

## **ORDINANCE NO. 270-B**

### **AN ORDINANCE REGULATING PEDDLING IN EMPIRE TOWNSHIP**

The Board of Supervisors of the Township of Empire ordains as follows:

#### **SECTION 1. TITLE**

This ordinance shall be known, cited, and referred to as the Empire Township Peddling Ordinance (hereinafter “this Ordinance”).

#### **SECTION 2. PURPOSE**

The purpose of this Ordinance is to protect the public health, safety, and welfare by establishing regulations for door-to-door sales of merchandise in Empire Township.

#### **SECTION 3. PEDDLING REGISTRATION**

- A. Registration. Unsolicited door-to-door merchandise sales or product peddling is prohibited in Empire Township, without prior annual registration with the Township Clerk. Registration requires completion of a Township application and signature by the Clerk. A cash registration fee as determined by the Township Fee Schedule is required at the time of application. Applicants must present company information, business liability insurance, product information, vehicle information, and a valid driver’s license. The registration form, signed by the Township Clerk, must be carried by the applicant at all times within the Township.
- B. Regulations. Door-to-door sales are restricted to the hours of 9:00 a.m. to 6:00 p.m. Monday through Saturday. All peddlers must visibly display credentials, in the form of identification badges or clothing, while going door-to-door. Failure to register such business is a violation of this Ordinance and subject to all penalties under the law. Failure to leave private property immediately upon request by a property owner or resident of the Township is also a violation of this Ordinance and subject to all penalties under the law. No sales or displays of products for sale are allowed on any public property or public right-of-way.
- C. Exemption. Non-profit organization sales and volunteer organization fundraising events, such as Girl Scout cookie sales, school organization sales, athletic associations sales, and similar sales, raffles and fundraising efforts are exempt from the registration, regulations, and fees required in this Ordinance.

#### **SECTION 4. VIOLATIONS AND PENALTIES**

- A. Civil Remedy. In the event of a violation of this Ordinance, the Township may institute appropriate actions or proceedings, including but not limited to, civil actions for trespass and/or injunctive relief to prevent, restrain, correct or abate such violations or threatened violations, and the Township Attorney may institute such action.

B. Criminal Remedy. Any person, firm or corporation who shall violate any of the provisions of this Ordinance or who shall fail to comply with any of the provisions of this Ordinance or who shall make any false statement in any document required to be submitted under the provisions of this Ordinance, shall be guilty of a petty misdemeanor and, upon conviction thereof, shall be fined as provided by law. Each day that a violation continues shall constitute a separate offense.

#### **SECTION 5. REPEAL AND REPLACEMENT**

Ordinance No. 270-A is repealed and replaced by Ordinance No. 270-B.

#### **SECTION 6. EFFECTIYE DATE**

Ordinance No. 270-B shall take effect upon its adoption and publication according to law.  
Adopted this 9<sup>th</sup> day of February 2021.

**ATTEST:**

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Terry L. Holmes, Chair

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Charles Seipel-Teng, Clerk-Treasurer

Published in the *Dakota County Tribune* on February 19th, 2021.