

CITY OF SPRING VALLEY

ORDINANCE NO. 1659

AN ORDINANCE REGULATING HAWKERS, ITINERANT MERCHANTS/VENDORS,
PEDDLERS, SOLICITORS, STREET VENDORS, MOBILE FOOD VENDORS AND
TRANSIENT MERCHANTS

ADOPTED BY THE CITY COUNCIL OF
THE CITY OF SPRING VALLEY
THIS 30TH DAY OF JANUARY, 2017

Published in pamphlet form by authority of the City Council of the City of Spring Valley ,
Bureau County, Illinois, this 30th day of January, 2017.

STATE OF ILLINOIS)
) SS.
COUNTY OF BUREAU)

I, Rebecca Hansen, City Clerk of the City of Spring Valley, Bureau County, Illinois.

I further certify that on the 30th day of January, 2017, the corporate authorities of
the above municipality passed and approved Ordinance No. 1659, entitled "An
Ordinance Regulating Hawkers, Itinerant Merchants/Vendors, Peddlers, Solicitors, Street
Vendors, Mobile Food Vendors and Transient Merchants", which provided by its terms
that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1659, including the
ordinance and cover sheet thereof, was prepared and a copy of such ordinance was
posted in the municipal building, commencing on the 30th day of January, 2017, and
continuing for at least ten days thereafter. Copies of the ordinance were also available

for public inspection upon request in the office of the municipal clerk.

Dated in Spring Valley, Illinois, this 30th day of January, 2017.



Rebecca Hansen, City Clerk

(SEAL)

ORDINANCE NO. 1659

AN ORDINANCE REGULATING HAWKER, ITINERANT MERCHANTS/VENDORS,
PEDDLERS, SOLICITORS, STREET VENDORS, MOBILE FOOD VENDORS, AND
TRANSIENT MERCHANTS

WHEREAS, the corporate authorities of the City of Spring Valley have reviewed various chapters of Title 5, Business Regulations, of the Spring Valley City Code and decided that certain chapters of Title 5, Business Regulations, should be repealed and replaced; and

WHEREAS, the corporate authorities of the City of Spring Valley deem it necessary and in the best interests of the public health and safety to combine in one ordinance regulations for solicitors, itinerant merchants, peddlers, street vendors and mobile food vendors; and

WHEREAS, the corporate authorities of the City of Spring Valley find that the primary purpose of the public streets and sidewalks is for use by vehicular and pedestrian traffic; and

WHEREAS, the corporate authorities of the City of Spring Valley find that vending on public streets and sidewalks can promote the public interest by contributing to an active and attractive pedestrian environment, subject to reasonable regulations; and

WHEREAS, reasonable regulation of street and sidewalk vending and general solicitation is necessary to protect the public health, safety and welfare of the residents of the City of Spring Valley; and

WHEREAS, the provisions of this ordinance shall not be construed to prohibit or inhibit any activities or speech not involving any form of request for money or other

article of value, including, but not limited to, speech of political or religious nature.

WHEREAS, the corporate authorities of the City of Spring Valley deem it necessary to regulate solicitors, itinerant merchants, peddlers, street vendors, mobile food vendors or transient merchants in order to protect the public health and safety of the residents of the City of Spring Valley and to properly balance the privacy interests of the residents of the City of Spring Valley with the business interests of solicitors, itinerant merchants, peddlers, street vendors, mobile food vendors or transient merchants; and

WHEREAS, 11-20-2 of the Illinois Municipal Code (65 ILCS 5/11-20-2) authorizes a municipality to regulate the sale of beverages and food; and

WHEREAS, Section 11-41-5 of the Illinois Municipal Code (65 ILCS 5/11-42-5) authorizes a municipality to license, tax and regulate peddlers, itinerant merchants and transient vendors of merchandise; and

WHEREAS, Section 11-80-2 of the Illinois Municipal Code (65 ILCS 5/11-90-2) authorizes municipalities to regulate the use of streets and other municipal property; and

