

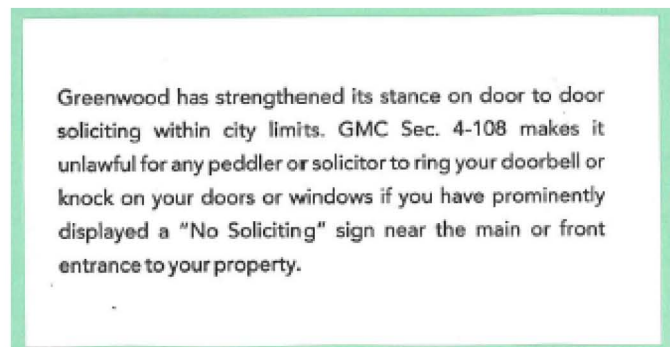


- ☐ Please read the Municipal Code provided thoroughly for requirements, fees, rules, etc.
- ☐ Each person must fill out the Solicitor Application.
- ☐ Each person must fill out the RLCHI (request for limited criminal history information).
- ☐ Each person must get a State Background check...process this online through the State and print the results. Results must be ran within the past six months. IC 10-13-3-27 Sec. 27. (a) (2)
- ☐ Payment is due at time of application. Cash or check only - made payable to the 'City of Greenwood' for \$100.00 per person. Payment can be all on one check.
- ☐ A \$1,000.00 Surety Bond is required for each applicant and to be turned in at time of application (applicants can all be on one bond i.e. 4 applicants = \$4,000 Bond).
- ☐ Two week processing time once all paperwork has been submitted and fees have been paid. We will not submit anything to the Police Department for processing until all requirements are filled.
- ☐ All permits are good for 180 days (six months). The holder may renew the license one (1) time before the end of the initial 180-term by following the same procedure set forth in Municipal Code Section 4-102(a), except no application fee shall be charged nor criminal backgrounds required; the holder shall instead be charged a renewal fee of \$25.00 per person).

**\*\*\* PLEASE NOTE Sec. 4-102, 4-108, and 4-109 below \*\*\***

**📌 Sec. 4-102 Peddling and Soliciting Prohibited where No Solicitation Signs Posted.**

No person shall engage in the business of peddler or solicitor to properties within the City when a "No Solicitation" sign is clearly displayed on the property. (Ord. No. 17-19, § 1, 5-1-17)



#### **Sec. 4-108 Refusing to Leave Premises; Posting of Premises for No Solicitation; Duty of Solicitor; Solicitation Hours.**

(a) It shall be unlawful for any peddler or solicitor to enter or attempt to enter or fail to immediately leave a property in the City after the owner or occupant thereof has requested such person to leave.

(b) Any person who desires to exclude the presence of commercial peddlers and solicitors from the premises which he or she occupies may give notice to such peddlers and solicitors by posting an easily readable notice on or near the main or front entrance to the property. Such notice may exclude all peddlers and solicitors or a class of peddlers and solicitors.

(c) It shall be the duty of each peddler and solicitor to examine and look for, on or near the main entrance to each premises, the notice that all peddlers and solicitors or a class of solicitors are prohibited from the premises.

(d) No peddler or solicitor shall ring the doorbell or knock on any door or window for the purpose of securing personal contact with the occupant of a property, or attempt any sale or solicitation when the owner or occupant thereof has prominently displayed a "No Peddlers/Solicitors" sign, "No Solicitation" sign or sign to that effect on or near the main or front entrance to such premises.

(e) It shall be unlawful for any peddler or solicitor to engage in solicitation activities on residential properties between the hours of 9:00 p.m. and 9:00 a.m. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-109 Penalties and Fines for Violation.**

(a) Any person, firm, company, or corporation convicted of violating any provision of this Article shall be fined not less than Fifty Dollars (\$50.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Violations of Section [4-108](#) shall be subjected to a Two Thousand Five Hundred and no/100 Dollars (\$2,500.00) fine for each offense and a separate offense shall be deemed committed for each property on which a violation occurs.

(b) Any vehicle parked in violation of the provisions of this Article may be towed and impounded, and no person shall recover any vehicle towed pursuant to this Article without paying the cost of removal and storage. Any payments made to recover the towed vehicle shall be in addition to any fines charged due to violations of the provisions of this Article.

(c) Any law enforcement officer who finds any person selling food, goods, wares, or merchandise without possessing the required license therefor or in violation of the terms of such license may take into possession the goods, wares, merchandise being sold and inventory of such person. Such property shall be held in the custody of the Police Department until such person selling without a license or in violation of the terms of such license obtains the license.

(d) If the property being held pursuant to (c) above is not claimed within sixty (60) days after it is taken into possession by the City, the City may proceed to seek an order for the sale of the property in accordance with applicable law. (Ord. No. 17-19, § 1, 5-1-17)



## APPLICATION

### PEDDLERS, SOLICITORS, TRANSIENT MERCHANTS, STREET VENDORS & MOBILE FOOD TRUCKS

#### PER: ORDINANCE NO. 17-04 & GREENWOOD MUNICIPAL CODE CHAPTER 4 DIVISION VIII

##### CHECK ☒ ONE:

☐ PEDDLER    ☐ SOLICITOR    ☐ TRANSIENT MERCHANT    ☐ STREET VENDOR    ☐ MOBILE FOOD TRUCK

DATE OF APPLICATION: \_\_\_\_\_ DATES LICENSE WILL BE UTILIZED (180 day limit): \_\_\_\_\_

FULL NAME OF APPLICANT: \_\_\_\_\_

APPLICANT'S TELEPHONE NUMBER: \_\_\_\_\_

PHYSICAL DESCRIPTION OF APPLICANT: \_\_\_\_\_

DATE OF BIRTH: \_\_\_\_\_ SOCIAL SECURITY NUMBER: \_\_\_\_\_

APPLICANT'S PERMANENT ADDRESS: \_\_\_\_\_

APPLICANT'S PERMANENT BUSINESS ADDRESS: \_\_\_\_\_

APPLICANT'S LOCAL ADDRESS & TELEPHONE NUMBER WHILE CONDUCTING BUSINESS IF DIFFERENT FROM ABOVE:

