

SUMMARY: An ordinance prohibiting door-to-door sales within the boundaries of the Spring Creek subdivision.

BILL NO. E

ORDINANCE NO. 2017-05

AN ORDINANCE ADDING A NEW SUBSECTION TO TITLE SEVEN, CHAPTER 1, SECTION 18 OF THE ELKO COUNTY CODE TO PROHIBIT TRESPASSING BY PEDDLERS, DOOR TO DOOR SALES PEOPLE, OR SOLICITORS WITHIN THE BOUNDARIES OF THE SPRING CREEK ASSOCIATION; AND ALL OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ELKO DOES ORDAIN:

That a new subsection (F) is added to Title 7, Chapter 1, Section 18, to read as follows:

(F) It shall be unlawful for any person with the intent to sell or solicit goods and/or services, also known as door-to-door sales, to call in person at any dwelling or business or at any other place within the boundaries of the Spring Creek Association.

- (a) Door to door sales is defined by as any sale, purchase, lease or rental of any consumer goods or services with a purchase price of \$25 or more which is the result of any door-to-door solicitation or personal solicitation by the seller, or his or her representative, not at the specific invitation of the buyer, and which is made at a place other than the place of business of the seller. Peddling and/or sales by a "traveling merchant" are included within the definition of door-to-door sales.
- (b) Solicitation also includes a request for a contribution to a charitable organization or nonprofit corporation which is not at the specific invitation of the person being solicited that is made by a face-to-face meeting. However, political, religious and charitable organizations are exempted from the criminal penalties of this ordinance.
- (c) The boundary of the Spring Creek Association is the area within T.32N., R.57E., Sections 2,3,4 and 12; T.33N., R.57E., Sections 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 27,28,29, the E ½ of Sec. 30, the NE1/4 of Sec. 31, and Sections 32, 33, and 34; T.33N., R.56E., Sections 3, 4, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 22, the N1/2 of Section. 23, and Sections 24 & 25; and T.34N., R56E., Sec. 21, the W1/2 of Sec. 22, the W1/2 of Sec. 27, Sec. 28, 33 and the NW1/4 of Sec. 34.
- (d) Any person who intentionally violates Section (F) is guilty of a misdemeanor.

Proposed this 17th day of January, 2018, by Elko County Commissioner Rex Steninger, seconded by Elko County Commissioner Cliff Eklund.

Passed and adopted this 17th day of January, 2018.

Vote:           Ayes:           5  
                  Nays:           0  
                  Absent:         0



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DELMO ANDREOZZI, CHAIR  
Elko County Board of Commissioners

ATTEST:



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CAROL FOSMO  
Elko County Clerk

This Ordinance shall be in full force and effect from and after the 11th day of February, 2018, after required publication.