WHEREAS, the corporate authorities of the City of Spring Valley deem it to be in the best interests of the public health and safety of the residents of the City of Spring Valley for the City of Spring Valley to revise, edit and upgrade its current ordinances dealing with hawkers, itinerant merchants/vendors, peddlers, solicitors, street vendors, mobile food vendors or transient merchants and to also provide rules, regulations and licensing provisions for hawkers, itinerant merchants/vendors, peddlers, solicitors, street vendors, mobile food vendors or transient merchants.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRING VALLEY, BUREAU COUNTY, ILLINOIS, AS FOLLOWS:

1. The recitals contained in the preamble to this ordinance are incorporated by reference as if set out in full herein.

2. The City of Spring Valley hereby adopts the following ordinance regulating Hawkers, Itinerant Merchants/Vendors, Peddlers, Solicitors, Street Vendors, Mobile Food Vendors and Transient Merchants in the form and substance as follows:

Section 1: DEFINITIONS: The following definitions apply unless the context clearly indicates or requires a different meaning:

HAWKER: A solicitor who seeks to sell or obtain orders for property, who conducts his or her business from one or more specified locations specifically advertised or held out for the purpose of the business.

ITINERANT MERCHANT/VENDOR: Any person who transports tangible personal property for retail sale within the city who does not maintain in this city an established office, distribution house, in-sales house, warehouse, service center, or residence from which the business is conducted. However, this chapter does not apply to any person who delivers tangible personal property within this city who is fulfilling an order for the property which was solicited or placed by mail or other means.

MOBILE FOOD TRUCK: A double axel vehicle that is completely mobile with no permanent, fixed location, the operator of which prepares all or most of the victuals on board the vehicle to serve or distribute to customers in a form suitable for immediate ingestion or consumption. This definition excludes trucks operated for the purpose of selling only fresh, uncooked, or unprepared produce. This definition also excludes trucks operated by any unit of local government, including school districts and park districts.

MOBILE FOOD VENDOR: A person, or legal entity, that has obtain a valid franchise to operate a mobile food truck to serve or distribute victuals on the public right-of-way.

PEDDLER: A solicitor who seeks to sell or obtain orders for property, as set forth in this section, who travels to the location of the prospective customer in order to conduct his or her business.

REGISTERED SOLICITOR: Any person who has obtained a valid certificate of registration as hereinafter provided, which certificate is in the possession of the solicitor on his or her person while engaged in soliciting.

RESIDENCE: Every separate living unit occupied for residential purposes by one or more persons contained within any type of building or structure.

SOLICITING: Any one or more of the following activities:

(a) Seeking to sell or obtain orders for the purchase of goods, wares, merchandise, foodstuffs, services of any kind, character, or description whatever for any kind of consideration whatever;

(b) Seeking to obtain subscriptions to books, magazines, periodicals, newspapers, and every other type or kind of publication; or

(c) Seeking to obtain gifts or contributions of money, clothing, or any other valuable thing for the support or benefit of any charitable or nonprofit association, organization, corporation, or project.

STAND: Any table, showcase, bench, rack, push cart, wagon or other wheeled vehicle or device which may be moved without the assistance of a motor and which is not required to be licensed and registered by the Department of Motor Vehicles, used for the displaying, storing or transporting of articles offered for sale by a vendor.

STREET VENDOR: Any person engaged in the selling or offering for sale, of food, beverages, or merchandise in any public place, from a stand, motor vehicle or from his or her person. For purposes of this chapter, "public place" means any street, sidewalk, park, alley, dedicated public right-of-way or any other public property owned or controlled by the city or any other governmental entity.

TRANSIENT MERCHANT: Any person who is engaged temporarily in the retail sales of goods, wares, or merchandise in the city and who, for the purpose of conducting the business, occupies any building, room, vehicle, structure of any kind, or vacant lot. However, this does not apply to any person selling goods, wares, or merchandise which are raised, produced, or manufactured by him or her, to any person selling vegetables, fruits, or perishable farm products at any established city market, or to any person operating a stand or booth on or adjacent to property owned by him or her or upon which he or she resides.

VICTUALS: Food of any kind that is prepared, packaged or is in a form that is suitable for immediate ingestion, or consumption by human beings, or raw meats. The definition excludes produce sold in bulk or by weight that has not been prepared, packaged or served with other prepared foods as part of a menu item.

