

## ARTICLE II. PEDDLERS, TRANSIENT VENDORS, ETC.

### Sec. 20-16. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Panhandler* means any person asking or soliciting for personal gain, for money or objects of value, with the intention that the money or objects be transferred at that time, and at that place. Asking or soliciting shall include using the spoken, written, or printed word, bodily gestures, signs, or other means with the purpose of obtaining an immediate donation of money or other thing of value.

*Peddler* means any person who transports goods from place to place and sells or exposes the goods for sale, or who, without traveling from place to place, sells or offers for sale any goods from any vehicle or device; provided, that any person who separates the acts of sale and delivery for the purpose of evading the provisions of this article shall be deemed a peddler.

*Solicitor* means any person who travels from place to place taking or offering to take orders for the sale of goods for future delivery or for personal services to be performed in the future, regardless of whether samples are displayed or money is collected in advance, and any person who uses or occupies any building or premises for the sole purpose of taking or offering to take orders for the sale of goods for future delivery or for personal services to be performed in the future, regardless of whether samples are displayed or money is collected in advance.

*Transient vendor* means any person who engages in a temporary business of selling and delivering goods and who, for this purpose, uses or occupies any premises; provided that no person shall be relieved from complying with the provisions of this article merely by conducting a transient business in association with any permanently established merchant.

(Code 1961, § 11-107(a); Ord. No. 04-84, § 2, 6-15-04)

### Sec. 20-17. Exemptions.

The provisions of this article shall not apply to bona fide members of charitable, religious, civic, or fraternal organizations which are exempt from the payment of privilege licenses, and who receive no compensation of any kind for their services.

(Code 1961, § 11-107(d))

### Sec. 20-18. Registration.

(a) Any person doing business in the city as peddler, solicitor, or transient vendor shall file with the chief of police, on a form to be provided for that purpose, a statement setting forth:

- (1) The name of his company, if applicable, or his name.
- (2) The company's address or his address.
- (3) The goods to be sold or offered for sale, or the type of services to be rendered.
- (4) The period during which the business will be conducted.
- (5) The name of the supervisor, if applicable.
- (6) The address of the supervisor, if applicable.

(7) The name of each solicitor or agent who will be in the city during the period of operation and his color, sex, height, weight, and distinguishing characteristics, if any.

(8) The total number of persons in the crew, if applicable.

(9) A description of each automobile or other vehicle to be used in the business, showing the make, model, body style, color and license number.

(b) Any person begging or soliciting alms for personal gain shall file with the chief of police, on a form to be provided for that purpose, a statement setting forth:

(1) The person's name;

(2) The person's address;

(3) The person's date of birth and state and country of birth;

(4) A description of the person's automobile, including the VIN number and state of registration, make, model, body style, color and license number; and

(5) The person's drivers license number or NCDMV identification number.

(Code 1961, § 11-107(b); Ord. No. 04-84, § 2, 6-15-04)

### **Sec. 20-19. Orders.**

All orders taken by licensed solicitors of whom a bond is required shall be reduced to writing showing the terms of the order and the amount paid in advance, and one (1) copy of such written order shall be given to the purchaser.

(Code 1961, § 11-107(c))

Secs. 20-20--20-45. Reserved.