

## TITLE 5: BUSINESS REGULATIONS

### CHAPTER 6 - ITINERANT MERCHANTS

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#### SECTION 5-6-1 DEFINITIONS

**Itinerant Merchant**" shall mean any person or entity engaging temporarily in the retail sale of collectibles or consumer goods, wares or merchandise within the city who for the purpose of conducting such business, rents, uses or leases any room, building, hotel, roominghouse, structure or lot of any kind, regardless of whether such goods, wares or merchandise are peddled from house to house, place to place, or sold from the room, building, hotel, roominghouse, structure or lot.

The term shall not include the following persons:

- (1) Persons, who without receiving any compensation for their services, solicit contributions or sell goods, wares or merchandise for civic, patriotic, fraternal, educational, religious or benevolent organizations.
- (2) Persons who sell goods, wares and merchandise on city-owned public grounds as part of an event which has been approved by the city administrator.
- (3) Persons who sell at events which are sponsored by civic, patriotic, fraternal educational, governmental, religious or benevolent organizations goods, wares or merchandise which they have made themselves such as handicrafts and home-sewn items.

To the extent allowed by state and federal law, this section shall not be considered violated by the use of a property by an itinerant merchant for the sale of consumer fireworks, as defined by state law, where the property so used was annexed to the City of West Peoria within the six months preceding the enactment of this ordinance or hereafter annexed, if the said annexed property has been used by an itinerant merchant for the sale of consumer fireworks, as defined by state law, at least once annually for each of the last five years.

#### SECTION 5-6-2 PROHIBITION

It shall be unlawful for any Itinerant Merchant to operate or do business in the City of West Peoria.

#### SECTION 5-6-3 PENALTY

Any person found guilty of the violation of this chapter shall be punished by a fine not to exceed \$500.00, with each day the violation continues to be considered a separate offense.