Section 2. CERTIFICATE OF REGISTRATION AND LICENSE REQUIRED:

(a) Required: It shall be unlawful for any person eighteen (18) years of age or older, to engage as a hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor, or transient merchant of any merchandise, article, thing, victuals, or amusement without first having secured a license in accordance with the provisions of this ordinance and completed registration in accordance with the provisions of this ordinance.

(b) Special Events: Any hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor or transient merchant participating in any special event for which the sponsor has sought and obtained approval from the City of Spring Valley may sell and offer for sale any victuals, produce, goods, wares, or merchandise without first obtaining a license and complying with the certificate of registration as required by this section, provided that such participant complies with the following requirements:

1. All displays, sales and related activities shall be limited to the boundaries of the special event for which the city granted approval to the sponsor;

2. All displays, sales and related activities shall be conducted in the areas designated by the sponsor;

3. Participating hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor or transient merchant shall indemnify and hold the city of Spring Valley and its employees harmless from and against all claims of any kind whatsoever related to such participants' conduct occurring at the special event and shall submit proof of liability insurance to the city of the Spring Valley and the sponsor demonstrating adequate liability coverage which shall be determined, in the sole discretion of, the City of Spring Valley;

4. Participating hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor or transient merchant shall comply with all rules, regulations and requirements set out by the City of Spring Valley, the Bureau County Health Department, and by the sponsor of the event; and

5. Participating hawker, itinerant merchant/vendor, peddler, solicitor, street vender, mobile food vendor or transient merchant shall pay any participation fees to the sponsor of the event.

(C) Municipal Exemption: The City of Spring Valley reserves the right to waive the certificate of registration and licensing provisions contained in this ordinance for any school, religious or not for profit organization and to exempt said organizations from the requirements of this ordinance.

Section 3. APPLICATION FOR CERTIFICATE OF REGISTRATION AND LICENSE REQUIRED:

(A) Application for certificate of registration and license shall be made upon a form provided by the City of Spring Valley. The applicant shall truthfully state in full the information requested on the application:

(1) Name and address of present place of residence, length of residence at the address, business address if other than present address, and address of the place of residence during the past three (3) years, if other than the present residence;

(2) Age of applicant;

(3) Physical description of the applicant;

(4) Name and address of the person, firm, corporation, or association by whom the applicant is employed or represents, and the length of time of the employment or representation;

(5) Description sufficient for identification of the subject matter of the solicitation in which the applicant will engage, and the location or areas in which the solicitation will take place;

(6) Period of time for which the certificate is applied;

(7) The date or approximate date of the latest previous application for certificate under this chapter, if any;

(8) Has a certificate of registration issued to the applicant under this chapter ever been revoked;

(9) Has the applicant ever been convicted of a violation of a felony under the laws of the state or any other state or federal law of the United States;

- (10) Sales tax identification number;
- (11) Tax exemption number (if any);
- (12) Number and kind of vehicles to be used;
- (13) Has the applicant ever been convicted of a violation of any of the provisions of this chapter, or the ordinance of any other Illinois municipality regulating soliciting;
- (14) If an application is submitted for a mobile food vendor license, proof that the operator of the motor vehicle has a valid driver's license;
- (15) If the application is for a mobile food vendor license, the vehicle from which the food is being sold must pass police and fire department inspection as well as inspection by the Bureau County Health Department and all other state and federal agencies regulating food distribution; and
- (16) Also shall provide such additional information as the Chief of Police reasonably may deem necessary to process the application.

(B). Each applicant must submit with the application required certificates and approvals from all county, state and federal regulatory agencies for the products the applicant is seeking to sell or obtain orders for, including for any food vendor a certificate issued by the Bureau County Health Department verifying that the food vendor is in compliance with all Bureau County Health Department rules and regulations.

(C). All statements made by the applicant upon the application or in connection therewith shall be under oath.

(D). The city clerk shall cause to be kept in its office an accurate record of every application received and acted upon, together with all other information and data pertaining thereto, all certificates of registration issued under the provisions of this chapter, and all denials of applications. Applications for certificates shall be numbered in consecutive order, as filed, and every certificate issued and any renewal thereof shall be identified with the duplicate number of the application upon which it was issued. The chief of police shall require every applicant to submit to photo identification and finger print identification in connection with the application for a certificate to perform a background check.

