

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, RELATING TO CHAPTER 45, ORLANDO CITY CODE, "SOLICITORS' PERMITS, COMMERCIAL" BY AMENDING SECTIONS 45.01, 45.02, 45.03, 45.04 TO REFLECT TERMINOLOGY CHANGES REGARDING BUSINESS TAX RECEIPTS AND PROVIDING FOR SEVERABILITY, CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA:

**SECTION 1. CHAPTER 45, AMENDED.** Chapter 45, Code of the City of Orlando, Florida, is hereby amended as follows:

**Sec. 45.01. - Permit and License Required.**

It is unlawful for any person to solicit or peddle, as defined in this Chapter, whether or not engaged in interstate commerce, within the corporate limits of the City of Orlando, without first obtaining and having in personal possession a valid, current solicitor's permit in compliance with this Chapter and having first obtained ~~an occupational license~~ Business Tax Receipt as required by Chapter 36 of this Code.

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**Sec. 45.02. - Prohibitions.**

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(2) *Identification of Solicitor, Organization, License and Permit—Violation.* Prior to engaging in any form of solicitation, including delivering any literature, gift or item of any kind or seeking a donation, sale, purchase order or payment from the person being solicited, a solicitor shall announce to the person being solicited the true identity of the solicitor, the true identity of the organization he/she is soliciting for, and whether he/she has a City of Orlando solicitor's permit, and ~~occupational license~~ Business Tax Receipt. Failure to do so or intentionally misrepresenting any such fact is unlawful and punishable as provided in Section 1.08 of the Code of the City of Orlando.

**Sec. 45.03. - Definitions.**

The following words for purposes of this Chapter are defined as follows:

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(7) *License Official*, as used in this Chapter, shall mean the ~~Treasurer of the City of Orlando or the Treasurer's designee~~ Director of Economic Development of the City of Orlando.

- (8) *Exceptions.* The terms "peddler," "solicitor" or "agent" shall not include the following:
- (a) Milk, water, bakery, grocery, or other food products vendors licensed by the City of Orlando.
  - (b) Individuals peddling, soliciting or canvassing for charitable or religious purposes, as provided for in [Chapter 51](#).
  - (c) Laundry, dry cleaning, rug cleaning, garment storage, linen supply, towel supply and diaper services, delivery and route men operating from clearly identifiable vehicles, and newspaper delivery men on regular routes.
  - (d) Service or repair men responding to service calls as an agent of a person issued a valid ~~occupational license~~Business Tax Receipt.
  - (e) Representatives and salespersons for cosmetic, cleaning or food storage products conducting a prearranged visit to demonstrate their product line.

**Sec. 45.04. - Application and Fee.**

An individual applying for a solicitor's permit as an individual or as a representative of a business must file a sworn written application on forms provided by the City License Official and pay a non-returnable fee of twenty dollars (\$20.00) to cover processing costs, except as provided herein. The fee shall not be assessed against or collected from persons engaged in interstate commerce whose sole contact with City of Orlando residents is to solicit orders for goods to be shipped directly to the City resident by interstate commerce.

The application shall provide at least the following information for review by the Police Department:

- (1) Name, personal identification description, permanent residence and complete local home and business address of applicant.
- (2) Number of valid City of Orlando ~~occupational license~~Business Tax Receipt and the name issued to.

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**SECTION 2. SEVERABILITY.** If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

**SECTION 3. CODIFICATION.** The City Clerk and the City Attorney shall cause the Code of the City of Orlando, Florida, to be amended as provided by Section 1 of this ordinance and may renumber, re-letter, and rearrange the codified parts of this ordinance if necessary to facilitate the finding of the law.

**SECTION 4. SCRIVENER'S ERROR.** The City Attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the City Clerk.

**SECTION 5. EFFECTIVE DATE.** This ordinance takes effect immediately upon final passage.

**DONE, THE FIRST READING,** by the City Council of the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

**DONE, THE PUBLIC NOTICE,** in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

**DONE, THE SECOND READING, AND ENACTED ON FINAL PASSAGE,** by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

BY THE MAYOR/MAYOR PRO TEMPORE OF  
THE CITY OF ORLANDO, FLORIDA:

\_\_\_\_\_  
Mayor / Mayor Pro Tempore

ATTEST, BY THE CLERK OF THE  
CITY COUNCIL OF THE CITY OF  
ORLANDO, FLORIDA:

\_\_\_\_\_  
Celeste T. Brown, City Clerk

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND RELIANCE OF THE  
CITY OF ORLANDO, FLORIDA:

\_\_\_\_\_  
Assistant City Attorney