

**Bazetta Township Administration**

3372 State Route 5, NE \*Cortland, Ohio 44410  
Office: 330-637-8816 Fax: 330-637-4588

**APPLICATION FOR TRANSIENT VENDORS PERMIT**

DATE OF APPLICATION: \_\_\_\_\_ PERMIT #: \_\_\_\_\_

APPLICANT'S NAME: \_\_\_\_\_

ADDRESS \_\_\_\_\_

SOCIAL SECURITY #: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

HOME PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

E-MAIL: \_\_\_\_\_ SEX: \_\_\_\_\_

DATE OF BIRTH: \_\_\_\_\_ DRIVER'S LICENSE #: \_\_\_\_\_

VEHICLE MAKE: \_\_\_\_\_ MODEL: \_\_\_\_\_ YEAR \_\_\_\_\_

LICENSE PLATE # \_\_\_\_\_ LENGTH OF SOLICITING: \_\_\_\_\_

DESCRIPTION OF GOODS OR SERVICES: \_\_\_\_\_

LOCATION OF PREMISES WHERE SALES ARE TO PLACE TAKE: \_\_\_\_\_

**FOR BUSINESS**

BUSINESS NAME & ADDRESS: \_\_\_\_\_

BUSINESS PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

E-MAIL: \_\_\_\_\_ FEDERAL ID # \_\_\_\_\_

FEE: \$100 DATE PAID: \_\_\_\_\_ RECEIPT # \_\_\_\_\_

**Resolution 219-95 (ORC 505.94)**

- You must have previously received a vendor's license for the sale of tangible personal property at retail from the Department of Taxation, State of Ohio.
- Upon the issuance of a transients vendor's permit to an applicant, said permit is valid for a period of ninety (90) days after the date of issuance of the requested permit.
- This document will be faxed to the Bazetta Township Police Department \_\_\_\_\_

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**SOLICITOR'S LICENSE**

Solicitor's Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Business Name (If Applicable): \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Driver's License #: \_\_\_\_\_ Exp. Date: \_\_\_\_\_

Sex: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Hair Color \_\_\_\_\_

Description of goods or services: \_\_\_\_\_  
\_\_\_\_\_

Vehicle Make: \_\_\_\_\_ Model: \_\_\_\_\_

Year: \_\_\_\_\_ License Plate #: \_\_\_\_\_

**This License shall be carried at all times by the solicitor.**

**This License is non-transferable and shall not be used by anyone other than the person identified on the license.**

**The Township of Bazetta does not support nor does it endorse any products or agency that peddles or solicits within the Township.**

**Permit #: \_\_\_\_\_ Expiration Date: \_\_\_\_\_**

**Witness: \_\_\_\_\_**

**This License will be faxed to the Bazetta Township Police Department**

Resolution No. 109-08 Date 5/19/08

Resolution No. 056-16 Date 2/08/16 (Revised - Fee)

**AMENDED RESOLUTION FOR TRANSIENT VENDORS REGISTRATION AND  
TIME, MANNER AND PLACE TO SOLICIT ORDERS (ORC 505.94)**

WHEREAS, the Bazetta Township Board of Trustees is authorized, pursuant to R.C. 505.94 to require the registration of all transient vendors within the unincorporated territory of the township and may reasonably regulate the time, place and manner in which these vendors may sell, offer for sale, or solicit orders for future delivery of goods;

NOW, THEREFORE, BE IT RESOLVED, by the Bazetta Township Board of Trustees that pursuant to the above statutory authority, the within transient vendor legislation is hereby promulgated:

1) As used in this legislation, "transient vendor" means any person who opens a temporary place of business for the sale of goods or who, on the streets or while traveling about the township, sells, or offers for sale goods, or solicits orders for future delivery of goods where payment is required prior to the delivery of goods, except that "transient vendor" does not include any person who represents a business, organization or entity exempted to taxation under Section 5709.04 of the Ohio Revised Code, that notifies the Board of Township Trustees that its representatives are present in the township for the purpose of selling, offering for sale, or soliciting for the future delivery of goods, and further that "transient vendor" does not include an auction or auctioneer company licensed under Chapter 4707 of the Ohio Revised Code. Entities exempt from taxation under Ohio Revised Code Section are corporations, trust associations, funds, foundations, or community chests, organized and operated exclusively for religious, charitable, scientific, literary, health, hospital, education, or public purposes, exclusively for the prevention of cruelty to children or animals, exclusively for a home for the aged or exclusively for contributing financial support to any such purposes and no part of the net earnings of any of these entities inures to the benefit of any private shareholder member or other individual where no substantial part of the activities of these entities involves carrying on propaganda or otherwise attempting to influence legislation.