(E). No certificate of registration shall be issued to any person who has been convicted of the commission of a felony under

the laws of the state or any other state or federal law of the United States within five (5) years of the date of application, nor to any person who is a registered sex offender in this or any other state, nor to any person who has been convicted of a violation of any of the provisions of this chapter, nor to any person whose certificate or registration issued hereunder has previously been revoked as herein provided.

(F). Application for a certificate under this chapter shall be made in writing to the city clerk at least three (3) business days prior to the time that the applicant desires to commence such business.

(G). The application under this section shall be accompanied by a bond in the penal sum of one thousand dollars (\$1,000.00) to the city, such bond to be executed by good and sufficient sureties to be approved by the city clerk, and to be conditioned that all goods, wares and merchandise will be as represented, and that the purchase price will be refunded on any article sold which is not as represented, and that the purchase price will be refunded on any article sold which is not as represented and that final delivery of goods ordered will be made in accordance with the terms of such order, and, failing therein, the advance payment on such order will be refunded. Any person aggrieved by the action of any such peddler or itinerant merchant shall have the right of action on the bond for the money paid or damages, or both.

(H). The application under this section shall be accompanied by proof of general liability insurance in an amount of not less than \$500,000.00 to be provided by any peddler, itinerant merchant/vendor, street vendor, mobile food vendor and registered solicitor. Any solicitor seeking to obtain gifts or contributions of money, clothing, or any other valuable thing for the support or benefit of any charitable or not-for-profit association, organization, corporation or project shall not be required to provide proof of liability insurance. Any solicitor who does not fall within this exception must provide proof of liability insurance in accordance with the provisions with this chapter.

Section 4. REVOCATION OF CERTIFICATE:

(A) Any certificate of registration issued hereunder shall be revoked by the chief of police if the holder of the certificate is convicted of a violation of any of the provisions of this chapter, or has made a false material statement in the application, or otherwise becomes disqualified for the issuance of a certificate of registration under the terms of this chapter.

(B) Immediately upon the revocation, written notice thereof shall be given by the chief of police to the holder of the certificate in person or by certified United States mail addressed to his or her residence address set forth in the application.

Section 5. REGISTRATION FEE:

(A) All hawkers, itinerant merchants/vendors, peddlers, solicitors, street vendors, mobile food vendors or transient merchants shall pay to the City Clerk of the City of Spring Valley an annual registration fee of \$100.00 per year, commencing on January 1 of each year. Any itinerant merchant/vendor, peddler, street vendor or mobile vendor or solicitor who represents an agency or business which maintains a physical location (e.g., office, store or service center) within the corporate limits of the City of Spring Valley for a term of at least twelve months, shall be exempt from the \$100.00 annual registration fee.

(B) The City of Spring Valley will refund to any charitable, religious or not-for-profit association, organization, or project the registration fee required under this section upon completion of the solicitation project; provided that the charitable, religious or not-for-profit association, organization, or project completes its solicitation without violating any of the provisions of this ordinance.

Section 6. OCCUPANT NOTICE REGARDING SOLICITING:

(A) Every person desiring to secure the protection provided by the regulations pertaining to soliciting contained in this ordinance shall comply with the following rules and directions.

(B) Notice of the determination by the occupant of giving invitation to solicitors or the refusal of invitation to solicitors to any residence shall be given in the following manner.

(1) A weatherproof card approximately three inches by four inches (3" x 4") in size shall be exhibited upon or near the main entrance door to the residence indicating the determination by the occupant, containing the applicable words, as follows:

(a) *"Only Solicitors Registered with the City of Spring Valley Invited;"* or

(b) *"No Solicitors Invited" or "No Solicitors."*

(2) The letters shall be at least one-third inch (1/3") in height. For the purpose of uniformity, the cards shall be provided by the chief of police to persons requesting, at the cost thereof.

(3) The card so exhibited shall constitute sufficient notice to any solicitor of the determination by the occupant of the residence of the information contained thereof.

