle Make: _____ Model: _____ Year: _____ Color: _____

➡ License Plate # _____ Driver's License Number: _____

State of Issue: _____ Date Issued: _____ Expires: _____

➡ Describe nature of business/goods to be sold: _____

➡ Date(s) peddling/soliciting in the Village of South Jacksonville: _____

YES	NO	
		Have you ever been convicted of a felony? If yes, please explain: (answering yes may not disqualify you)
		Are charges currently pending against you? If yes, please explain: (answering yes may not disqualify you)
		Is your Driver's License Suspended or Revoked?
		Are you required to register as a sex offender?

➡ I attest that the information provided herein is complete and accurate to the best of my knowledge; and I have been provided a copy of Ordinance No. 1026 entitled "An Ordinance Amending Ordinance Number 8 'Relating to Licenses' Regulating Peddlers and Solicitors for the Village of South Jacksonville.

➡ Please provide the following documents when submitting the Application:

1. Copy of Driver's License
2. Photo taken within 60 days
3. If applicable, Retailer's Occupation Tax Identification Number or receipt showing retailer's occupation tax on goods to be sold has already been paid;
4. Proof of fingerprinting(s) performed at "Live Scan" vendor
(see <http://www.isp.state.il.us/crimhistory/livescan> for complete list of approved vendors)
5. Results of Criminal Background Check(s) conducted by ISP within the past thirty (30) days

Date: _____

Signature of Applicant

Application will be processed within seven (7) business days.

BUSINESS or ORGANIZATION (Group) PEDDLER/SOLICITATION APPLICATION

License Fee: \$25 for the first day; and \$10 for each day thereafter

License shall be nontransferable
[Charitable Organizations – fees are waived]

Date of Application: _____

Business or Organization Identification:

Legal Name of Business/Organization: _____

Doing Business As (d/b/a), if different than above: _____

Illinois Business Tax Number (IBT): _____ - _____ - _____

Federal Employer Identification Number (FEIN): _____ - _____

If you are a proprietorship, provide Social Security Number (SSN), under which taxes will be filed: _____ - _____ - _____

Supervisor/Handler Information. If supervised by an accompanying Handler, must provide the following information:

☞ Name of Handler: _____

Primary Phone #: _____ Cell Phone #: _____

Vehicle Make: _____ Model: _____ Year: _____ Color: _____

☞ License Plate # _____ Driver's License Number: _____

State of Issue: _____ Date Issued: _____ Expires: _____

Primary Business Contact Information:

☞ Name of Owner/Supervisor: _____

Position/Title: _____ Email address: _____

Primary Phone #: _____ Fax #: _____

Address (Street, City, State, Zip): _____

Mailing Address, if different from above: same as above

Address (Street, City, State, Zip): _____

Additional Contact Person Information, if applicable:

Name: _____ Position/Title: _____

Phone #: _____ Fax #: _____

Address (Street, City, State, Zip): _____

Email address: _____

➤ Final Point of Sale Address (REQUIRED – Permit will not be processed if not completed)

- Same as Primary Business Address
- Same as Mailing Address
- At Residence in the Village of South Jacksonville
- Other (Specify) _____

Primary Business Contact Vehicle Information:

Vehicle Make: _____ Model: _____ Year: _____ Color: _____

➤ License Plate # _____ Driver's License Number: _____

State of Issue: _____ Date Issued: _____ Expires: _____

Additional People Involved with Solicitation along with Vehicle Information, if applicable:

1) Name & Phone #: _____
Vehicle Make: _____ Model: _____ Year: _____ Color: _____
License Plate # _____ Driver's License Number: _____
State of Issue: _____ Date Issued: _____ Expires: _____

2) Name & Phone #: _____
Vehicle Make: _____ Model: _____ Year: _____ Color: _____
License Plate # _____ Driver's License Number: _____
State of Issue: _____ Date Issued: _____ Expires: _____