2) All "transient vendors" are hereafter required to apply for a transient vendor's permit with the Bazetta Township Board of Trustees at the administrative offices of Bazetta Township, Trumbull County, Ohio located on State Route 5, Cortland, Ohio 44410. Prior to being eligible to receive said permit, the transient vendor must first pay to the township a \$100 permit fee and must have previously received a vendor's license for the sale of tangible personal property at retail from the Department of Taxation, State of Ohio.

3) Upon the issuance of a transient vendor's permit to an applicant, said permit is valid for a period of ninety (90) days after the date of issuance of the requested permit.

4) A transient vendor's permit is required for each person who, on the streets, or while traveling about the Township, sells, offers for sale, or solicits orders for goods where payment is required prior to delivery of goods.

5) In carrying on activities in this Township, a transient vendor shall not:

a) Obstruct or interfere with public travel on, or public use of any public street, road, sidewalk, or way;

b) Enter any private premises or parts of premises where entry is prohibited by notice or which are manifestly restricted to uses which are incompatible with the vendor's activities;

c) Remain on premises or part of premises after notice to depart;

d) Possess, sell, offer to sell, or solicit orders for any product or thing in violation of law;

e) The vendor's permit shall be permanently displayed at either (i) the approved location for the sale or offer for sale of goods or the solicitation of orders for the future delivery of goods; or (ii) attached or pinned to the outer clothing of the person as he or she travels about the Township, selling or offering for sale goods, or soliciting orders for the future delivery of goods.

7) The issuance of a validly authorized transients vendor's permit does not authorize the use of the permit on private property without the owner's written permission.

8) A entity exempted from taxation under Section 5709.04 who provides notice to the Township Board of Trustees that its representatives are present in the Township in accordance with the requirements of paragraph #1 of this legislation shall complete a form to be filed with the Township. However, said entities are not subject to any of the regulations set forth in this legislation except those requirements set forth in paragraph #1 of this legislation necessary for said exempt entity to be excepted from the definition of "transient vendor."

9) Regulations:

a) Definition: "Transient Vendor" means any person who opens a temporary place of business for the sale of goods or who, on the streets or while traveling about the Township, sells or offers for sale goods, or solicits orders for the future delivery of goods, except that transient vendor does not include any person who represents a business, organization, including, but not limited to, an entity exempted from taxation under Section 5709.04 of the Ohio Revised Code, that notifies the Board of Township Trustees that its representatives are present in the Township for the purpose of selling, offering for sale, or soliciting orders for future delivery of goods, or an auction or auctioneer company licensed under Chapter 4707 of the Ohio Revised Code.

b) Application for Transient Vendor Permit: An application form is to be completed by the transient vendor applicant. The "transient vendor's permit is a form to be issued after approval of said application to the applicant.

c) Permit Fee: Every transient vendor shall obtain a permit before engaging in business for the sale of goods or who, on the streets or traveling about the Township, sells or offers for sale

goods, or solicits orders for the future delivery of goods, and shall pay a fee of

\$100 for the maximum period of ninety (90) consecutive days. The permit shall terminate automatically with the last day for which the permit has been paid.

d) Exceptions:

1. Any person who represents a business or organization, including, but not limited to any entity exempted from taxation under Section 5709.04 of the Ohio Revised Code, that notifies the Board of Township Trustees that its representatives are present in the Township for the purpose of selling, offering for sale, or soliciting orders for the future delivery of goods, or an auction or auctioneer company licensed under Chapter 4707 of the Ohio Revised Code.

2. Nothing in these regulations shall apply to persons selling items governed herein for any projects sponsored by the elementary and high schools and/or churches.

10) Penalty: Section 505.94 of the Ohio Revised Code. Whoever violates Ohio Revised Code Section 505.94 or any regulations set forth herein is guilty of a misdemeanor punishable by a fine of up to One Hundred Dollars (\$100.00).

11) That the Clerk is directed to publish a copy of this resolution in a newspaper of general circulation in Bazetta Township for three consecutive weeks.

BE IT FURTHER RESOLVED by the Bazetta Township Board of Trustees, Trumbull County, Ohio, that the Clerk notify the Department of Elections, the office of the Secretary of State and the Prosecuting Attorney of Trumbull County, Ohio of the enactment of this transient vendor legislation by sending them a copy of this resolution.

BE IT FURTHER RESOLVED that the Clerk notify the prosecuting attorney of Trumbull County, Ohio, monthly, of the names of all persons registering for a transient vendor's permit under this legislation during the relevant month.

Passed by the Bazetta Township Board of Trustees this 19<sup>th</sup> day of May, 2008.

Attested by:

Marsha J. Urchek  
Fiscal Officer

BAZETTA TOWNSHIP TRUSTEES:

William Glancy  
William Glancy

Michael Piros  
Michael Piros

Paul Hovis  
Paul Hovis