Section 7. UNINVITED SOLICITING PROHIBITED:

It is hereby declared to be unlawful, and shall constitute a nuisance, for any person to go upon any premises and ring the doorbell upon or near any door, or create any sound or motion in any other manner calculated to attract the attention of the occupant of the residence, for the purpose of securing an audience with the occupant thereof and engage in "soliciting" as herein defined in defiance of the notice exhibited at the residence in accordance with the provisions of section 7 of this ordinance.

Section 8. DUTY OF SOLICITOR TO OBSERVE OCCUPANT NOTICE:

(a) It shall be the duty of every solicitor upon going into any premises in the municipality upon which a "residence" as herein defined is located to first examine the notice provided for in this chapter, if any is attached, and be governed by the statement contained on any notice. If the notice states "Only Solicitors Registered with the City of Spring Valley Invited", then the solicitor not possessing a valid certificate of registration as herein provided shall immediately and peacefully depart from the premises and if the notice states "No Solicitors Invited" or "No Solicitors", then the solicitor, whether registered or not, shall immediately and peacefully depart from the premises.

(b) Any solicitor who has gained entrance to any residence, whether invited or not, shall immediately and peacefully depart from the premises when requested to do so by the occupant.

Section 9. HOURS WHEN SOLICITING PERMISSIBLE:

It is hereby declared to be unlawful and shall constitute a nuisance for any person, whether registered under this chapter or not, to go upon any premises and ring the doorbell upon or near any door, or create any sound or motion in any other manner calculated to attract the attention of the occupant of a residence located thereof and engage in "soliciting" as herein defined prior to nine o'clock (9:00) A.M. or up to nine o'clock (9:00) P.M. of any weekday or a Saturday, and at no time on a Sunday, or on a state or national holiday.

Section 10. RESTRICTION ON PEDDLING IN PUBLIC:

No hawker, itinerant merchant/vendor, peddler, mobile food vendor, street

vendor or transient merchant shall ply his or her vocation on any street, sidewalk, park, parkway, or in any other public place or any public right of way unless his or her certificate of registration specified that solicitation in public places is permitted thereunder.

Section 11. CREATING HAZARD PROHIBITED:

(a) No hawker, itinerant merchant/vendor, peddler, registered solicitor, mobile food vendor or street vendor or transient merchant shall be allowed to ply his or her vocation at any location, whether public or private, if in so doing he or she causes, or contributes to the causing of, any hazard to the general public including, but not limited to, creation of traffic congestion or the distracting of the operators of motor vehicles from the hazards of the roadway. No hawker, itinerant merchant/vendor, peddler, registered solicitor, mobile food vendor or street vendor or transient merchant may use loud speakers or amplifiers to conduct their business.

(b) No mobile food vendor shall be allowed to ply his or her vocation selling victuals within one thousand feet (1,000) feet of any public or private school or St. Margaret's Hospital, unless the mobile food vendor first obtains written permission from either the school Superintendent or the Board of Education of the school authorizing the mobile food vendor to ply his or her vocation within one thousand feet (1,000) of the school or first obtains written permission from the President of St. Margaret's Hospital authorizing the mobile food vendor to ply his or her vocation within one thousand feet (1,000) of St. Margaret's Hospital. Any public school or St. Margaret's Hospital may place restrictions on the days, hours of operation and any other reasonable restrictions on a mobile food vendor, if the school decides to allow the mobile food vendor to conduct business within one thousand feet (1,000) of school property.

(c) No mobile food vendor shall be allowed to play his or her vocation selling victuals within three hundred feet (300) of any business engaged in the sale of victuals from a permanent location inside of a building.

(d) No mobile food vendor can set up any freestanding furniture adjacent to his or her mobile food truck such as chairs, stools, furniture, umbrellas and tables. All mobile food vendors must pick up any trash or refuse discarded by a customer within sixty feet of the mobile food truck.

Section 12. CITY OF SPRING VALLEY SPONSORED EVENTS:

The licensing provisions of this ordinance shall not apply to any activities sponsored by the City of Spring Valley or supported by the City of Spring Valley in an effort to boost commercial retail activity within the City of Spring Valley. The City of Spring Valley reserves the right to waive the licensing

fee required by this ordinance and to suspend any other regulatory provisions contained in this ordinance at the request of any group promoting a commercial activity aimed at increasing sales tax revenue and commercial exposure for the City of Spring Valley. Any applicant wishing to receive a waiver from the licensing and regulatory regulations contained in this ordinance must apply to the Spring Valley City Council for a waiver in lieu of applying for a license pursuant to this ordinance.

