

VILLAGE OF SHERMAN: PEDDLER'S PERMIT APPLICATION

Business or Organization Identification:

Legal Name of Business: _____

Doing Business-As (DBA), if different from 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:

_____ - _____ - _____

Primary Business Contact Information

Street Address: _____ Apartment/Suite: _____

City: _____ State: _____ Zip Code: _____ - _____

Primary Telephone Number: (____) _____ - _____ Extension: _____

Fax Number: (____) _____ - _____

Mailing Address if different from above

Street Address or Post Office Box Number: _____ Apartment/Suite: _____

City: _____ State: _____ Zip Code: _____ - _____

Contact Person (Owner/Supervisor)

Name of Owner or Supervisor: _____

Position/Title: _____

Primary Telephone Number: (____) _____ - _____ Extension: _____

Fax Number: (____) _____ - _____

E-Mail Address: _____

Final Point of Sale Address (Required – Permit will not be issued if not completed)

Same as Primary Business Address Same as Mailing Address

At Residence in Village of Sherman Other (Specify) _____

I attest that the information provided herein is complete and accurate and that I have been provided a copy of Chapter 3 of Sherman Village Code regarding Peddler's and Solicitors and have read, understand and agree to abide by the provisions of the Code.

Signature of Applicant

VILLAGE OF SHERMAN: INDIVIDUAL PEDDLER / SOLICITOR INFORMATION

Last Name: _____

First Name: _____ Middle: _____

Current Home Street Address: _____

Apartment Number: _____ City: _____ State: _____ Zip Code: _____

Primary Telephone Number: (_____) _____ - _____

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

Vehicle Register in State of: _____ License Plate Number: _____

Driver's License Number: _____ State of Issue: _____ Expires: _____

- | | YES | NO |
|---|--------------------------|--------------------------|
| 1. Have you EVER been CONVICTED of a FELONY:
(If yes, explain on back – (answering yes may not disqualify you)) | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Are charges currently pending against you:
(If yes, explain on back – (answering yes may not disqualify you)) | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. Is your Driver's License Suspended or Revoked: | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Are you REQUIRED to Register as a Sex Offender: | <input type="checkbox"/> | <input type="checkbox"/> |

With my signature I attest that the information provided herein is complete and accurate and that I have been provided a copy of Chapter 3 of Sherman Village Code regarding Peddler's and Solicitors and have read, understand and agree to abide by the provisions of the Code. I further authorize the Village of Sherman, Sherman Police Department to conduct a background investigation that may include any and all criminal convictions and charges pending against me.

_____/_____
Signature of Applicant Date

FOR OFFICE USE ONLY:

Date Background Investigation Conducted: _____ **Completed:** _____

Permit Approved: _____ **Declined:** _____

_____/_____
Signature of Official Date

**Chapter 3
PEDDLERS AND SOLICITORS**

4-3-1: DEFINITION; EXEMPTIONS:

"Peddling and soliciting", as used in this chapter, shall include the selling, bartering, or exchanging, or the offering for sale, barter, or exchange, of any tangible personal property or services, such as home improvements or termite inspection, upon or along the streets, highways, or public places of the village, whether at one place thereon or from place to place or by calling at residences. "Peddling and soliciting" shall be taken to include the solicitation of orders, business of any kind, and services, whether or not the goods are delivered or the services performed at the time the order is taken. The provisions of this chapter do not apply to telephone solicitations, nor do they regulate or prohibit the delivery of tangible personal property to residents of the village where such delivery has been ordered or requested by such resident. (Ord. 1990-24, 12-4-1990)

4-3-2: LICENSE REQUIRED:

No solicitor of contributions or vendor of merchandise or itinerant merchant or solicitor shall sell by peddling or soliciting any goods, wares, merchandise, perishable agricultural commodities or services, or solicit orders, contributions, sales, subscriptions, or business of any kind, along the streets, highways or public places of the village, or by calling at residences within the village, without first procuring a license to do so from the chief of police. (Ord. 1990-24, 12-4-1990)

4-3-3: APPLICATION FOR LICENSE:

The license application shall include the applicant's name, permanent business address (which must include a street address), residence address of the principal individual involved with the peddling or soliciting (and if the applicant is a corporation, the residence addresses of its officers), the location at which the applicant intends to do business, the nature of the business the applicant intends to conduct, a copy of the applicant's certificate of registration under the retailer's occupation tax act¹, a complete inventory of the goods the applicant intends to offer for sale, and a list of all licenses to conduct business as a transient merchant or an itinerant vendor obtained by the applicant in the state in the twelve (12) months preceding the date of filing of the application. (Ord. 1990-24, 12-4-1990; amd. 2010 Code)

