



## Plain Township Zoning Office

2600 Easton St. NE  
Canton, Ohio 44721  
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[www.plaintownship.com](http://www.plaintownship.com)

### TRANSIENT VENDOR REGULATIONS

**APPLICABILITY:** All “Transient Vendors” who do business within the unincorporated area of Plain Township, Stark County, Ohio shall register with the Township, at the Plain Township Zoning Department, 2600 Easton St. NE. Canton, Ohio 44721, between the hours of 8:00 am and 4:00pm, Monday through Friday except holidays.

**TRANSIENT VENDOR IS DEFINED AS:** “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, either sells or offers for sale goods, or solicits orders for future delivery of goods or attempts to arrange an appointment for a future estimate or sales call. “Transient Vendor” does not include any person who represents 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 either selling offering for sale goods, or soliciting orders for future delivery of goods, and does not include an auction or an auctioneer company licensed under Chapter 4707 of the Revised Code. “Transient Vendor” does not apply to any person invited by an owner and/or occupant to visit the owners and/or occupant’s premises to sell, offer for sale, or solicit orders for future delivery of goods.

**GOODS IS DEFINED AS:** “Goods” means goods, wares, services, merchandise, periodicals, and other articles or publications.

**PERMIT AND REGISTRATION:** The Plain Township Zoning Department shall maintain a registration log where all Transient Vendors shall register. All Transient Vendors shall register with the Plain Township Zoning Department and obtain a Transient Vendor permit prior to their coming into the Township to sell, offer for sale, or solicit orders for their goods.

1. All Transient Vendors must complete a Transient Vendor Application in order to register and obtain a Transient Vendor permit.
2. All transit vendors must submit a BCI, and FBI background check from the Stark County Sheriff Office.
3. Incomplete Transient Vendor applications will not be accepted. No Transient Vendor shall enter the Township until registered and a permit is issued.
4. The Transient Vendor log shall be a public record open for inspection.
5. Where applicable, no Transient Vendor shall open a temporary place of business that is in violation of or diverges from the Township Zoning Resolution.
6. All Transient Vendors shall appear in person at the Plain Township Zoning Department or otherwise notify the Zoning Department when activity under their registration is completed and terminated.
7. No Transient Vendor shall together with, or in combination with, twelve (12) or more persons who are Transient Vendors, operate within the Township at any one time, whereby they are selling, offering for sale, or soliciting the same goods.

8. A badge furnished by the Township, displaying the words "Transient Vendor" and the number of the Transient Vendor's Permit, must be displayed while traveling about the Township, selling, offering for sale, or soliciting orders for the future delivery of goods.
9. The validly authorized Transient Vendor's permit must be on display at the approved temporary place of business location for the sale, offer for sale, or solicitation of orders for the future delivery of goods.

**EXEMPTED BUSINESSES OR ORGANIZATION:** Notification is required to be made by any entity exempted from taxation pursuant to the provisions of Section 5709.04 of the Revised Code, that its representatives are present in the township for the purpose of either selling or offering for sale goods or soliciting orders for future delivery of goods. Such notification shall be addressed to the Board of Trustees marked – Plain Township Zoning Department.

**PLAIN TOWNSHIP ZONING DEPARTMENT:** The Zoning Department shall make a log and record of all such notices of exempted businesses or organizations for the Trustees.

**DOOR-TO-DOOR REGULATIONS:** Transient Vendors, not working at a fixed location, shall be permitted to sell, offer for sale, or solicit orders, door-to-door, or location-to-location as follows:

1. Between the hours of 9:00 a.m. to 6:00 p.m. on weekdays.
2. Between the hours of 9:00 a.m. to 4:00 p.m. Saturdays, and no solicitations are to be made Sundays or holidays.
3. Information brochures, pamphlets, fliers, or any other written materials distributed by a Transient Vendor shall not be placed and/or left on the ground, including but not limited to, any driveway, yard, lawn, curb or sidewalk, of any property located in the Township, including any individual parcel and/or lot. Placement of any informational brochures, pamphlets, fliers or written materials upon the front porch or stoop of a dwelling, building, or structure is permitted. Transient Vendors are also specifically prohibited from placing or affixing any informational brochures, pamphlets, fliers, or any other written materials on or in the actual mailbox.

