

ORDINANCE NO. 1382

AN ORDINANCE AMENDING CHAPTER V ARTICLE 2 OF THE TONGANOXIE MUNICIPAL CODE RELATING TO THE REGULATION OF SOLICITORS, CANVASSERS AND PEDDLERS WITHIN THE CITY LIMITS.

WHEREAS, Ordinance 1299 established regulations regarding solicitors, canvassers and peddlers and did not require city permitting for this activity; AND

WHEREAS, the City finds it prudent to take a record of all solicitors, peddlers and canvassers selling goods within the City of Tonganoxie; AND

WHEREAS, Ordinance 1382 will eliminate all references to peddling within the City's Zoning Code and codify the city's regulation on peddlers, solicitors and canvassers; NOW, THEREFORE

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TONGANOXIE, KANSAS:

SECTION 1. Amending the definition of "peddle" under Section 5-202, item G and replacing it with a new item G.

G. "Peddle" as used in this chapter means to travel from house to house, door to door, street to street, building to building or from place to place, carrying, conveying, or transporting goods, wares, merchandise or services for the purpose of offering and exposing the same for sale.

SECTION 2. Section 5-203 shall be replaced with a new section and shall read as follows:

5-203. Permit Required.

It shall be unlawful for any person to engage in the business of a peddler, solicitor or canvasser, as defined in the preceding Sections of this Article, within the corporate limits of the City without then having an unrevoked and unexpired permit therefore in his or her possession and issued by the City Clerk or designee.

SECTION 3. Section 5-204 shall be replaced with a new section and shall read as follows:

5-204. Same; Application Required.

Before the City Clerk or designee will issue a license required by this Article, he or she shall require an application on a form supplied by the City to be completed and reviewed by the City Administrator or designee and the Police Department. In addition, the applicant will be required to provide a copy of a state issued photo ID, or other official form of photo identification such as

a passport. Those obtaining a peddler/solicitor's permit will not be required to obtain a City Business License in addition.

SECTION 4. Section 5-205 shall be replaced with a new section and shall read as follows:

5-205. Same, Permit Fee

Every solicitor, peddler or canvasser who is selling goods or services door-to-door shall be subject to a permit fee. The fee shall be \$10 per day or \$100 year per person to peddle or solicit door-to-door within the city limits.

SECTION 5. Section 5-206 shall be replaced with a new section and shall read as follows:

5-206. Same, Permit Fee Exemptions

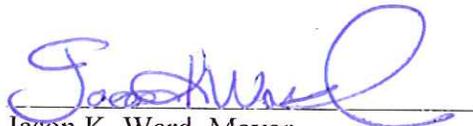
The fee as described in Section 5-205 shall not apply to those working on behalf of a nonprofit organization soliciting donations for a charitable cause or businesses placing flyers or coupons on the doors of residents without otherwise disturbing the residents.

SECTION 6. Sections 5-203 through 5-206 shall be renumbered to Sections 5-207 through 5-210 respectively.

SECTION 7: Effective date. This Ordinance shall be effective from and after its passage, approval, and publication as provided by law.

SECTION 8: All other ordinances inconsistent with Ordinance 1382 are hereby repealed.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF TONGANOXIE, KANSAS, THIS 6TH DAY OF OCTOBER, 2014


Jason K. Ward, Mayor

Attest:


Nathan D. McCommon, City Clerk