4-3-4: FORM OF LICENSE; SIGNATURES REQUIRED:

A license may be issued, as nearly as may be, in the following form, and shall be signed on behalf of the village by the village clerk, chief of police, or other party authorized and designated by the village board:

Date Sherman, Illinois

_, having made application in due form, paid into the Village Treasury the sum of One Hundred Fifty Dollars (\$150.00), and in all other respects complied with the ordinances of the Village in this behalf, therefore, the undersigned representative of the Village of Sherman does hereby authorize, empower and license the said applicant to engage in peddling or soliciting for from .

Nevertheless, this license is granted upon this express condition, that if the said applicant shall observe and obey all ordinances of this Village, which now are, or may be in force, regulating or relating to his said business, then this license shall be valid for the period aforesaid; otherwise, it may be annulled, revoked or forfeited, at the option of the Village Board.

*Village of Sherman,
by authorized representative*

(Ord. 1990-24, 12-4-1990; amd. 2010 Code)

4-3-5: LICENSE FEE, TERM AND EXPIRATION:

The fee for a license shall be one hundred fifty dollars (\$150.00). The license shall expire on December 31 of the year in which it is issued. No license shall be granted for a longer term than one year. (Ord. 1990-24, 12-4-1990; amd. 2010 Code)

4-3-6: HOURS PERMITTED:

No person (including residents and itinerants) shall engage in the business of peddling or soliciting at residences

without the prior consent of the occupant except between the hours of nine o'clock (9:00) A.M. and nine o'clock (9:00) P.M. (Ord. 1990-24, 12-4-1990)

4-3-7: DUTY TO ANNOUNCE NAME AND IDENTIFY PRODUCT:

Any person engaged in peddling and soliciting shall, before entering any residence, identify himself or herself to the occupant by name and state what organization, company and/or product he or she represents. (Ord. 1990-24, 12-4-1990)

4-3-8: FAILURE TO LEAVE UPON REQUEST:

No person shall engage in peddling or soliciting at, or remain on the premises of, any residence after having been asked by the occupant thereof to leave said premises or residence. (Ord. 1990-24, 12-4-1990)

4-3-9: POSTED PREMISES; UNINVITED SOLICITING:

A. It shall be unlawful for any person to engage in peddling or soliciting upon any premises or residence located thereon if such premises or residence is posted against solicitation by means of a notice prominently displayed upon which is printed the legend:

NO SOLICITORS

B. A residence shall be deemed to be posted against peddling or soliciting if there is exhibited, on or near the main entrance to the premises or on or near the main door to any residence located thereon, a sign at least three inches by four inches (3" x 4") in size, which bears the legend set out in subsection A of this section in letters at least one-third inch ($\frac{1}{3}$ " in height. (Ord. 1990-24, 12-4-1990)

4-3-10: FRAUDULENT AND DECEPTIVE PRACTICES:

A. No person who engages in peddling or soliciting shall use any plan, scheme or ruse to make any statement which indicates or implies that the purpose of such person's visit is other than to obtain orders for or to make sales of goods or services.

B. No person who engages in solicitation shall misrepresent the right of a buyer to rescind or cancel a sale under the provisions of the applicable law. (Ord. 1990-24, 12-4-1990)

4-3-11: FIRST AMENDMENT SOLICITATIONS:

Persons soliciting for causes protected by the first amendment of the United States constitution shall procure a license without payment of the prescribed fee and shall not be restricted as to days or hours of solicitation. (Ord. 1990-24, 12-4-1990)

4-3-12: NOT FOR PROFIT SOLICITATIONS:

The provisions of this chapter shall not apply to any sales or solicitations by any bona fide not for profit, religious, charitable or governmental organization, or any subsidiary thereof. (Ord. 1990-24, 12-4-1990)

4-3-13: PENALTY:

Any person violating or failing to comply with any of the provisions of this chapter shall, upon conviction, be fined not less than twenty five dollars (\$25.00) nor more than seven hundred fifty dollars (\$750.00). (Ord. 1990-24, 12-4-1990; amd. 2010 Code)

[Footnote 1:](#) 35 ILCS 120/1 et seq.