

TITLE III COMMUNITY PROTECTION

CHAPTER 7 PEDDLERS AND DOOR-TO-DOOR SALES

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3-7-1 **PEDDLER DEFINED.** A peddler is a door-to-door salesperson which shall include and apply to all transient merchants, salespersons, itinerant vendors and contractors selling by sample or order, whether for immediate use and delivery or future delivery, and includes all sales of consumer goods or services purchased, leased or rented primarily for personal, family or household purposes, including courses of instruction or training, including repairs and remodeling of homes.

3-7-2 **LICENSE REQUIRED.** No peddler, contractor or door-to-door salesperson shall sell or offer for sale or solicit for the sale of goods, wares, merchandise or any other thing except as otherwise permitted in this Chapter within the City limits without a license, and without first complying with the requirements of the Iowa Code including the compliance of the licensing provisions of the "Transient Merchants Act," Chapter 9C, Iowa Code, and the registering for "Conducting Business Under Trade Name," Chapter 547, Iowa Code, and the requirements of the "Door-to-Door Sales Act," Chapter 555A, 2009 Iowa Code, requiring the seller to give buyer a complete receipt or copy of any contract at the time of its execution, including the right to cancel within three business days from the date of said execution, and the requirement that seller orally notify buyer at the time of the contract of the buyer's right to cancel.

(Ord. 413, Passed 1980)

(Ord. 568, Passed 1988)

(Ord. 719, Passed 2012)

3-7-3 **EXCEPTIONS.** A person shall not be deemed a peddler or door-to-door salesperson if selling at wholesale to merchants, nor is a person who has established a bona fide residence within the City who is selling door-to-door sales of cosmetics, nor is a person who is a resident who is selling or soliciting on behalf of a fraternal, religious or other charitable organization having its principal place of activity within the City limits of the City of Camanche, Iowa

(Ord. 413, Passed 1980)

(Ord. 568, Passed 1988)

3-7-4 **LICENSE REQUIREMENTS.** The City Clerk shall, upon the applicant showing compliance with the provisions of the "Transient Merchants Act," Chapter 9C of the 2009 Iowa Code, "Conducting Business Under Trade Name," Chapter 547 of the 2009 Code of Iowa, and showing by order form and presentation that the seller complies with the "Door-To-Door Sales Act," Chapter 555A of the 2009 Iowa Code and upon payment of a filing fee of twenty-five dollars, issued to the peddler or door-to-door salesperson a license which shall authorize said

individual to ply that vocation in the City for a period of forty-eight hours; however, prior to issuance of such license, the licensee must establish to the satisfaction of the City Clerk that the peddler is a legitimate merchant or vendor and that those who buy from said licensee will have a reasonable assurance that the thing sold is suitable for the purpose it is sold, or if sold for future delivery, that the buyer shall have a reasonable expectation that what is sold will be delivered.

(Ord. 325, Passed 1974)

(Ord. 568, Passed 1988)

(Ord. 719, Passed 2012)

3-7-5 LICENSE NON-TRANSFERABLE. No license issued pursuant to this Chapter may be sold or transferred.

(Ord. 413, Passed 1980)

3-7-6 PENALTY. Any person peddling or selling without such a license within the City limits, or any peddler or individual selling with such a license in the City for future delivery who, in fact, sells without intending to deliver the things sold, or any person who does not fully comply with the "Transient Merchants Act," Chapter 9C, Iowa Code, or who violates the "Conducting Business Under Trade Name," Chapter 547 of the 2009 Iowa Code, or who violates the "Door-to-Door sales Act," Chapter 555A of Iowa Code, shall be prosecuted under the provisions of Chapter 1-3 of this Code of Ordinances

(Ord. 719, Passed 2012)