



Goshen Township Planning and Zoning Department Transient Vendor Application

6757 Goshen Road, Goshen, OH 45122

Phone: (513) 722-3400 Fax: (513) 722-3100

TRANSIENT VENDOR STANDARDS AND PROCEDURES

Define for the purposes a transient vendor is 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; solicits orders for future delivery of goods; or attempts to arrange an appointment for a future estimate or sales call. "Goods" means goods, wares, services, merchandise, periodicals, and other articles or publications.

Transient vendor does not include any person who represents any entity exempted from taxation under Ohio Revised Code 5709.04, provided the entity exempted from taxation under ORC 5709.04 notifies the Township in a manner required herein its representatives are present in the Township for the purpose of selling or offering for sale goods; soliciting orders for future delivery of goods; or attempting to arrange an appointment for a future payment, estimate, or sales call, and does not include a person licensed under Chapter 4707 of the Ohio Revised Code.

Transient Vendor Solicitation and Registration procedures, application forms, and standards to remain in good standing, consistent with the following conditions:

- A. Applicants for Transient Vendor Solicitation permits must register with Goshen Township at 6757 Goshen Road, Goshen, Ohio 45122. Prior to solicitation, transient vendors shall provide the information required thereon; a copy of the company's valid current vendor's license issued by Clermont County or by Ohio Department of Taxation, Health Department license where applicable, photo identifications of all soliciting persons, and the three (3) day cancellation form.
- B. The Township has established a registration fee of one hundred fifty dollars (\$150.00), and this registration shall be valid for a period of ninety (90) days after the date of registration.
- C. No person, firm, or corporation shall conduct public solicitation in Goshen Township, Clermont County, Ohio, wherein the person conducting the solicitation does so in a manner whereby their conduct is contrary to the public interest. No solicitation tactics shall be employed which are coercive, abusive, or misleading. No efforts may be made by any person, firm, or corporation to defraud any individual through the solicitation process. Transient vendors shall comply with all applicable Federal and State Laws governing the conduct of their business, including the three (3) day cancellation, provision, and the collection and payment of all applicable sales taxes, and upon making application, shall provide evidence of the same.
- D. Door-to-door solicitation and solicitation from motor vehicles shall only be permitted between 9:00 A.M. and 6:00 P.M.

- E. Each transient vendor shall always carry on his/her person their solicitation permit while engaging in temporary or transient business, or while travelling about the Township for the purpose of selling or soliciting orders. .
- F. Solicitation shall not occur on any residence or business where a no solicitation sign, decal, or other lawful display is exhibited.
- G. Roadside solicitors shall not solicit on public property, on the street, at road intersections, or in the public right-of-way. Roadside solicitors shall provide written permission from the property owner of the location where they intend to do business at the time of application for registration and shall comply with all state law and local zoning codes or resolutions concerning advertisements and signage.
- H. Established pursuant to Ohio Revised Code 505.99, a transient vendor found in violation of this Resolution is guilty of a minor misdemeanor.
- I. If any transient vendor or representative of a transient vendor is found in violation of this Resolution or any section, procedure, or standard of this Resolution, the transient vendor solicitation permit may be revoked. Permit revocation may include not only the offending person but may include all persons soliciting for the same business or vendor.

The registration requirements Do Not Apply To:

- A. A person invited by the owner or tenant to visit the owner's or tenant's premises.
- B. Goshen Township official sponsored events.
- C. Sales in connection with school related fundraising programs authorized by the Board of Education of the school or district involved.
- D. Community athletic or Township civic organizations.
- E. Persons who are providing information, literature, or other communication regarding political issues, political candidates, or any religious institution or religion.

FORMS AND PAYMENT TO BE SUBMITTED WITH APPLICATION

- 1.) Valid current vendor license issued by Clermont County or by Ohio Dept of Taxation.
- 2.) \$150 permit fee.
- 3.) Health Dept license if applicable.
- 4.) State issued photo ID of all solicitors.

Company Name:		Business Phone:	
Business Address:			
City:		State:	Zip:
Supervisor Name:		Supervisor Phone:	
PERSONAL INFORMATION			
Last Name:		First Name:	SSN:
			DOB:
Home Address:			
City:	State:	Zip:	Phone:
Driver's License #:		State Issued:	Exp. Date:
DESCRIPTION OF VEHICLE BEING USED FOR SOLICITATION			
Owner:			
Address:			
City:	State:	Zip:	Phone:
Make:	Model:	Year:	Color:
Plate #:		State:	
PROPOSED AREA, DATES, AND TIMES OF SOLICITATION			
Entire Township: Yes No		If no, which area within Township:	
Dates:		Days: S M T W TH F	Times:
PRODUCTS / GOODS / SERVICES BEING SOLCITED			
List:			
Do you provide a 3-day "NOTICE OF ABILITY TO CANCEL" any order or agreement?			
			Yes No
LIST ANY PREVIOUS AREAS OF SOLICITATION(S):			
Location	Town/City	Dates	
LIST ANY ADDITIONAL PERSON(S) WHO WILL BE SOLICITING			
NAME	DRIVERS LIC #	State Issued	DOB

The undersigned hereby applies for a Transient Vendor Permit for the use specified above to be issued based on the representations contained herein, all which applicant says are true, Applicant has received and agrees to abide by all Transient Vendor Standards and Procedures.

Signature: _____ **Date:** _____

505.94 Registration and regulation of transient vendors.

- (A) A board of township trustees may, by resolution, require the registration of all transient vendors within the unincorporated territory of the township and may regulate the time, place, and manner in which these vendors may sell, offer for sale, or solicit orders for future delivery of goods. A board of township trustees also may, by resolution, prohibit solicitation at any residence at which the owner or tenant has posted a sign on the property prohibiting solicitation or for which the owner or tenant has filed a no solicitation registration form with the township, on a form prescribed by the board. If the board requires the registration of all transient vendors, it may establish a reasonable registration fee, not to exceed one hundred fifty dollars for a registration period, and this registration shall be valid for a period of at least ninety days after the date of registration.

Any board of township trustees that provides for the registration and regulation of transient vendors under this section shall notify the prosecuting attorney of the county in which the township is located of its registration and regulatory requirements. No transient vendor shall fail to register or to comply with regulations established by a board of township trustees under this division.

This division does not authorize a board of township trustees to apply a resolution it adopts under this division to any person invited by an owner or tenant to visit the owner (s or tenant (s premises to sell, offer for sale, or solicit orders for future delivery of goods.

(B) As used in this section:

- (1) "Goods" means goods, wares, services, merchandise, periodicals, and other articles or publications.
- (2) "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, 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 Revised Code, or any person licensed under Chapter 4707. of the Revised Code.

Amended by 132nd General Assembly File No. TBD, HB 49, 5101.01, eff. 9/29/2017,

Effective Date: 03-30-1999; 09-21-2006.