Section 13. RESTRICTION ON THE NUMBER OF MOBILE FOOD VENDOR LICENSES.

The City of Spring Valley shall issue no more than three (3) mobile food vendor licenses at any one time. If any individual or business holding a mobile food vendor license issued by the City of Spring Valley does not actively engage in the sale of victuals from their mobile food vehicle for a period of more than sixty days during the months of March through October, the license issued to the mobile food vendor shall be deemed forfeited and rescinded by the City of Spring Valley.

Section 14. PROHIBITED ACT:

Any person or business licensed as a hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor or transient merchant under the provisions of this ordinance found guilty of any fraud, cheating, misrepresentation or imposition while engaged in commercial activities authorized by this ordinance, or any other violation of the licensing and regulatory provisions contained in this ordinance shall be subject to the following punishment: (1) revocation of any license issued pursuant to this ordinance; (2) the imposition of a fine, excluding court costs, in an amount of not less than \$200 nor more than \$750; (3) no license issued to a hawker, itinerant merchant/vendor, peddler, solicitor, street vendor, mobile food vendor or transient merchant shall be transferable by that vendor to any third party.

3. Chapter 3, Itinerant Merchants, in Chapter 7, Peddlers, Chapter 8 Solicitors and Chapter 15 of Ice Cream Parlors of Title 5, Business Regulations, of the Spring Valley City Code are hereby repealed by this ordinance.

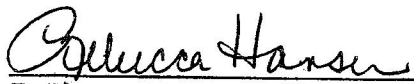
4. This ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.

PRESENTED, PASSED AND ADOPTED at a regular meeting of the City Council of

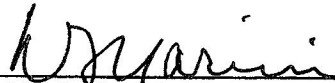
the City of Spring Valley, Bureau County, Illinois, by an aye and nay roll call vote as follows:

DEBRA BALTIKAUSKI AYE; NAY; ABSENT; PASS
LARRY KOEHLER AYE; NAY; ABSENT; PASS
CHARLES HANSEN AYE; NAY; ABSENT; PASS
MICHAEL HERRMANN AYE; NAY; ABSENT; PASS
FREDERICK WEST AYE; NAY; ABSENT; PASS
JEFF JANUSICK AYE; NAY; ABSENT; PASS
KENNETH BOGACZ AYE; NAY; ABSENT; PASS
DAVE PELLEGRINI AYE; NAY; ABSENT; PASS

APPROVED:



Rebecca Hansen, City Clerk



Walt Marini, Mayor



AN ETHNIC HERITAGE
BUILT FROM COAL

WALT MARINI, MAYOR

CITY OF SPRING VALLEY

215 North Greenwood Street
SPRING VALLEY, IL 61362

City Hall 815-664-4221 Fax 815-664-2114

email: svclerk@comcast.net
www.spring-valley.il.us

REBECCA HANSEN
City Clerk
JOHN "JACK" BOROSK
City Treasurer
JAMES ANDREONI
City Attorney
ALDERMEN:
Larry G. Koehler
Michael Herrmann
Charles Hansen
Frederick West
Jeff Janusick
Debra Baltikauski
Kenneth Bogacz
Dave Pellegrini

SOLICITOR/VENDOR/MOBILE FOOD VENDOR APPLICATION

CALENDAR YEAR: _____

1. Applicant's Legal Name (First, Middle Initial, Last):

2. Type Of Applicant: () Individual/Sole Proprietor
 () Corporation/LLC
 () Partnership/LLP

3. If Applicant is an individual/sole proprietor:

a. Applicant's Date Of Birth: _____

b. Applicant's Home Address: _____

Previous Address if less than 3 years at present address: _____

c. Applicant's Driver's License Number: _____ State: _____

d. Name of Business: _____

e. Address of Business: _____

f. Type of Business/Items to be sold: _____

4. For all other applicants, please attach a separate page identifying: names, birthdates, addresses and driver's license numbers of all shareholders, members, partners, and officers.

