UBLY POLICE DEPARTMENT

2272 Bingham Street
Ubly, MI 48475
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License Application for Solicitor & Peddler Permit

In accordance with Chapter 4, Article II, Solicitors and Peddlers of the Village of Ubly Code of Village Ordinances, the undersigned herewith makes application for a license as a:

___ SOLICITOR: Any individual, whether a resident of the Village or not, traveling either by foot, wagon, automobile, motor truck, or any other type of conveyance, from place to place, from house to house, or from street to street, taking or attempting to take orders for sale of goods, wares and merchandise, books or magazines, personal property of any nature whatsoever, for future delivery, or for services to be furnished or performed in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not, and such definition shall include any person who, for himself, or for another person, hire, leases, uses, or occupies any building, structure, tent, railroad boxcar, boat, hotel room lodging hose, apartment, shop, or any other pace within the Village for the sole purpose of exhibiting samples and taking orders for future delivery. The work "solicitor" shall include the work "canvasser."

___ PEDDLER: : Any individual, whether a resident of the Village or not, traveling either by foot, wagon, automobile, motor truck, or any other type of conveyance, from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, meats, fish, vegetables, fruits, garden truck, farm products or provisions offering and exposing the same for sale or making sales and delivering articles to purchasers, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, or other vehicle or conveyance. Any person who solicits orders and as a separate transaction makes deliveries to purchasers as part of a scheme or design to evade the provisions of this Chapter shall be deemed a peddler. The word "peddler" shall include the words "hawker" and "huckster."

PLEASE PRINT CLEARLY

1. APPLICANT'S NAME & ADDRESS INFORMATION:

Name: _____ Phone #: _____

Street Address: _____ City & State: _____

Zip Code: _____

Name of Immediate Supervisor: _____ Phone #: _____

2. BUSINESS INFORMATION:

Name of Business: _____

Address of Business: _____

City & State: _____ Zip Code: _____

Nature of Business: _____

Good or Services to be offered: _____

Location of goods or property at the time this application is filed: _____

_____

Proposed method of delivery of goods or property: _____

Dates sales will be conducted (no peddler, solicitor shall call at any dwelling or residence except between the hours of 9 am and 7 pm Monday through Saturday without an appointment).

Beginning date: _____ Ending date: _____

*****NO SOLICITING IS PERMITTED ON SUNDAYS*****

3. CANVASSER & VEHICLE INFORMATION:

*LIST ALL NAMES OF PEOPLE WHO WILL BE DOING THE SOLICITING OR CANVASSING OF THE AREA.

**ATTACH A LETTER FROM THE EMPLOYER LISTED ABOVE STATING THAT EACH CANVASSER IS EMPLOYED AND AUTHORIZED TO SOLICIT, PEDDLE OR SELL ON THE EMPLOYER'S BEHALF.

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Canvasser's Name: _____ Phone #: _____

Address: _____ City & State: _____

Name of Supervisor: _____ Phone #: _____

***ATTACH A COPY OF CANVASSER'S DRIVER LICENSE**

VEHICLE DRIVEN BY THIS CANVASSAR:

Make/Model: _____ Year: _____

License Plate/State: _____ Color: _____

***ATTACH REGISTRATION AND VALID PROOF OF INSURANCE FOR THE VEHICLE**

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Canvasser's Name: _____ Phone #: _____

Address: _____ City & State: _____

Name of Supervisor: _____ Phone #: _____

***ATTACH A COPY OF CANVASSER'S DRIVER LICENSE**

VEHICLE DRIVEN BY THIS CANVASSAR:

Make/Model: _____ Year: _____

License Plate/State: _____ Color: _____

***ATTACH REGISTRATION AND VALID PROOF OF INSURANCE FOR THE VEHICLE**

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4. OTHER REQUIRED INFORMATION:

A. If Applicant/Business believes that the proposed soliciting, peddling or other sales activity is exempt from license under the terms of this ordinance chapter, the basis for the asserted exemption shall be stated in writing.

B. If the Applicant proposes to handle or sell any food or other item for human consumption, the applicant shall furnish proof of any required health permit issued by the County Health Department.

C. A certificate of insurance giving evidence of the fact that the applicant/business and any employee, agent or independent contractor acting for the applicant/business is adequately insured for public liability protection.