\_\_\_\_\_

INDIANA STATE POLICE CRIMINAL HISTORY RECORD CHECK **RESULTS** ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO

COMPLETED CITY LIMITED CRIMINAL HISTORY INFORMATION REQUEST FORM ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO

DESCRIPTION OF THE NATURE OF THE BUSINESS, MERCHANDISE, SERVICES TO BE SOLD/OFFERED: \_\_\_\_\_

\_\_\_\_\_

NAME, TITLE, ADDRESS, PHONE NUMBER OF IMMEDIATE SUPERVISOR/MANAGER: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

IF (PART OF) A CORPORATION OR PARTNERSHIP LIST OF OFFICERS/PARTNERS NAMES: \_\_\_\_\_

\_\_\_\_\_

NAMES OF MUNICIPALITIES OR GOVERNMENTAL UNITS APPLICANT HAS APPLIED FOR A LICENSE WITHIN THE TWELVE

(12) MONTHS PRIOR TO THIS APPLICATION: \_\_\_\_\_

LIST THREE BUSINESS REFERENCES: \_\_\_\_\_

\*IS A COPY OF \$1,000.00 SURETY BOND EXECUTED BY THE APPLICANT ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO

IF A **PEDDLER OR SOLICITOR**:

- IS A DESCRIPTION/MAP OF THE BOUNDARIES/AREA OF CONDUCTING BUSINESS ATTACHED – CHECK ☒ ONE:  
☐ YES    ☐ NO

IF A **TRANSIENT MERCHANT**:

- IS A LETTER OF WRITTEN PERMISSION TO OCCUPY LOCATION ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO
- DATE & SIGNATURE OF AUTHORIZED PLANNING DIVISION EMPLOYEE’S REVIEW: \_\_\_\_\_
  - NOTES: \_\_\_\_\_
- DATE & SIGNATURE OF THE BUILDING COMMISSIONER’S REVIEW: \_\_\_\_\_
  - NOTES: \_\_\_\_\_

IF A **MOTOR VEHICLE** IS UTILIZED:

- **BOARD OF HEALTH PERMIT** COPY ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO
- **VALID DRIVER’S LICENSE** COPY ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO
- **VALID VEHICLE REGISTRATION** COPY ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO
- **PHOTOGRAPH OF THE FOOD VENDING VEHICLE** ATTACHED – CHECK ☒ ONE:    ☐ YES    ☐ NO

(The holder may renew the license one (1) time before the end of the initial 180-term by following the same procedure set forth in Section 4-102(a), except no application fee shall be charged nor criminal backgrounds required; the holder shall instead be charged a renewal fee of \$25.00.)

POLICE DEPARTMENT RECORD CHECK RESULTS: \_\_\_\_\_

REPORTED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

APPLICATION FOR LICENSE APPROVED    ☐ YES    ☐ NO

DATE: \_\_\_\_\_

\_\_\_\_\_  
CHIEF OF POLICE, GREENWOOD POLICE DEPARTMENT



**LICENSE or PERMIT with the CITY OF GREENWOOD**

(Sex)	(Race)	(Height)	(Weight)	(Eyes)	(Hair)	(Social Security Number)	(Driver License Number)
M	W	5'10"	180	B	B	123-456-7890	1A2B3C4D5E6F
F	B	5'6"	120	G	B	987-654-3210	7F8E9D0C1B2A
M	A	6'2"	220	B	B	555-123-4567	3C4D5E6F7G8H
F	W	5'4"	110	G	B	222-333-4444	9A0B1C2D3E4F
M	A	5'8"	160	B	B	777-888-9999	5G6H7I8J9K0L
F	B	5'12"	140	G	B	444-555-6666	1M2N3O4P5Q6R
M	W	6'0"	200	B	B	111-222-3333	7S8T9U0V1W2X
F	A	5'5"	100	G	B	666-777-8888	3Y4Z5A6B7C8D
M	B	5'9"	170	B	B	333-444-5555	9E0F1G2H3I4J
F	W	5'7"	130	G	B	888-999-0000	5K6L7M8N9O0P

- ( ) Applicant has applied for employment with a non-criminal justice organization or individual.
- (XX) Applicant has applied for a license and criminal history data is required by law to be provided in connection with the license.
- ( ) Applicant is a candidate for public office or a public official.
- ( ) Is in the process of being apprehended by law enforcement.
- ( ) Is placed under arrest for the alleged commission of a crime.
- ( ) Has charged that his rights have been abused repeatedly by criminal justice agencies.
- ( ) Is the subject of judicial decision or determination with the setting of bond, plea bargaining, sentencing of probation.

(1) Other than those stated in the request.

(2) Which deny the subject any civil rights to which the subject is entitled.

300 South Madison Avenue, Greenwood, IN 46124  
(Address, City, State, Zip Code)

(Date) Chief of Police, Greenwood Police Department (Signature)



**Indiana State Police**  
**Criminal History Information**  
**Limited Criminal History**  
**& Fee Exemption**  
**317-233-5424**  
**www.IN.gov/ISP**

ID Billing Number  
Or Customer ID #

\* This agency is requesting disclosure of your Social Security Number in accordance with IC 4-1-8-1; disclosure is voluntary and you will not be penalized for refusal.

**PLEASE TYPE OR PRINT ALL INFORMATION.**

RECORD CHECK ON:


Last Name

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name

--	--

M.I.

--	--	--	--	--	--	--	--	--	--

Social Security Number\*


Place of Birth

--	--	--	--	--	--	--	--

Date of Birth MM / DD / YYYY

M = Male  
F = Female

--

Sex

W = White B = Black  
U = Unknown M = Multi Racial  
I = American Indian Alaskan  
A = Asian / Pacific Islander

--

Race

**REASON FOR SEARCH**

License / Permit with

local government

Private Adoption, Employment,  
Licensing (type), etc.

