

**CODIFIED ORDINANCES OF HURON**  
**PART SEVEN - BUSINESS REGULATION CODE**

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**CHAPTER 711**  
**Peddlers**

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**CROSS REFERENCES**

Power to regulate - see Ohio R.C. 715.61 et seq.  
Charitable solicitations - see Ohio R.C. Ch. 1716  
License revocation for receiving stolen property - see Ohio R.C. 2961.03;  
GEN. OFF. 545.18  
Frozen desserts - see Ohio R.C. 3717.51 et seq.  
Disturbing the peace - see GEN. OFF. 509.03, 509.08  
Littering - see GEN. OFF. 521.08  
Trespassing- see GEN OFF. 541.05  
Temporary stores - see BUS. REG. Ch. 731

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**711.01 PREAMBLE.**

This chapter is passed for the sole purpose of regulating peddlers within the incorporated limits of the City of Huron. The City's interest in regulating peddlers and their wares is limited to the prevention of invasion of privacy of its citizens and the prevention of crime. It is the intent of the City to regulate only the commercial aspects of peddling and not the free speech interests of solicitors or canvassers in the religious, political, charitable, or other protected speech. (Ord. 2010-9. Passed 4-13-10.)

**711.02 DEFINITIONS.**

(a) As used in this chapter, "peddler" means any individual, whether a resident of the City or not, traveling either by foot, wagon, automobile, motor truck or any other type of conveyance, from place to place, from house to house, or from street to street, taking or attempting to take orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery or for services to be furnished or performed in the future; provided, that this definition shall not apply to persons selling by sample only nor to any agricultural articles or products offered for sale by the producer. Exceptions to this definition of the term "peddler" are the following:

- (1) A person making delivery of goods, wares or merchandise theretofore sold by an establishment having a permanent place of business.
- (2) A person making sales of the following items of daily household consumption:
  - A. Baked goods;
  - B. Fruit and vegetables;
  - C. Dairy products.

(b) This chapter is inapplicable to individuals who are exercising their right of free speech in the areas of organized or unorganized religion; political advocacy; appeals for charitable contributions; or other forms of protected speech.

(Ord. 2010-9. Passed 4-13-10.)

**711.03 LICENSE REQUIRED.**

No peddler shall engage in business within the City limits without first obtaining a license therefor in compliance with the provisions of this chapter. Recognized charitable, civic, religious and philanthropic organizations, and agents or persons employed thereby, are not required to obtain a license. (Ord. 2010-9. Passed 4-13-10.)

**711.04 APPLICATION FOR LICENSE.**

Application for a license shall be made to the City Manager who, upon being furnished with sufficient proof that the applicant is involved in a legitimate exercise of selling goods or services with a reputable and established firm in this State or another state, shall issue a license for which no fee shall be charged.

(Ord. 2010-9. Passed 4-13-10.)

**711.05 HOURS REGULATED.**

All business done under a license issued by virtue of this chapter shall be conducted between regular business hours of any given day of the week. This section shall not prohibit any licensee under this chapter from conducting business during non-business hours when calling at the residence of a customer by appointment.

(Ord. 2010-9. Passed 4-13-10.)

**711.06 LICENSE TRANSFER AND USE.**

No license shall be in any manner assignable or transferable, nor shall any licensee authorize any person other than the one named therein to do business, nor shall a licensee conduct any other business than is named therein to be transacted.

(Ord. 2010-9. Passed 4-13-10.)

**711.07 POSSESSION AND EXHIBITION OF LICENSE.**

Any licensee engaged in business within the City shall carry the license and shall produce it for examination whenever requested by any police officer or by any prospective purchaser.  
(Ord. 2010-9. Passed 4-13-10.)

**711.08 HARASSING OR ANNOYING PROSPECTIVE CUSTOMERS;  
TRESPASS.**

No peddler shall vex, annoy or harass any person by importuning such person to purchase or to look at his goods or wares; nor shall any peddler enter any private house or residence without an invitation from the homeowner or homeowner's designee  
(Ord. 2010-9. Passed 4-13-10.)