5. Provide the following information: name, address and phone number of Supervisor/Manager:

- 6. Federal Employer Identification Number: _____
- 7. Illinois State Tax Identification Number: _____
- 8. Tax Exemption Number (if any): _____

9. Have the applicant(s) ever been convicted of a felony under the laws of the state or any other state or federal law of the United States? () Yes. () No.

If yes, please provide the name of the individual convicted, the date of conviction, the nature of the offense, the punishment assessed and whether the punishment has been completed.

10. Has the applicant ever been convicted of a violation of any provisions of Spring Valley Municipal Code Title 5 business offenses regarding solicitors/peddlers, or the ordinance of any other Illinois municipality regarding soliciting? () Yes () No If yes the name of the municipality in which the violation occurred. _____

11. The number and kind of vehicles to be used: _____
License plate number(s): _____

12. The Applicant must also agree to submit to background checks including photo and fingerprint identification conducted by the Spring Valley Police Department

13. The application must be accompanied by a bond in the penal sum of one thousand dollars (\$1,000) to the city, such bond to be executed by good and sufficient sureties to be approved by the city clerk, and to be conditioned that all goods, wares and merchandise will be as represented (section 3 G of the ordinance)

14. The application must be accompanied by proof of general liability insurance in the amount of not less than \$500,000 to be provided by any peddler, itinerant merchant/vendor, street vendor, mobile food vendor and registered solicitor. Any solicitor seeking to obtain gifts or contributions of money, clothing, or any other valuable thing for the support or benefit of any charitable or not for profit association, organization, corporation, or project shall not be required to provide proof of liability insurance. (Section 3 H of the ordinance)

MOBILE FOOD TRUCK APPLICATIONS-additional requirements

15. Mobile Food Truck: Please provide a description along with a photo of the Mobile Food Truck to be used:

16. Mobile Food Truck: Please provide a description of the goods to be sold along with a proposed menu.

17. The Applicant must have a valid Bureau County Health Department Food License and provide a copy of the license with the application.

18. Does the Applicant have a current General Liability Insurance Policy covering the Mobile Food Truck and the activities to be conducted thereon providing liability coverage of not less the \$500,000.00 and that provides notice to the City of Spring Valley in the event of cancellation?

19.

Yes. Provide a copy of said policy with the Application.

No.

20. Does the Applicant have Commercial Vehicle Insurance coverage?

Yes. Provide written proof of insurance with the Application.

No.

21. Proposed location and hours of operation: _____

22. All approved applicants must pay a yearly registration fee of \$100 payable to the City Clerk. Any applicant, who maintains a physical location (e.g., office, store, service center) within the corporate limits of the City of Spring Valley for a term of at least 12 months, shall be exempt from the \$100 annual registration fee. The City of Spring Valley will refund to any charitable, religious or not for profit association, organization, or project that completes its solicitation without violating any of the provisions of this ordinance.

I hereby affirm that, to the best of my knowledge, all answers and information given in this Application are true and correct.

APPLICANT SIGNATURE

DATE

**MOBILE FOOD VENDOR CHECKLIST FOR APPLICATION SUBMISSION – PLEASE
PROVIDE THE FOLLOWING WITH THE APPLICATION**

- _____ **COMMERCIAL LIABILITY INSURANCE**
- _____ **BUREAU COUNTY FOOD PERMIT**
- _____ **ILLINOIS DEPT OF PUBLIC HEALTH FOOD HANDLERS LICENSE**
- _____ **PHOTO OF FOOD TRUCK**
- _____ **COPY OF MENU**
- _____ **LOCATION AND SITE OF SET-UP**
- _____ **HOURS OF OPERATION**
- _____ **BACKGROUND CHECK/FINGERPRINTING – AFTER REVIEW BY SVPD**
- _____ **VEHICLE INSPECTION – AFTER REVIEW BY SVFD**
- _____ **FRANCHISE NUMBER – IF APPLICABLE**
- _____ **FRANCHISE FEE - \$100.00 ANNUALLY – AFTER CITY COUNCIL APPROVAL**

OFFICE USE ONLY

_____ **DATE APPROVED/DENIED**

_____ **PERMIT NUMBER**

_____ **EXPIRATION DATE**

_____ **COPY TO CITY CLERK'S OFFICE**