

TITLE XI: BUSINESS REGULATIONS
Chapter 116: Solicitation and the like

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§ 116.01 DEFINITIONS.

- (A) For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.
- (B) It shall be immaterial whether or not the goods, wares, or services sold, offered for sale, carried, advertised, exhibited or displayed, are the goods, wares, or services of the person selling or offering to sell the same, or whether the goods, wares, or services sold or offered for sale are to goods, wares, or services of another; likewise, it shall be immaterial whether or not the goods, wares, or services sold or offered for sale are produced or manufactured by the person selling or offering to sell the same.

Charitable Purpose: Relief of poverty; advancement of education, advancement of religion; protection of health; governmental or municipal purposes; and other varied purposes the accomplishment of which is beneficial to the community.

Commercial: Relates to or is connected with trade and traffic or business in general.

Drummer: One who travels from door to door and sells or offers for retail sale, goods and wares by exhibiting samples thereof and taking orders for same.

Hawker: One who travels the streets, roads or public lands and sells or offers for retail sale by public outcry or any other method of public advertisements such goods and wares as may be carried with such person.

Peddler: One who travels from door to door and sells or offers for sale such goods and wares as may be carried with such person.

Provisions: Nonprocessed foods for human consumption and other nonprocessed agricultural products. Within the meaning of this definition, food or agricultural product is nonprocessed if it is sold or offered for sale in substantially the same form as when harvested.

Public Access: Any property open to the general public's use.

Roadside Vendors: One who establishes an open display of goods and wares along or within view of any public way, when such display is not a customary and incidental use

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to a primary use conducted at the same location, out of a building constructed in accord with the latest adopted edition of the Standard Building Code, and who there sells or offers for sale such goods and wares.

Solicit: To seek by persuasion or entreaty to obtain customers or prospective customers for the purchase, rental, or use of goods or services of any nature for any consideration.

Solicitor: One who advises, counsels, or solicits purchase, rental or use of goods or services for consideration.

§116.02 PEDDLING, DRUMMING AND SOLICITING

Commercial solicitation is prohibited on all property with public access.

§116.03 HAWKING

It shall be unlawful for any person to hawk any goods, wares or provisions except at an officially recognized festive or sportive event, and then only after having obtained a license. Such license shall only be issued for the sale of such goods, wares, or provisions as are by custom sold at such events, and such license shall only be valid at the location of and during the time period in which such event is conducted.

§116.04 ROADSIDE VENDORS

It shall be unlawful for any person to sell or offer for sale any goods, wares or provisions as a roadside vendor, provided that this section shall not prohibit any town promotional activities as authorized by the Board of Commissioners.

§116.05 RULES FOR SOLICITATION

The following solicitation information is provided to assist all solicitors who work in the Town of Calabash.

- (1) Vehicles cannot be stopped, and literature cannot be distributed or contact made with anyone in a vehicle, parked or moving.
- (2) Any violation of this town ordinance is punishable up to \$1,000 fine per day, per occurrence.
- (3) Charitable organizations/events are exempt from this ordinance.

§ 116.06 - §116.10 Reserved