**711.09 REVOCATION OF LICENSE.**

Any license issued hereunder may be revoked at any time, should the person to whom it is issued be guilty of violating any applicable State law or any provisions of this chapter or of any fraud, misrepresentation or unlawful act in connection with his business.  
(Ord. 2010-9. Passed 4-13-10.)

**711.99 PENALTY.**

Whoever violates any provision of this chapter is guilty of a misdemeanor of the first degree. Each sale or attempted sale made by any person in violation of the provisions of this chapter shall be deemed a separate offense.  
(Ord. 2010-9. Passed 4-13-10.)



**CHAPTER 713**  
**Community Antenna Television Systems**

**713.01 Definition.**

**713.02 Public utility.**

**713.03 Franchise required.**

**713.99 Penalty.**

**CROSS REFERENCES**

Council's power to grant public utility franchises - see CHTR. §2.08(13)

Unauthorized connections - see Ohio R.C. 4933.42

Illegal tapping of CATV system - see GEN. OFF. 545.21

**713.01 DEFINITION.**

"Community antenna television system", whenever used in this chapter, includes community antenna television and the receipt, transmission and distribution of voices, sound, signals, pictures, visual images or any other type of closed circuit transmission or signal transmission by means of electrical impulses. (Ord. 1965-28. Passed 11-22-65.)

**713.02 PUBLIC UTILITY.**

Community antenna television systems are hereby declared and recognized to be a public utility when operated or to be operated within the City.  
(Ord. 1965-28. Passed 11-22-65.)

**713.03 FRANCHISE REQUIRED.**

Any person desiring to operate a community antenna television system within the City shall not do so until a franchise for such operation has been obtained from the City.  
(Ord. 1965-28. Passed 11-22-65.)

**713.99 PENALTY.**

Whoever violates any provision of this chapter is guilty of a misdemeanor of the first degree. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.





**CHAPTER 715**  
**Air Pollution Control**

(EDITOR'S NOTE: Former Chapter 715 was repealed by Ordinance 1996-10, passed March 11, 1996.)



**CHAPTER 721**  
**Taxicabs**

<b>721.01</b>	<b>Definitions.</b>	<b>721.07</b>	<b>Taxicab license term.</b>
<b>721.02</b>	<b>Owner's license required.</b>	<b>721.08</b>	<b>Taxicab license fee.</b>
<b>721.03</b>	<b>Mechanical inspection certificate.</b>	<b>721.09</b>	<b>Application process.</b>
<b>721.04</b>	<b>Insurance.</b>	<b>721.10</b>	<b>Lost or misplaced property.</b>
<b>721.05</b>	<b>Notice of cancellation of insurance.</b>	<b>721.11</b>	<b>Revocation of license.</b>
<b>721.06</b>	<b>Failure to give notice.</b>	<b>721.12</b>	<b>Nonlicensed operation.</b>
		<b>721.13</b>	<b>Required report of accidents.</b>
		<b>721.99</b>	<b>Penalty.</b>

**CROSS REFERENCES**

Power to regulate - see Ohio R.C. 715.22, 715.66  
 Power to establish stands and fix rates - see Ohio R.C. 715.25  
 Operation by minor prohibited - see Ohio R.C. 4507.321  
 Operation and equipment - see TRAF. CODE  
 Taxicab stands - see TRAF. 351.10

**721.01 DEFINITIONS.**

"Taxicab" as used in this chapter, means any vehicle propelled by mechanical power, used to carry passengers for hire or fare or offered for hire or fare to the public for transportation, operating within the City, except vehicles used by funeral directors or undertakers in carrying on their business, and ambulances.

Any person owning or having control of the use of one or more taxicabs, used for hire upon the streets of the City, shall be deemed a "taxicab operator" and engaged in the business of operating a taxicab.