( )

Daytime Telephone Number

Name

(where this response will be sent)

Mailing Address (number and street)

City, State, ZIP Code

ATTENTION:

**Limited Criminal History Information – Reason for Request**

The cost is \$7.00. Mark an "X" in one box below for this request.  
Certified check or money order must be enclosed if request is mailed.  
**Money orders will be accepted in person.**

- (1) ☐ Has applied for employment with a non-criminal justice organization or individual;
- (2) ☒ Has applied for a license or is maintaining a license; and has provided criminal history data as required by law to be provided in connection with the license.
- (3) ☐ Employment with a state or local governmental entity.
- (4) ☐ Is a candidate for public office or a public official;
- (5) ☐ Is in the process of being apprehended by a law enforcement agency;
- (6) ☐ Is placed under arrest for the alleged commission of a crime;
- (7) ☐ Has charged that his rights have been abused repeatedly by criminal justice agencies;
- (8) ☐ Is the subject of judicial decision or determination with respect to the setting of bond, plea bargaining, sentencing, or probation;
- (9) ☐ Has volunteered services that involve contact with, care of, or supervision over a child who is being placed, matched, or monitored by a social services agency, or a nonprofit corporation;
- (10) ☐ Is employed by an entity that seeks to enter into a contract with a public school (as defined in IC 20-10.1-1-2) or a non-public school (as defined in IC 20-10.1-1-3), if the subject of the request is expected to have direct, ongoing contact with school children within the scope of the subject's employment;
- (11) ☐ Has volunteered services at a public school (as defined in IC 20-10.1-1-2) or non-public school (as defined in IC 20-10.1-1-3) that involve contact with, care of, or supervision over a student enrolled in the school; Student Teacher IC 5-2-5-5.
- (12) ☐ Is being investigated for welfare fraud by an investigator of the Division of Family Resources, or a county office of the Division of Family Resources;
- (13) ☐ Is being sought by the parent locator service of the Child Support Bureau of the Division of Family Resources;
- (14) ☐ Is or was required to register as a sex and violent offender under IC 5-2-12; or
- (15) ☐ Has been convicted of any of the following:
  - (A) Rape (IC 35-42-4-1), if the victim is less than eighteen (18) years of age.
  - (B) Criminal deviate conduct (IC 35-42-4-2), if the victim is less than eighteen (18) years of age.
  - (C) Child molesting (IC 35-42-4-3).
  - (D) Child exploitation (IC 35-42-4-4(b)).

(Continued on page 2)



- (E) Possession of child pornography (IC 35-42-4-4(c)).
- (F) Vicarious sexual gratification (IC 35-42-4-5).
- (G) Child solicitation (IC 35-42-4-6).
- (H) Child seduction (IC 35-42-4-7).
- (I) Sexual misconduct with a minor as a *Class A* or *Class B* felony (IC 35-42-4-9).
- (J) Incest (IC 35-46-1-3), if the victim is less than eighteen (18) years of age.
- (K) Attempt under IC 35-41-5-1 to commit an offense listed in clauses (A) through (J).
- (L) Conspiracy under IC 35-41-5-2 to commit an offense listed in clauses (A) through (J).
- (M) An offense in any other jurisdiction in which the elements of the offense for which the conviction was entered are substantially similar to the elements of an offense described under clauses (A) through (J).

**A Subject**

- (16) ☐ is identified as a possible perpetrator of child abuse or neglect in an assessment conducted by the department of child services under IC 31-33-8; or
- (17) ☐ is:
- (A) a parent, guardian or custodian of a child; or
  - (B) an individual who is at least eighteen (18) years of age and resides in the home of the parent, guardian or custodian; with whom the department of child services or a county probation department has a case plan, dispositional decree, or permanency plan approved under IC 31-34 or IC 31-37 that provides for reunification following an out-of-home placement.

**REASON FOR NO FEE REQUEST**

**Before checking any box below read the defined Indiana Code IC 10-13-3-36**

- A. ☐ Has been in existence for ten (10) years and has a primary purpose of providing an individual relationship for a child with an adult volunteer, if the request is made as part of a background investigation of a prospective adult volunteer for the organizations; (i.e. Big Brothers & Big Sisters)
- B. ☐ Home Health Agency (Copy of license must accompany this request).
- C. ☐ Community mental retardation and other developmental disabilities centers, for purposes of IC 12-29. (Copy of CARF Certificate must be submitted with this request).
- D. ☐ Is a supervised group living facility licensed under IC 12-28-5.
- E. ☐ An area agency on aging designated under IC 12-10-1.
- F. ☐ Community action agency (as defined in IC 12-14-23-2).
- G. ☐ Owner operator of a hospice program licensed under IC 16-25-3.
- H. ☐ Community mental health center (as defined in IC-7-2-38).
- I. ☐ Department of Child Services (as defined in IC 1-13-3-27-5).
- J. ☐ Is a School Corporation, Special Education Cooperative, or Nonpublic School (as defined in IC 20-18-2-12).
- K. ☐
  - (1) The church or religious society is a religious organization exempt from federal income taxation under Section 501 of the Internal Revenue Code;
  - (2) The request is made as part of a background investigation of a prospective or current adult volunteer; and
  - (3) The employee or volunteer works in a nonprofit program or ministry of the church or religious society, including a child care ministry registered under IC 12-17.2-6.

**WARNING PENALTY FOR MISUSE**

A non-criminal justice organization or individual receiving a limited criminal history may not utilize it for purposes other than those stated in the request or which deny the subject any civil right to which the subject is entitled. IC 10-13-3-27: Any person who uses limited criminal history for any purpose not specified in the request commits a Class A misdemeanor offense.

**I affirm, under penalty of perjury, that the Limited Criminal History Information requested will be used as specified.**

**PRINT Name of Requester**

**Signature of Requester**

**Date (month, day, year)**

**We accept certified checks and money orders in person only. "NO" personal checks.**

All checks made payable to the **STATE OF INDIANA**.