D. The names of at least two reliable property owners of the County of Huron, State of Michigan, who will certify as to the applicant's good character and business responsibility, or, in lieu of the names of references, such other available evidence as to the good character and business responsibility of the applicant as will enable an investigator to properly evaluate such character and business responsibility.

E. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor, or violation of any municipal ordinance, the nature of the offense, and the punishment or penalty as assessed therefore.

F. A photograph of the applicant, taken within sixty (60) days immediately prior to the date of filing of the application, which picture shall be two inches by two inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

5. CONDITIONS: All licenses shall be issued subject to the conditions set forth below. By signing this application, the applicant agrees to accept these conditions if the license is issued.

A. The applicant/business agrees to pay the license fee: $150.00 per year, $90.00 per month, $45.00 per week, $15.00 per day.

B. No peddler, in the sale of goods, wares and merchandise, shall obstruct any street, alley, sidewalk or driveway except as may be necessary and reasonable to consummate a sale nor remain, barter, sell, offer or expose for sale any goods, wares or merchandise in front of or at the side of any property against eh wish or desire of the property owner or the tenant or occupant of such property. No Peddler shall engage in peddling on any street, alley or public place after having been requested to desist by any police officer of the Village because of congested or dangerous traffic conditions.

C. No peddler shall stop or remain in anyone place upon any street, alley or public place longer than necessary to make a sale to a customer wishing to buy. Any peddler using a vehicle, trailer or any sort of conveyance, when stopped, shall place his vehicle parallel to and within twelve (12) inches of the curb and shall depart from such place as soon as he has completed sales with customers actually present.

D. No person shall operate or maintain any stand, vehicle, store or place of business on or near to any highway in such a manner that the customers of or traders with such person occupy or congregate within the limits of any street, lane, highway, or public place within the Village. No person shall be permitted to sue the streets, alleys, lanes or public places of the Village for the service of customers or for the transaction of business, or to use any stands, stores or other places of business in any manner that shall require the customer, when transacting said business, to stand within the limits of the streets, highways, alleys or public places of the Village.

E. No solicitor or peddler shall threaten or accost any resident of the Village in the course of any solicitation, peddling or other sales activity nor engage in any conduct which is a nuisance or would tend to create a nuisance.

F. No peddler or solicitor shall enter a dwelling or place of business under false pretenses, for the purpose of peddling or soliciting, nor remain in a dwelling or on the premises of a place of business after the owner or occupant has requested the solicitor or peddler to leave.

G. No peddler or solicitor shall call without an appointment at any dwelling or place of business where a sign is displayed stating “no peddlers,” “no solicitors,” “no salesman.” “no trespassing,” or words of similar meaning or import.

H. No peddler shall sell or offer for sale any unsound, unripe or unwholesome food or drink, or defective, faulty, incomplete or deteriorated article of merchandise.

I. No peddler shall shout or cry out his goods or merchandise, nor blow any horns, ring any bell or use any other similar devise to attract the attention of the public.

J. Any licensed peddler or solicitor who shall be guilty of any fraud, cheating or misrepresentation, whether directly or through an employee, while acting as a peddler, solicitor, or transient merchant within the Village shall be guilty of a violation of this ordinance.

K. The applicant/business shall not engage or cause any of his employees to engage in the business of being a peddler or solicitor at any time after the license has expired without having been renewed or reissued, at any time when the license is suspended or revoked or during any pending legal action to appeal the denial, suspension or revocation of the license.

L. The following shall be exempt from the licensing requirements of this Article but shall be subject to the other provisions hereof.
   (a) Any person under eighteen (18) years of age, when engaged in peddling on foot in the Village under the direct supervision of any school or recognized charitable or religious organization.
   (b) Any person or firm during special celebrations or festivals approved by the Village council.

I swear or affirm that to the best of my knowledge and ability, all the information provided on or in connection with this application is true and complete and that all information requested in connection with this application has been provided. I have read, understand, and agree with the provisions of the license and agree to be bound by all of its terms and conditions.

_____ _____

Date Signature

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FOR OFFICE USE ONLY

Application: _____ Approved/Date _____

_____ Denied/Date _____

_____ License Fee Paid/Date _____

Expiration Date _____

APPROVED BY: _____ POSITION: _____