"Taxicab driver" means any person who drives or operates a taxicab.  
 (Ord. 2010-18. Passed 5-25-10.)

**721.02 OWNER'S LICENSE REQUIRED.**

No person shall engage in the business of operating a taxicab within the corporate limits of the City without first having procured, from the City Manager, and having in full force and effect, a taxicab operator's license. (Ord. 2010-18. Passed 5-25-10.)

**721.03 MECHANICAL INSPECTION CERTIFICATE.**

The application for license or a renewal thereof shall be accompanied by a certificate from a competent mechanic that the taxicab is in safe operating condition and capable of transporting the number of passengers stated.

(Ord. 2010-18. Passed 5-25-10.)

**721.04 INSURANCE.**

The application for license shall be accompanied by a policy of liability insurance written by a company authorized to do business in the State of Ohio in the sum of at least one million dollars (\$1,000,000), single limit, for injury or death to one or more persons and for property damage. The policy must be in full force and effect during the operation of any taxicab within the City. (Ord. 2010-18. Passed 5-25-10.)

**721.05 NOTICE OF CANCELLATION OF INSURANCE.**

Every policy of insurance shall contain a clause obligating the insurer or surety to give the City Manager at least ten days' written notice before the cancellation, expiration, lapse or other termination of the policy. The license granted shall expire upon the termination of the insurance, or upon the termination of the liability of the insurer or surety thereon, in accordance with such notice, unless a new policy of liability insurance, approved as hereinbefore provided, is substituted therefor. (Ord. 2010-18. Passed 5-25-10.)

**721.06 FAILURE TO GIVE NOTICE.**

Failure to give the notice required shall operate to continue the liability of the insurer or surety for the benefit of persons injured or damaged, as though such policy continued in full force and effect. (Ord. 2010-18. Passed 5-25-10.)

**721.07 TAXICAB LICENSE TERM.**

The license may be issued by the City Manager upon payment of the license fee, as herein provided, and shall authorize the person to whom it is issued to engage in such business for a period of one year from the date of issue, unless the license is revoked as hereinafter provided. (Ord. 2010-18. Passed 5-25-10.)

**721.08 TAXICAB LICENSE FEE.**

A license fee shall be levied on each taxicab operated as follows: fifty dollars (\$50.00) for the first taxicab and twenty dollars (\$20.00) for each additional taxicab. (Ord. 2010-18. Passed 5-25-10.)

**721.09 APPLICATION PROCESS.**

An owner of the taxicab must fully complete an application for the license which will include the names and copies of all drivers and their licenses, including but not limited to copies of the licenses. The City will review the application and retains the option to check, through legitimate state systems, if the drivers are in good standing with the State of Ohio. (Ord. 2010-18. Passed 5-25-10.)

**721.10 LOST OR MISPLACED PROPERTY.**

Drivers of taxicabs shall promptly notify the Police Department of all property of value left in such vehicles by passengers, when such property cannot immediately be returned to its lawful owner or the identity of the owner or person having right to possession cannot be ascertained. (Ord. 2010-18. Passed 5-25-10.)

**721.11 REVOCATION OF LICENSE.**

(a) The City Manager may revoke the license of any taxicab operator who is convicted of violating any of the terms of this chapter, the Traffic Code or the laws of the State relating to motor vehicles.

(b) Upon revocation of any license issued hereunder, the City Manager shall cause written notice thereof to be served upon the licensee or left at his place of business and it shall be the duty of the licensee to deliver his license to the City Manager. Thereafter no licensee shall engage in the business of operating a taxicab for the remainder of the period covered by such license and no new license shall be issued to the licensee during that period.  
(Ord. 2010-18. Passed 5-25-10.)

**721.12 NONLICENSED OPERATION.**

Taxicabs having no City license and whose place of business is not in the City may bring passengers into the City, but may not pick up any passengers for any destination, or accept any business while within the City.  
(Ord. 2010-18. Passed 5-25-10.)