Mail request to:

Indiana State Police, Criminal History Limited Check

P.O. Box 6188

Indianapolis, Indiana 46206-6188

[Print](#)

## Greenwood, IN Code of Ordinances

### **Sec. 4-1 Authority to License.**

The City has the authority to impose a license fee reasonably related to the administrative cost of exercising its regulatory powers. 1

### **Sec. 4-2 Compliance.**

No person shall engage in any trade, profession, business or privilege in the City for which a license or permit is required by any provision of this Code without first obtaining such license or permit from the City in the manner provided in this Article, unless otherwise specifically provided. (Code 1968, § 31.01; 1983 Greenwood Municipal Code, § 7-16)

### **Sec. 4-3 Applications.**

Unless otherwise provided, application for a license or permit shall be made in writing to the Controller upon forms prescribed by the City and applicant shall state his name and address, the location of the proposed activity and such other facts as may be required for, or be applicable to, the granting of the license or permit. (Code 1968, § 31.02; 1983 Greenwood Municipal Code, § 7-17; Ord. No. 11-37, §1, 11-21-11)

### **Sec. 4-5 Payment of Fee. 2**

The fees required for any license or permit shall be paid at the office of the Controller before the granting of the license or permit. The Controller shall issue a receipt for the fee and shall issue the license or permit to the applicant. Unless otherwise provided, no fee shall be prorated for a portion of a year, and no fee paid shall be refunded, unless the license or permit is denied. (Code 1968, § 31.03; 1983 Greenwood Municipal Code, § 7-18; Ord. No. 11-37, §1, 11-21-11)

### **Sec. 4-6 Bonds and Insurance.**

All required bonds shall be executed by two (2) sureties, or a surety company, and be subject to the approval of the Mayor. Where policies of insurance are required, such policies shall be approved as to substance and form by the Corporation Counsel. Each insurance policy shall provide that it is noncancelable without fifteen (15) days' written notice to the City, and the coverage shall be for the term of the license. Satisfactory evidence of coverage by bond or insurance shall be filed with the Controller before the



license or permit is issued. (Code 1968, § 31.04; 1983 Greenwood Municipal Code, § 7-19; Ord. No. 11-37, §1, 11-21-11)

### **Sec. 4-7 Inspections. 3**

The Police Department shall have the authority to inspect all establishments subject to the provisions of this Chapter which are required to have a valid license or permit.

### **Sec. 4-8 Approval or Denial and Appeals.**

(a) Where the approval of any City officer or state officer is required prior to the issuance of any license or permit, such approval must be presented to the Controller before any license or permit is issued. (Ord. No. 11-37, §1, 11-21-11)

(b) No license or permit shall be approved by any City officer or issued by the Controller if it appears that the conduct of the activity for which a license or permit is sought will be contrary to the health, safety or welfare of the public or any regulation, law or ordinance applicable to such activity. (Code 1968, § 31.05; 1983 Greenwood Municipal Code, § 7-20; Ord. No. 11-37, §1, 11-21-11)

(c) Any applicant for a license may appeal a denial of a license or permit in writing within ten (10) days after the decision is made, with such appeal being heard by the Board of Public Works and Safety at their next regularly scheduled meeting.

### **Sec. 4-9 Form and Records.**

License or permit certificates shall show the date of issue, the activity licensed and the term of the license or permit, and shall be signed in the name of the City by the Mayor or Controller and be impressed with the City seal. The Controller shall keep a record of all licenses and permits issued. (Code 1968, § 31.06; 1983 Greenwood Municipal Code, § 7-21; Ord. No. 11-37, §1, 11-21-11)

### **Sec. 4-10 Term.**

(a) Unless otherwise provided, the term of the license year shall be the calendar year.

(b) Where the issuance of licenses for periods of less than one (1) year is permitted, the effective date of such license shall commence with the date of issuance.

(c) Permits shall be issued for the term set forth in the permit. (Code 1968, § 31.07; 1983 Greenwood Municipal Code, § 7-22)

### **Sec. 4-11 License or Permit to be Displayed.**

Every licensee or permittee shall carry his license or permit certificate upon his person at all times when engaged in the activity for which the license or permit was granted; except that where such activity is conducted at a fixed place or establishment, the license or permit certificate shall be exhibited in some conspicuous place in his place of business. The licensee or permittee shall exhibit the license certificate when applying for a renewal and upon demand of any police officer or person representing the issuing authority. (Code 1968, § 31.08; 1983 Greenwood Municipal Code, § 7-23)

#### **Sec. 4-12 Transfer of License/Permit Requiring Approval.**

Unless otherwise provided, no license or permit shall be transferable without the authorization of the Mayor or his/her designee. (Code 1968, § 31.09; 1983 Greenwood Municipal Code, § 7-24)

#### **Sec. 4-13 Renewal.**

License or permit renewals shall be issued in the same manner and be subject to the same conditions as original licenses or permits. (Code 1968, § 31.10; 1983 Greenwood Municipal Code, § 7-25)

#### **Sec. 4-14 Suspension or Revocation. 4**

Any license or permit issued by the City may be suspended or revoked by the Mayor or his/her designee for any of the following causes:

- (a) Fraud, misrepresentation or incorrect statement contained in the application, or made in carrying on the licensed or permitted activity.
- (b) Expiration or cancellation of any required bond or insurance.
- (c) Actions unauthorized or beyond the scope of the license or permit granted.
- (d) Violation of any regulation or provision of this Code applicable to the activity for which the license or permit has been granted, or any regulation or law of the state so applicable.
- (e) Failure to continuously comply with all conditions required as precedent to the approval of the license or permit. (Code 1968, § 31.11; 1983 Greenwood Municipal Code, § 7-27)

#### **Sec. 4-15 Appeals.**

Any person aggrieved by the action of any City official in denying or revoking a license or permit shall have the right to a hearing before the Board of Public Works and Safety on any such action, provided a written request therefor is filed with the Controller within ten (10) days after receipt of the notice of such suspension or revocation of any such

license or permit. The action taken by the Board of Public Works and Safety after a hearing shall be final. (Ord. No. 11-37; §1, 11-21-11)

#### **Sec 4-22 Fingerprinting Services.**

The Police Department shall charge a fee of Ten Dollars (\$10.00) per ten print fingerprinting card related to employment screening or other background checks for members of the public. Monies collected as a result of this fee shall be deposited into the Law Enforcement Continuing Education Fund.

(Ord. No. 14-35, § 1, 7-21-14)

#### **Sec 4-23 Service of Process.**

The Police Department shall charge a fee of Twenty-Five Dollars (\$25.00) per case in which an officer of the Police Department is requested to effect personal service on one or more persons. Said fee shall be incurred at the time of initiation of litigation, and subsequent service of process within the same case shall not require the payment of additional fees. Monies collected as a result of this fee shall be deposited into the Law Enforcement Continuing Education Fund addressed in Section 2-90 of this Code.