3) Name & Phone #: _____
Vehicle Make: _____ Model: _____ Year: _____ Color: _____
License Plate # _____ Driver's License Number: _____
State of Issue: _____ Date Issued: _____ Expires: _____

4) Name & Phone #: _____
Vehicle Make: _____ Model: _____ Year: _____ Color: _____
License Plate # _____ Driver's License Number: _____
State of Issue: _____ Date Issued: _____ Expires: _____

5) Name & Phone #: _____
Vehicle Make: _____ Model: _____ Year: _____ Color: _____
License Plate # _____ Driver's License Number: _____
State of Issue: _____ Date Issued: _____ Expires: _____

➤ Describe nature of business/goods to be sold: _____

➤ Date(s) peddling/soliciting in the Village of South Jacksonville:

YES	NO	
		Have you, or anyone listed as a peddler/solicitor on this application, ever been convicted of a felony? If yes, please explain: (answering yes may not disqualify you)
		Are charges currently pending against you, or anyone listed as a peddler/solicitor on this application? If yes, please explain: (answering yes may not disqualify you)
		Is your, or anyone listed as a peddler/solicitor on this application, Driver's License Suspended or Revoked? If yes, list name:
		Are you, or anyone listed as a peddler/solicitor on this application, required to register as a sex offender? If yes, list name:

➤ I attest that the information provided herein is complete and accurate to the best of my knowledge; and I have been provided a copy of Ordinance No. 1026 entitled "An Ordinance Amending Ordinance Number 8 'Relating to Licenses' Regulating Peddlers and Solicitors for the Village of South Jacksonville.

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5. Results of Criminal Background Check(s) conducted by ISP within the past thirty (30) days

Date: _____

 Signature of Applicant

VILLAGE OF SOUTH JACKSONVILLE

ORDINANCE NO. 1026

**AN ORDINANCE AMENDING ORDINANCE NUMBER 8 "RELATING TO LICENSES"
REGULATING PEDDLERS AND SOLICITORS FOR THE
VILLAGE OF SOUTH JACKSONVILLE, MORGAN COUNTY, ILLINOIS**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF SOUTH JACKSONVILLE, MORGAN COUNTY, ILLINOIS
THIS 7th DAY OF JULY, 2016**

ORDINANCE NO. 1026

**AN ORDINANCE AMENDING ORDINANCE NUMBER 8 "RELATING TO LICENSES"
REGULATING PEDDLERS AND SOLICITORS FOR THE
VILLAGE OF SOUTH JACKSONVILLE, MORGAN COUNTY, ILLINOIS**

WHEREAS, the corporate authorities of the Village of South Jacksonville, Illinois find that it is in the best interests of the health, safety and welfare of the Village to regulate peddlers and solicitors;

WHEREAS, the corporate authorities of the Village of South Jacksonville, Illinois wish to amend and update procedures and penalties related to licensure of individuals and businesses for the conduct of certain activities within the Village enumerated herein and find that it is in the best interests of the Village to accept and enter into this Ordinance;

WHEREAS, the corporate authorities of the Village of South Jacksonville, Illinois intend that this Ordinance shall supersede all prior Ordinances to the extent they may conflict with the terms hereof and specifically replace "Division 2" of Ordinance Number with the provisions set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF SOUTH JACKSONVILLE, MORGAN COUNTY, ILLINOIS, AS FOLLOWS:

DIVISION 2

Section 1: License required.

It shall be unlawful for any person to engage in the business of peddlers or solicitors, as defined in Section 2 hereof, within the Village without first obtaining a license therefor in compliance with the provisions of this Ordinance.