**721.13 REQUIRED REPORT OF ACCIDENTS.**

Each and every accident involving a taxicab which occurs within the limits of this City shall be reported immediately to the Chief of Police. If requested by him, the taxicab operator shall file, with the Chief of Police, a statement of claims made or judgments obtained against the operator of such business or driver in connection with any such accident.  
(Ord. 2010-18. Passed 5-25-10.)

**721.99 PENALTY.**

Whoever violates any provision of this chapter is guilty of a minor misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues. (Ord. 2010-18. Passed 5-25-10.)



**CHAPTER 731**  
**Temporary Stores**

<b>731.01</b> Definition; exceptions.	<b>731.05</b> Stores presumed temporary;
<b>731.02</b> License required.	exceptions.
<b>731.03</b> License application fee.	<b>731.99</b> Penalty.
<b>731.04</b> Bond in lieu of fee.	

**CROSS REFERENCES**

Power to regulate - see Ohio R.C. 715.64  
 License revocation for receiving stolen property - see Ohio R.C.  
 2961.03  
 Pawnbrokers - see Ohio R.C. Ch. 4727  
 Secondhand dealers - see Ohio R.C. Ch. 4737  
 Receiving stolen property - see GEN. OFF. 545.18  
 Peddlers, solicitors and canvassers - see BUS. REG. Ch. 711

**731.01 DEFINITION; EXCEPTIONS.**

As used in this chapter, "temporary store" means a store, storeroom, office or other place, opened and maintained for the sale to the public of goods, commodities or merchandise, where the seller or owner of such goods, commodities or merchandise operate such store, storeroom, office or other place, for a period of less than 120 days.

This chapter shall not apply to sales pursuant to the order of any court of competent jurisdiction in the State, or of the United States, nor to any person owning or operating a branch store, provided that such person, or the principal of such person, has been engaged in the same kind of business in the City for a period of more than 120 days prior to the date of opening such branch store. (Ord. 1962-20. Passed 7-23-62.)

**731.02 LICENSE REQUIRED.**

No person shall operate a temporary store unless licensed as provided herein. (Ord. 1962-20. Passed 7-23-62.)

**731.03 LICENSE APPLICATION; FEE.**

Application for a license to operate a temporary store shall be made to the City Manager. Upon approval of the application by the City Manager, and after payment of a fee of one hundred fifty dollars (\$150.00), the City Manager shall issue a license to the applicant. Such fee shall be refunded to the applicant if the store proves not to be in fact a temporary store. (Ord. 1962-20. Passed 7-23-62.)

**731.04 BOND IN LIEU OF FEE.**

In lieu of payment of the license fee, any person shall, within forty-eight hours after demand, cause to be furnished a bond subject to the approval of the City Manager, in the sum of one hundred and fifty dollars (\$150.00) payable to the City with surety and sureties satisfactory to the City Manager and conditioned upon the fact of continuation in business at the address indicated thereon, for a period of 120 days or more, after the date of opening such business or the payment of such fee; as it is the intent and purpose of this chapter to secure, for the City, full and adequate assurance that the operator of any store which may, in fact, prove to be a temporary store, shall pay directly, or indirectly, through his surety the fee herein provided.  
(Ord. 1962-20. Passed 7-23-62.)

**731.05 STORES PRESUMED TEMPORARY; EXCEPTIONS.**

Any store which is hereafter opened, operated and maintained in the City shall prima-facie be presumed to be a temporary store, but such presumption may be overcome by evidence satisfactory to the City Manager that it is not a temporary store, in which case the City Manager shall not be required to impose such fee or take a bond in lieu of payment thereof.  
(Ord. 1962-20. Passed 7-23-62.)

**731.99 PENALTY.**

Whoever violates any provision of this chapter is guilty of a minor misdemeanor. A separate offense shall be deemed committed each day during or on which an offense occurs or continues.