(Ord. No. 15-66, § 2, 10-19-15)

### **Division VIII.**

## **Peddlers, Solicitors, Transient Merchants, Street Vendors and Mobile Food Trucks.**

#### **Sec. 4-101 Definitions; Exceptions.**

(a) The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

- (1) **Issuing Authority.** The Board of Public Works and Safety.
- (2) **License.** The document authorizing the holder to conduct specific commercial vending activities issued under this Article.
- (3) **Licensee.** The holder of a license.
- (4) **Mobile Food Truck Vendor.** Any person who sells food from a self-contained food service operation, located in a readily movable, motorized, wheeled or towed vehicle used to store, prepare, display or serve food intended for individual portion service.
- (5) **Peddler.** Any person who travels upon the right-of-way of the City going from house to house, structure to structure, or from street to street, making personal contact, or attempting to make personal contact, with a resident at his/her residence on private



property without prior specific invitation or appointment from the resident, conveying or transporting food, goods, wares or merchandise, for the purpose of offering, exposing, or displaying the same for sale to the resident, or making sales and delivering food, goods, wares, articles and merchandise to purchasers.

(6) **Revocation.** Shall mean the termination by formal action of the issuing authority of a license, which termination shall not be subject to renewal or restoration except that an application for a new license may be presented and acted upon after the expiration of at least two (2) years after the date of revocation.

(7) **Solicitor.** Any person who travels upon the right-of-way of the City going from house to house, structure to structure, or from street to street, making personal contact, or attempting to make personal contact, with a resident at his/her residence on private property without prior specific invitation or appointment from the resident, for the primary purpose of taking sales orders for food, goods, wares, merchandise, or any article, for future delivery, or for services to be performed in the future, or for the making, manufacture or repair of any article or thing whatsoever, for future delivery.

(8) **Street Vendor.** Any person who exhibits and offers food, goods, wares, or merchandise for sale, or offers to purchase food, goods, wares, or merchandise, from any stationary stand or vehicle located on any street or sidewalk, or open to any street or sidewalk, and whose primary business location is a vehicle, stand, or temporary structure not regulated elsewhere by City Code, that is open to street or sidewalk access.

(9) **Suspension.** The temporary withdrawal by formal action of the issuing authority not to exceed the term of the original grant of the license, unless otherwise specifically provided for elsewhere in this code or other ordinances.

(10) **Transient Merchant.** Any person who is in the business of selling or taking orders for the sale of food, goods, wares, merchandise, or services within the City for a temporary period of less than thirty (30) days in any calendar year and who, in furtherance of such purposes, hires, leases, uses or occupies any fixed location within the City for exhibition and sale of such food, goods, wares, merchandise or services. Any person who is unable to produce written documentation of the right to occupy the fixed location for thirty (30) days or longer to the City within five (5) days of a request shall be presumed to be a transient merchant.

(b) The requirements of this Article shall not apply to the following persons:

(1) Any person selling fruits, vegetables or farm products grown by himself/herself or other homemade products with or without the help of others at an established farm market within the City at a stationary location on public or private property. A "farm market" means a collection of three (3) or more persons selling a variety of agricultural products and other homemade products.

(2) Any resident of Greenwood seventeen (17) years old or less.

(3) Any business or merchant making delivery of goods previously ordered by any person or personal customer and whose activity in major part is driving a regular route to the location of existing customers who have arranged for return visits with respect to established customers only.

(4) Any person selling refreshments from refreshment stands at fixed locations not on the City's right-of-way at seasonal recreational sites.

(5) To persons selling goods to other merchants at trade shows or conventions where attendance is generally restricted to those merchants in a particular trade or discipline.

(6) A resident of the City who is conducting a garage or rummage sale in accordance with City regulations.

(7) Any person selling or soliciting as part of a City approved Special Event or festival.

(8) Any employee of a video service franchise company that holds a certificate granting the company direct marketing authority from the State of Indiana pursuant to Ind. Code § 8-1-34 *et. al.*

(9) To the selling of personal property at wholesale to dealers in such articles. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-102 Peddling and Soliciting Prohibited where No Solicitation Signs Posted.**

No person shall engage in the business of peddler or solicitor to properties within the City when a "No Solicitation" sign is clearly displayed on the property. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-103 License Required.**

No person shall engage in the business of peddler, solicitor, transient merchant, street vendor, or mobile food truck vendor within the City without obtaining a license in accordance with this Division.

(a) *Application for license.* Any person desiring a license shall file a written sworn application with the City Controller, on a form prescribed by the Board of Public Works and Safety that contains the following information, with payment of the applicable fee prescribed in Sec. 4-104.

(1) The name of applicant and a physical description of the applicant. If the applicant is a corporation, the name of the officers of the corporation; if the applicant is a partnership, the names of all partners.

(2) The permanent business address, and telephone number of the applicant. The name, title, address (including street address) and telephone number of the person having immediate supervisory or management responsibility over the applicant's business that is proposed to be carried on in the City.

(3) The names, ages, permanent address, telephone number, Social Security Number and criminal history for the past seven (7) years of each person selling goods

or soliciting business under the license. Each person shall submit a criminal history check authorization form with the application.

(4) The street address and telephone number of the applicant while the applicant is conducting business within the City.

(5) The names of municipalities or governmental units to which the applicant has applied for a license of similar character within the twelve (12) months prior to the date of application.

(6) If a motor vehicle is utilized for the sale of food, a copy of the Board of Health Permit for the vehicle.

(7) If a motor vehicle is to be utilized, a valid driver's license to operate a motor vehicle.

(8) If applicable, a valid vehicle registration for the vehicle to be used for vending; and, if applicable, the vehicle being used to tow a food vending vehicle.

(9) For mobile food vendors, a photograph of the food vending vehicle.

(10) In the case of transient merchants, written evidence of the right to occupy a specific location at which the sales activity is proposed, and a site plan if the sale is conducted outside an existing structure showing the sales area and parking areas. If the sale is inside a structure, a parking plan to show compliance with Greenwood Zoning Code requirements.

(11) In the case of peddlers and solicitors, the boundaries of the area where peddling or soliciting will be conducted.

(12) A description of the nature of the business, the merchandise to be sold or offered for sale or the nature of the service to be furnished.

(13) The dates upon which the business is proposed to be conducted in the City.

(14) Three business references.