Section 2: Definitions

- (a) "Person" defined. The word "person" shall include the singular and the plural and shall also mean and include any person, firm, corporation or organization.
- (b)
 - (1) "Peddler" and "Solicitor" defined. The words "peddler" and "solicitor" shall include any person traveling by foot, wagon, automotive vehicle or any other type of conveyance from place to place, from house to house, or from street to street in the Village:
 - a. Transporting goods and offering and exposing the same for sale;
 - b. Offering services for sale; or
 - c. Soliciting orders for goods or services to be delivered in any way at a later time.
 - (2) The word "peddler" shall not include:
 - a. Any person who plans to make or solicit sales only at specific business locations, as opposed to traveling door to door among business locations;or

- b. Any bona fide not-for-profit organization.

Section 3: Application.

Applicants for license under this chapter shall file with the Village Clerk a sworn application in writing on a form to be furnished by the Village Clerk, which shall give the following information:

- (a) Name and address of the applicant;
- (b) A brief description of the nature of the business and the goods to be sold and, in the case of products of farm or orchard, whether produced or grown by the applicant;
- (c) If employed, the name and address of the employer, together with credential establishing the exact relationship;
- (d) The length of time for which the right to do business is desired;
- (e) If a vehicle is to be used, a description of the same, together with license number or other means of identification;
- (f) A photograph of the applicant taken within sixty (60) days immediately prior to the date of the filing of the application, which picture shall be two inches by two inches (2" x 2") showing the head and shoulders of the applicant in a clear and distinguishing manner;
- (g) A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor;

- (h) Applicant's retailer's occupation tax identification number or a receipt showing that the applicant has already paid the retailer's occupation tax on the goods to be sold;
- (i) The number of individuals who will be covered by the license. (If more than the applicant himself, then the information required in subparagraphs (a), (e), (f) and (g) must be supplied for each such person.);
- (j) Proof of fingerprinting performed at "Live Scan" vendor; and
- (k) Proof that the fingerprint records referenced in sub section (j) herein have been provided to the Illinois State Bureau of Investigation and applicant has paid all applicable fees to the Illinois State Police; and
- (l) Illinois State Police Criminal Background Check records have been submitted for approval by the Village of South Jacksonville Police Department upon application for Applicant's license hereunder. Applicants and license holders are under a continuing duty to update and/or amend their license applications during the period under which any license issued by the Village Clerk is effective. Thus, if the information submitted with respect to any item identified or outlined in this Section changes, the applicant and/or license holder is required to provide the Village Clerk with updated information. Any failure to update and/or amend as described in this paragraph may subject the applicant and/or license holder to a revocation of the license or fines/penalties as described in Section 13 below.

Section 4: Application and issuance.

- (a) If, after an applicant follows the procedures outlined in Section 3 above, and the issuance of a license is deemed appropriate, a license shall be issued by the Village Clerk, provided the applicant complies with the requirements of Section 5 and pays the fee provided for in Section 6. Such license shall contain the number of the license, the date the same is issued, the nature of the business authorized to be conducted, the expiration date of the license, the place where said business may be carried on under the license, and the name or names of the person or persons authorized to carry on the business. The Village Clerk shall either issue a permit or inform the applicant that his application is denied within one business day of the filing of the application. For clerical purposes only, charitable groups shall be issued licenses on blue card stock, and non-charitable groups shall be issued licenses on yellow card stock.

Section 5: Service of process.

Before any license shall be issued under Section 4, the applicant shall file with the Village clerk an instrument nominating and appointing the Village Clerk as his true and lawful agent with full power and authority to acknowledge service of notice or process for and on behalf of said applicant in respect to any matters connected with or arising out of the business transacted under said license, which instrument shall also contain recitals to the effect that the applicant for said license consents and agrees that service of any notice or process may be made upon said agent, and when so made shall be taken and held to be as valid as if personally served upon the person or persons

applying for said license under this chapter, according to the law of this or any other state, and waiving all claim or right of error by reason of such acknowledgement of service or manner of service. Immediately upon service of process upon the Village clerk, as herein provided, the Village clerk shall send to the licensee at his last known address, by registered mail, a copy of said process.

Section 6: Fee for license.