**CHAPTER 741**  
**Home Sales**

<b>741.01</b>	<b>Definitions.</b>	<b>741.04</b>	<b>Application; permit; fee; display.</b>
<b>741.02</b>	<b>Intent.</b>	<b>741.99</b>	<b>Penalty.</b>
<b>741.03</b>	<b>Prohibitions.</b>		

**CROSS REFERENCES**

Secondhand dealers - see Ohio R.C. Ch. 4737

Receiving stolen property - see GEN. OFF. 545.18

Temporary stores - see BUS. REG. Ch. 731

**741.01 DEFINITIONS.**

"Home sale" means a sale of personal property to the general public conducted on any portion of the residence property within a residential zoning district, to include but not be limited to, garage sales, patio sales, yard sales, carport sales, basement sales, porch sales, driveway sales and the like. (Ord. 1974-38. Passed 8-26-74.)

**741.02 INTENT.**

It is the intent of this chapter to regulate, restrict and control home sales conducted on residence premises within residential zoning districts. It is not the intent of this chapter to prevent corporations not for profit, churches, temples or recognized fraternities, sororities, clubs or lodges from conducting home sales, provided such corporations not for profit, churches, temples, recognized fraternities, sororities, clubs or lodges conduct their sale on real estate owned and/or occupied by such organization.

It is further not the intent of this chapter to prohibit sales conducted by nonconforming businesses located in residential zoning districts. (Ord. 1974-38. Passed 8-26-74.)

**741.03 PROHIBITIONS.**

(a) No person, firm or corporation shall conduct home sales within any residential zoning district in the City without first obtaining a permit from the Building Official.

(b) No person, firm or corporation who has obtained a permit shall violate the rules and regulations as provided within this chapter.

- (c) No home sale shall be conducted by more than one resident.
- (d) No home sale shall be conducted by the same resident or member of his or her family and/or on the same residential property more than once each six month period.
- (e) No home sale shall be conducted during hours other than between the hours of 9:00 a.m. and 9:00 p.m. and in no event shall a home sale last more then three consecutive days.
- (f) No home sale shall offer any merchandise for sale that has been purchased by the resident for purposes of resale at such home sale. Any new merchandise offered for sale shall be prima-facie evidence as merchandise purchased by the resident for resale at such home sale.
- (g) A sign, not greater in size than three feet by three feet, may be installed on the property where the sale is being conducted and one sign of the same dimensions may be located off the premises. The signs shall be displayed only during the sale and shall be promptly removed after the sale.
- (h) Prior to and during the conduct of a home sale, as permitted by this chapter, no person shall place or display any of such property in front of the building setback line and no person shall place or permit any signs advertising, promoting or giving directions to such sale, at any location other than set forth above. (Ord. 1974-38. Passed 8-26-74.)

**741.04 APPLICATION; PERMIT; FEE; DISPLAY.**

- (a) The City Manager, or his designee, shall provide application for permits and permit licenses for home sales. Such application for permit shall include the name of the applicant, who shall be a resident of the City, address, telephone number, length of residence within the City, nature of merchandise to be offered for sale, date of sale and hours and duration of the sale.
- (b) The City Manager, or his designee, shall approve the application and shall regulate the hours of the home sale issued to the resident applicant, except no home sale shall be commenced earlier than 9:00 a.m. nor shall such sale last later than 9:00 p.m.
- (c) The City Manager, or his designee, shall charge a fee of two dollars (\$2.00) to the applicant.
- (d) Every licensee conducting a home sale shall keep posted in a prominent place, upon the licensed premises, the permit certificate and shall exhibit same upon request. (Ord. 2004-6. Passed 5-10-04.)

**741.99 PENALTY.**

Whoever violates any provision of this chapter is guilty of a minor misdemeanor for the first offense and a misdemeanor of the fourth degree for each subsequent offense.