**FIXED LOCATION REGULATIONS:** All individuals or organizations conducting business as a Transient Vendor and working at a fixed location who sell, offer for sale, or solicit orders for future delivery of goods, and/or who establishes a temporary place of business within the Township shall, in addition to the other requirements mandated here:

1. Not establish a temporary place of business in an area that is zoned for use other than retail business; and
2. Where applicable, not violate and Township Zoning Regulations in regard to temporary uses or signage;
3. Shall after meeting all requirements set forth in this Resolution, receive a permit that is valid for a maximum of ninety (90) consecutive days, with one renewal for each twelve (12) month period;
4. Provide documentation that they have received the property owner's permission to establish a fixed temporary place of business at the subject location.
5. Not sell, offer for sale, or solicit orders for future delivery of goods from the temporary place of business between 9:00 p.m. and 7:00 a.m.

**FEE:** Transient Vendors shall make payment of \$150.00 made payable to Plain Township for their registration fee at the time they submit an application for registration and permit at the Zoning Department. All payments shall be in cash in the exact amount of \$150.00, or a money order made payable to Plain Township for \$150.00. If an application is denied the Township shall refund any registration fee paid by a Transient Vendor. Each individual person who sells, offers for sale, or solicits goods shall be required to submit an application for registration and permit even though he/she may be one or more of several Transient Vendors who sell, offers for sale, or solicits orders for goods for the same group, company, or other business entity or entities, or firms. Each separate Vendor shall be required to separately and individually pay the \$150.00 registration, even though he is one of several persons who sell, offer for sale, or solicits orders for goods for the same group, company, or other business entity or entities, or firms.

**LENGTH OF PERMIT:** The Transient Vendor registration and permit shall be valid for a maximum of ninety (90) consecutive days, with one renewal for each twelve (12) month period

**WRITTEN STATEMENT:** All companies, corporations, businesses, business entities or firms shall provide their Transient Vendors a written statement signed by a duly authorized representative of the company, corporation, business or firm, that the Transient Vendor is in fact authorized to sell, offer for sale, or solicit orders for its goods within the Township for the company, corporation, business or firm, or under its authority or agency. An original of this written statement shall be provided to the Plain Township Zoning Department at the time of the application for the Transient Vendor registration and permit.

**NO SOLICITATION:** Transient Vendor shall not sell, offer for sale, or solicit orders for goods where the owners and/or occupants of a dwelling, building, or other structure has posted a notice by means of a sign that its owners and/or occupants do not want Transient Vendors to enter upon the property, and such sign is reasonably calculated by its size and placement to notify the Transient Vendor of this fact. By way of example and not limitation, a sign stating "No SALESMAN" or "NO SOLICITATIONS" posted in a conspicuous place near the primary entrance to the dwelling, building, or structure shall be sufficient to notify Transient Vendors of the owner's and/or occupant's intent.

**DO NOT KNOCK REGISTRY.** Upon the issuance of a Transient Vendor permit, Transient Vendors shall be provided with a copy of the list of Township residents who have expressed a desire in writing not to have any such commercial Transient Vendor enter upon their property. Every commercial Transient Vendor shall agree not to visit the premises so enumerated on the list provided to it by the Township. No Transient Vendor, while peddling or soliciting, shall enter upon the premises of, call upon, knock at the door of, or ring the doorbell of any residence, house, apartment, or other dwelling in the Township which is at the time on the "Do Not Knock Registry" established and maintained pursuant to this Resolution and upon which there is clearly posted at the entrance a notice that reads "No Peddlers or Solicitors Allowed" or words of similar import, which clearly prohibit Peddlers and Solicitors (i.e. Transient Vendors) on the premises unless such persons has previously been invited upon the premises by the lawful possessor and occupant thereof.

Whosoever violates the Do Not Knock Registry shall have their Transient Vendor permit revoked and be subject to a fine of one hundred dollars (\$100.00) for the first offense, and two hundred fifty dollars (\$250.00) on the second and subsequent offenses. The issuance of a citation shall not prohibit the issuance of additional citations, in the event such violation is continued or repeated.

**VIOLATIONS AND PENALTIES:** Any Transient Vendor, company, business or firm submitting or supplying false, misleading or untrue information on or in connection with any Transient Vendor application, registration, or permit shall be subject to prosecution under Section 505.99 of the Ohio Revised Code. Any requirement of this Resolution shall give the Township grounds to cancel the Transient Vendor permit, and it shall be grounds for prosecution under Section 505.99 of the Ohio Revised Code. Violations of this permit may result in a one hundred-dollar (\$100.00) fine for the first offense, and a two hundred fifty dollar (\$250.00) fine for the second and subsequent offenses.

**ENFORCEMENT:** The Plain Township Board of Trustees, or the Plain Township Zoning Director, shall have the authority to take actions to terminate, revoke and/or cancel registrations and permits, and/or initiate prosecution.