(b) *Review and investigation of applications.* Upon receipt, the Controller shall refer all applications to the Police Department for review or investigation of the representations made in the applications. In the case of transient merchants, the application shall also be referred to the Planning Division of the Department of Community Development Services and the Building Commissioner for review.

(c) *Issuance of license.* The Controller shall issue a license upon receiving the surety prescribed in Sec. 4-105 and upon receipt of:

(1) The report of the Police Department finding that no person selling for such applicant has, within seven (7) years previous to the application, been convicted of violating any law or ordinance based upon charges concerning the use of sales, subscription or soliciting methods involving, trespass to land, undue pressure, misrepresentation and false or misleading statements or any ordinances related to licensing; or within ten (10) years for convictions related to disorderly conduct, assault, battery fraud, or felonies involving bodily harm or theft, or any other violent crimes.



(2) Confirmation that a transient merchant applicant complies with all ordinances applicable to the premises, including but not limited to all zoning and building safety requirement, in addition to the report of (c)(1) above.

(d) *Term of license.* A license issued under this Article shall expire 180 days after the date of its issuance. The holder may renew the license one (1) time before the end of the initial 180-day term by following the same procedure set forth in Sec. 4-102(a), except no application fee shall be charged nor criminal backgrounds required; the holder shall instead be charged a renewal fee in accordance with the provisions of Sec. 4-104. Subsequent to the expiration of the second 180-day term, a new license must be applied for with all the component parts and a new application fee will be charged in accordance with the provisions of Sec. 4-102(a) and Sec. 4-104. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-104 Refusal to Issue; Suspension; Revocation.**

(a) *Imputed liability.* Every act or omission constituting a violation of any of the provisions of this division by any officer, director, manager, agent or employee of any licensee shall be imputed to such licensee. The Licensee may be subject to punishment as if the act or omission had been done or omitted by the Licensee personally.

(b) *Causes for suspension or revocation.* In addition to provisions elsewhere in this division and other ordinances, the Issuing Authority may suspend or revoke a license for any one or more of the following reasons:

(1) Material fraud, misrepresentation or false statements in connection with the application for a license;

(2) Material fraud, misrepresentation or false statements in connection with the offer to sell or the sale of food, goods, wares, merchandise or services which are the subject of the license;

(3) Material violation of this division;

(4) Violation by the licensee of this division or other ordinances related to the license, the subject matter of the license, or to the premises, if any, occupied by the licensee in connection with the license;

(5) Conducting business, activity or enterprise for which the license is issued in a manner so as to constitute a nuisance as defined by this code, other ordinances, or the laws of this state;

(6) Failure to meet the qualifications required of a licensee.

(7) Any conviction of the licensee for a violation of the laws of the United States, this state or any of its political subdivisions, or any other state or political subdivision thereof substantially related to the subject matter of the license, or to the premises, if any, occupied by the licensee in connection with the license;

(c) *Causes for denial.* The Issuing Authority or its designee may refuse to issue a license for any of the reasons for which a license could be suspended or revoked.

(d) *Notice of denial, suspension, or revocation; hearing.* Except as provided in subsection (e), no license subject to the provisions of this division shall be denied, suspended, or revoked, except when at least ten (10) days' written notice shall be served on the applicant or licensee. The notice shall set forth a date, time and place at which the licensee or applicant may appear to show cause before the Issuing Authority why the license should be issued or not suspended or revoked, and shall state the facts which constitute the reasons for the suspension or revocation hearing.

(1) Service of the notice shall be made in one of the following ways:

a. Certified mail, return receipt requested, at the Licensee's business or home address indicated on the licensee's application for the license;

b. Personal service on the licensee, the manager or agent of a licensee, or any employee of the Licensee, who is eighteen (18) years of age or older at the time of service; or

c. Any other method of service effective under Indiana law.

(e) *Emergency suspension.* If the Issuing Authority has reason to believe that the continued operation of a particular Licensee will immediately threaten the health, safety or welfare of the community, the Issuing Authority may, upon the issuance of a written order stating the reason for the conclusion and without notice or hearing, order the license suspended for not more than ten (10) days. A hearing shall be held within the ten (10) day period. Such period shall begin on the date of suspension. The hearing shall give the licensee the opportunity to be heard on the matter.

(f) *Hearings.* The Issuing Authority shall make findings of fact and a decision, and impose a suspension or revocation of license, if any, in writing.

(g) *Fines.* In addition to the suspension or revocation of a license, a licensee is subject to imposition of fines in accordance with Sec. 4-109.

(h) *Appeal.* The decision of the Issuing Authority is final action for the purposes of judicial review.

(i) *No refund of fees.* In a case of a refusal to issue a license, a suspension of license, or revocation of license, no portion of the application fee or any renewal fee shall be returned to the licensee. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-105 Application and Renewal of License Fees.**

(a) Any person applying for a license shall pay an application fee in the amount of One Hundred Dollars (\$100.00) to cover the review, investigation, and administrative costs of the Controller, the Police Department, and the Department of Community Development Services. Upon renewal of an existing license by any person, the person shall pay a renewal fee of Twenty-Five Dollars (\$25.00) to reflect the reduced time required for review and investigation of the current license holder.

(b) Before any license shall be issued in the City under this division, the applicant shall file with the Controller a surety bond with guarantees running to the City in the sum

of One Thousand Dollars (\$1,000.00) executed by the applicant, as principal, with good and sufficient sureties upon which service of process may be made in the state. Such bond shall be conditioned upon the undertaking that the applicant shall comply fully with all of the provisions of the ordinances of the City and the statutes of the state, regulating and concerning the sale of food, goods, wares, merchandise, and services, and payment of all judgments rendered against the applicant for any violation of the ordinances or statutes, or any of them, together with all judgments and costs that may be recovered against him/her by any person for damage growing out of any misrepresentation or deception practiced on any person transacting business with such applicant, whether such misrepresentations or deceptions were made or practiced by the owners or by their servants, agents or employees, either at the time of making the sale or through any advertisement of any character whatsoever, printed or circulated with reference to the food, goods, wares, merchandise, or services sold or any part thereof. Action on the bond may be brought in the name of the City to the use of the aggrieved person, by the City if for the collection of fees, or by the person aggrieved and for whose benefit, among others, the bond is given. Such bond must be approved by the City's Legal Department, both as to form and as to the responsibility of the sureties thereon. The bond shall be in full force and effect for a one (1) year period after application. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-106 General Conditions.**

The following conditions shall apply to each license issued under this division:

(a) *Standing in driving lanes.* No person shall stand in or enter into the driving lanes or medians of any street for the purpose of selling or attempting to sell food, goods, wares, merchandise, or services for immediate delivery, or for the purpose of soliciting purchases of food, goods, wares, merchandise or services for future delivery.