The fee for a license shall be calculated based on the length of time during which the license will be effective. The fees shall be calculated as follows: twenty-five dollars (\$25.00) for the first day and ten dollars (\$10) for each day thereafter.

Section 7: Term of license; not transferable.

The license issued under Section 4 shall be valid only for the time stated in the application and shown on the license. Said license shall be nontransferable.

Section 8: Exhibition of license.

Peddlers are required to exhibit their licenses at the request of any citizen.

Section 9: Duty of police to enforce.

It shall be the duty of any police officer of the Village to require any person seen peddling, and who is not known by such officer to be duly licensed, to produce his peddler's license and to enforce the provisions of this chapter against any person found to be violating same.

Section 10: Revocation of license.

(a) The license issued under the provisions of this chapter may be revoked by the Village Clerk, after notice and hearing, for any of the following causes:

- (1) Fraud, misrepresentation or false statement contained in the application for license;
 - (2) Fraud, misrepresentation or false statement made in the course of carrying on his business as peddler;
 - (3) Any violation of this chapter;
 - (4) Any conviction involving moral turpitude;
 - (5) Conducting the business of peddling in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public.
- (b) Notice of hearing for revocation of a license shall be given in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be served upon the licensee at least two (2) days prior to the date set for the hearing.

Section 11: Appeals.

Any person aggrieved by the action of the Village Clerk in the denial of an application for license as provided in Section 4, or in the decision with reference to the revocation of a license as provided in Section 10, shall have the right of an appeal to the Public Protection Committee of the Village Board council. Such appeal shall be taken by filing with the chairman of the committee, within fourteen (14) days after the person has received notice of the action complained of, a written statement setting forth fully the grounds for the appeal. The chairman of the committee shall set a time and place for a hearing on such appeal, and notice of such hearing shall be given to the appellant in the

same manner as provided in Section 10 for notice of hearing for revocation. The decision and order of the committee on such appeal shall be final and conclusive.

Section 12: Hours of activity.

No person shall engage in any activity described in Section 2(b)(1) between the time of sundown and 9:00 a.m. or on any Sunday or legal holiday.

Section 13: Penalty.

Any person, firm, corporation organization violating any provision of this chapter shall be guilty of an offense and, upon conviction, shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00). Each day any violation shall continue shall constitute a separate offense.

Section 14: Effect

This Ordinance shall be in full force and effect from and after its passage and approval in the manner provided by law.



Steven L. Waltrip, Acting Village President

Attest:



Dani Glascock, Village Clerk

(SEAL)

Ayes: -6- Steve Waltrip, Kem Wilson, Stacy Pinkerton, Mike Elliott, John Gotschall, and Paula Stewart
Nays: -0-
Absent: -0-

STATE OF ILLINOIS)
)ss
COUNTY OF MORGAN)

CERTIFICATION

I, Dani Glascock, the elected Village Clerk of the Village of South Jacksonville, Morgan County, Illinois, do hereby certify that the attached copy of Ordinance No. 1026 is a true and correct copy of an Ordinance passed by the President and Board of Trustees of the Village of South Jacksonville at a regular meeting of said Village Board held on the 7th day of July, 2016, all as the original of the same remains in the official records of my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of South Jacksonville this 7th day of July, 2016.



Dani Glascock, Village Clerk

(SEAL)

STATE OF ILLINOIS)
)ss
COUNTY OF MORGAN)

PUBLICATION CERTIFICATE

I, Dani Glascock, certify that I am the duly elected Village Clerk of the Village of South Jacksonville, Morgan County, Illinois.

I further certify that on the 7th day of July, 2016, the President and Board of Trustees of the Village of South Jacksonville, Illinois, passed and approved Ordinance No. 1026 entitled:

AN ORDINANCE REGULATING PEDDLERS AND SOLICITORS

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1026, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the Village Hall commencing on the 11TH day of July, 2016, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

Dated at South Jacksonville, Illinois, this 11TH day of July, 2016.



Dani Glascock, Village Clerk

(SEAL)