(b) *Peddler and solicitor; mobility.* No peddler, solicitor, or street vendor shall remain in the same place or within reasonably close proximity to the same place except when in the act of expeditiously showing goods, wares, or merchandise or expeditiously selling goods, wares or merchandise to or purchasing goods or taking orders from a customer. Any peddler, solicitor, or street vendor remaining in the same place or reasonably close proximity to the same place upon the public right-of-way for longer than five (5) minutes when goods are on display or available for sale without sales activity shall be presumed not to be engaged in expeditiously showing goods or expeditiously selling goods to or purchasing goods or taking orders from a customer.

(c) *Zoning and building safety restrictions and regulations-transient merchants.* No transient merchant shall sell goods or services or attempt to sell goods or services, and no license shall be issued to a transient merchant where the location or premises indicated on the application for the activity is not zoned to permit retail selling activity. The location of the sale shall, in all respects, comply with all zoning regulations for the district and all building safety regulations applicable to the property.

(d) *Vending consistent with regulations.* Each peddler, solicitor, transient merchant, street vendor or mobile food truck operator may only sell food, goods, wares, merchandise and services consistent with the regulations contained in this division.



(e) *License not transferrable.* No license issued under the provisions of this division shall be used at any time by any person other than the one to whom it was issued and for the premises and location stated in the license, and shall not be transferable.

(f) *Display of license.* Each peddler, solicitor, transient merchant, street vendor, and food truck vendor and/or their agents or employees shall at all times while peddling, soliciting, or vending within the City carry upon his/her person the license required by this division, and shall exhibit the license upon request to any law enforcement officer or any person upon whom he/she calls. Additionally, each transient merchant and food truck vendor shall prominently display the license so that it is plainly visible at a distance of five (5) feet. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-107 Mobile Food Truck Vendors and Street Vendors.**

No person may operate a Mobile Food Truck except in accordance with the following provisions:

(a) Mobile food trucks and street vendors are allowed to operate in public parking lots and/or on public property only pursuant to a valid use agreement with the entity owning the public property or parking lot.

(b) No service area for the operation of the mobile food truck or street vendor shall block, obstruct, or interfere with vehicular, bicycle or pedestrian flow nor occupy any portion of the available sidewalk or roadway width.

(c) Mobile food truck vendors and street vendors shall not use or employ any electronic or other amplified noises in conducting such business at any location.

(d) Mobile food truck vendors shall not use or employ any signs other than those permanently affixed to the vehicle, if any, and shall not otherwise use or employ canopies, umbrellas or other appurtenances except as may be necessary in the event of inclement weather.

(e) Mobile food truck vendors and street vendors shall collect and dispose of all trash and debris resulting from their operations. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-108 Refusing to Leave Premises; Posting of Premises for No Solicitation; Duty of Solicitor; Solicitation Hours.**

(a) It shall be unlawful for any peddler or solicitor to enter or attempt to enter or fail to immediately leave a property in the City after the owner or occupant thereof has requested such person to leave.

(b) Any person who desires to exclude the presence of commercial peddlers and solicitors from the premises which he or she occupies may give notice to such peddlers and solicitors by posting an easily readable notice on or near the main or front entrance to the property. Such notice may exclude all peddlers and solicitors or a class of peddlers and solicitors.

(c) It shall be the duty of each peddler and solicitor to examine and look for, on or near the main entrance to each premises, the notice that all peddlers and solicitors or a class of solicitors are prohibited from the premises.

(d) No peddler or solicitor shall ring the doorbell or knock on any door or window for the purpose of securing personal contact with the occupant of a property, or attempt any sale or solicitation when the owner or occupant thereof has prominently displayed a "No Peddlers/Solicitors" sign, "No Solicitation" sign or sign to that effect on or near the main or front entrance to such premises.

(e) It shall be unlawful for any peddler or solicitor to engage in solicitation activities on residential properties between the hours of 9:00 p.m. and 9:00 a.m. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-109 Penalties and Fines for Violation.**

(a) Any person, firm, company, or corporation convicted of violating any provision of this Article shall be fined not less than Fifty Dollars (\$50.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Violations of Section 4-108 shall be subjected to a Two Thousand Five Hundred and no/100 Dollars (\$2,500.00) fine for each offense and a separate offense shall be deemed committed for each property on which a violation occurs.

(b) Any vehicle parked in violation of the provisions of this Article may be towed and impounded, and no person shall recover any vehicle towed pursuant to this Article without paying the cost of removal and storage. Any payments made to recover the towed vehicle shall be in addition to any fines charged due to violations of the provisions of this Article.

(c) Any law enforcement officer who finds any person selling food, goods, wares, or merchandise without possessing the required license therefor or in violation of the terms of such license may take into possession the goods, wares, merchandise being sold and inventory of such person. Such property shall be held in the custody of the Police Department until such person selling without a license or in violation of the terms of such license obtains the license.

(d) If the property being held pursuant to (c) above is not claimed within sixty (60) days after it is taken into possession by the City, the City may proceed to seek an order for the sale of the property in accordance with applicable law. (Ord. No. 17-19, § 1, 5-1-17)

#### **Sec. 4-160 Definitions.**

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

(a) **EXEMPT ORGANIZATION.** Any religious or charitable organization which has tax exempt status from both federal and state government.

(b) **SOLICITATION.** The collecting of money for an individual's tax exempt organization by a member of such tax exempt organization. (1983 Greenwood Municipal Code, § 12-16)

#### **Sec. 4-161 Effect and Scope.**

The adoption of this Article by the City shall in no way constitute an endorsement or approval of exempt organizations which wish to solicit on public property within the City. This Article is adopted only to protect the health and welfare of the citizens of the City and shall be equally applied to all tax exempt organizations. This Article shall only be applicable to tax exempt organizations which are soliciting on public property or soliciting on private property in a door-to-door method. (Code 1968, § 36.05; 1983 Greenwood Municipal Code, § 12-17)

#### **Sec. 4-162 Rules and Regulations for Solicitation on Public Property.**

(a) The organization desiring to solicit on public property with the City shall provide the Board of Public Works and Safety with a list of those people who will be soliciting on behalf of the organization along with the addresses of those individuals prior to commencing their solicitation. This list will be delivered to the Clerk and kept in his or her office. (Ord. No. 11-37, §1, 11-21-11)

(b) All individuals soliciting on behalf of an exempt organization shall wear an identification tag on their outer garments identifying their organization and their name. This identification tag will include any parent organization of the organization which they represent if there is such parent organization.

(c) All individuals soliciting for exempt organizations shall limit their solicitation to sidewalks and shall not enter streets or intersections or in any way interfere with vehicular or pedestrian traffic.

(d) All individuals soliciting for exempt organizations shall not solicit on school property within the City unless they have received written permission from the Greenwood School Board.

(e) All individuals soliciting on behalf of exempt organizations shall not touch or harass members of the public in attempting to solicit. (Code 1968, § 36.02; 1983 Greenwood Municipal Code, § 12-18)

#### **Sec. 4-163 Private Property.**

This Article shall in no way authorize tax exempt organizations to enter upon private property within the City without the permission of the property owner, and the requirements of Section 4-162 of this Code shall be followed by said tax exempt

organizations when they are soliciting on private property. (Code 1968, § 36.03; 1983 Greenwood Municipal Code, § 12-19)

#### **Sec. 4-166 Handbills.**

(a) The definitions in this section apply throughout this Article.

**ELEMENTS** means any force, whether created by nature or created by man, which with reasonable foreseeability could carry litter from one place to another. "Elements" shall include, but not be limited to, air current, rain, water current and animals.

**HANDBILL** means any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet, or any other printed matter of literature which is not delivered by United States mail, including but not limited to material that:

- (1) advertises for sale any merchandise, product, commodity, or thing; or
- (2) directs attention to any business, mercantile, commercial establishment, or other activity, for the purpose of directly or indirectly promoting the interest of that activity by sales or by other mean; or
- (3) directs attention to or advertises any meeting, theatrical performance, exhibition, or event of any kind for which an admission fee is charged for the purpose of private gain or profit; or
- (4) while containing reading or pictorial matter other than advertising matter, is predominantly and essentially an advertisement and is distributed or circulated for advertising purposes, or for the private benefit of any person engaged as an advertiser or distributor.

**PRIVATE PREMISES** means any dwelling, house, building or other structure designed to be used, either wholly or in part, for private residential purposes, whether inhabited, temporarily or continuously uninhabited, or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule, mailbox, or other structure belonging or appurtenant to such dwelling, house, building or other structure.

**PUBLIC PLACE** means any and all streets, sidewalks, boulevards, alleys or other public ways, lakes, rivers, watercourses, fountains, and any and all parks, squares, spaces, grounds, and buildings frequented by the general public, whether publicly or privately owned.

**VEHICLE** means any device in, upon, or by which any person or property is or may be transported or drawn upon any highway, road, street, waterway, or other public thoroughfare. This term includes such devices as an automobile, truck, other motor vehicle, bicycle, tricycle, motorcycle, moped, animal-drawn wagon, cart, or buggy. (Ord. No. 91-13, § 2, 5-8-91)

(b) No person shall throw, deposit, or unlawfully sell any handbill in or upon any public place. However, it shall not be unlawful for any person to disburse or distribute, without charge to the receiver, any handbill in any public place to any person willing to accept the handbill. (Ord. No. 91-13, § 3, 5-8-91)

(c) No person shall place any handbill in or upon private premises if requested by anyone on the premises not to do so, or if there is placed on the premises in a conspicuous position near any entrance a sign indicating that the occupants of the premises do not desire to have any handbills left upon the premises. (Ord. No. 91-13, § 4, 5-8-91)

(d) In the case of private premises upon which it is permitted to place a handbill or similar material, any person shall place or deposit any handbill in or upon the private premises in such a manner as to prevent the handbill from being carried by the elements about the premises or elsewhere. Mailboxes may not be used when prohibited by federal postal law or regulations. (Ord. No. 91-13, § 5, 5-8-91)

(e) No person shall deposit any handbill in or upon any vehicle unless the occupant of the vehicle, then present, is willing to accept it. (Ord. No. 91-13, § 6, 5-8-91)

(f) The provisions of this article shall not apply to the distribution of newspapers or political material, except that newspapers and political material shall be placed in such a manner as to prevent their being carried or deposited by the elements upon any public place or private premises. (Ord. No. 91-13, § 7, 5-8-91)

(g) It shall be the responsibility of any persons distributing handbills or causing handbills to be distributed to maintain the area which they are utilizing free of any litter caused by or related to the handbill distribution. (Ord. No. 91-13, § 8, 5-8-91)

(h) Any person, firm, or corporation violating the provisions of this article or causing a person to violate the provisions of this article shall be guilty of an offense and subject to the penalty prescribed herein. (Ord. No. 91-13, § 9, 5-8-91)

(i) All distributors of handbills or other matter distributed shall stamp or print or affix the name, address and telephone number of the person, firm or corporation distributing the handbill.

(Ord. No. 91-13, § 10, 5-8-91)

#### **Sec. 4-167 Penalties.**

Greenwood Municipal Code Section 2-38, as amended, is hereby amended to include this ordinance in the list of ordinances scheduled for the jurisdiction of the Ordinance Violations Bureau with the stated specific penalty of Fifteen Dollars (\$15.00) (for the first violation within a calendar year) as follows:

Ordinances or Code Provisions	Civil Penalty
GMC Sec. 4-166 Distribution of Handbills	\$15.00

(Ord. No. 91-13, §11, 5-8-91)



Any person, firm or corporation violating Section 4-166(i) above, shall be guilty of an offense, and shall be subject to the general penalty provisions of the Greenwood Municipal Code, Chapter 1, Section 1-13. (Ord. No. 91-13, §12, 5-8-91)