

ALGOMA TOWNSHIP

KENT COUNTY, MICHIGAN

LICENSE APPLICATION FOR SOLICITOR, PEDDLER, AND TRANSIENT MERCHANT

**In accordance with Chapter 19 - Peddlers, Solicitors and Transient Merchants,
of the Township of Algoma Code of Township Ordinances,
the undersigned herewith makes application for a license as a:**

SOLICITOR – any person traveling either by foot or vehicle from place to place, who takes or attempts to take orders for the sale of goods, wares or merchandise for future delivery, or for services to be furnished or performed in the future. Solicitor includes any person who uses or occupies any building, structure or other place in the Township for such purposes. Solicitor also includes the driver of any vehicle used for or associated with soliciting.

PEDDLER – any person traveling either by foot or by vehicle from place to place, carrying goods, wares or merchandise, and offering the same for sale, or making sales and delivering articles to purchasers, or offering to provide services, either immediately or in the future. The term “peddler” shall include “hawker” and “huckster”.

TRANSIENT MERCHANT – any person who engages in the temporary business of the retail sale and delivery of goods, wares or merchandise within the township, and who, for the purpose of conducting such business, uses or occupies any lot, premises, building, room or structure, provided however that such definition shall not include merchants having regularly established places of business within the township, and shall not apply to persons making sales at any annual fair, street fair, festival, annual celebration or observance.

PLEASE PRINT CLEARLY

1. APPLICANT NAME & ADDRESS INFORMATION:

Applicant's Name: _____ Local Phone #: (____) _____

Perm. Address: _____ City: _____ State: _____ Zip: _____

Local Address: _____ City: _____ State: _____ Zip: _____

Name of Immediate Supervisor: _____ Phone #: (____) _____

***** If the applicant is employed, and will be soliciting, peddling or selling in behalf of his or her employer, the name, address and telephone number of the employer shall be given below, together with a letter from the employer stating authorization for the employee to carry out such activity in the employer's behalf.**

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2. BUSINESS INFORMATION:

Name of Business: _____

Federal Tax ID # _____

Address of Business: _____ City: _____ State: _____ Zip: _____

Nature of business: _____

Goods or services to be offered: _____

Place where the goods are manufactured: _____

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

Proposed method of delivery of goods, property, or service: _____

Location where sales will be conducted (e.g. specific to the routes and locations identified by streets and cross-streets) Attach additional pages/maps as necessary: _____

If application is for a Transient Merchant list address of the place at which the sales are to be conducted:

Name of Building (if any): _____

Address: _____ City: _____ State: _____ Zip: _____

Dates sales will be conducted (no peddler, solicitor or transient merchant shall call at any dwelling or residence except between the hours of 9:00 a.m. and 7:00 p.m. on Monday through Saturday without an appointment):

BEGINNING DATE: _____ ENDING DATE: _____

DAYS OF THE WEEK: _____ HOURS: _____

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

Permit is good for six (6) months only

3. CANVASSOR & VEHICLE INFORMATION:

**List all names of people who will be doing the soliciting or canvassing of area:
(Photo copy and attach additional pages as necessary)**

*** Attach a **letter** from the employer listed above stating that each canvasser is employed and authorized to solicit, peddle or sell in the employer's behalf.

Canvasser's Name: _____ Local Phone # :(____) _____

Perm. Address: _____ City: _____ State: _____ Zip: _____

Local Address: _____ City: _____ State: _____ Zip: _____

Name of Immediate Supervisor: _____ Phone #: (____) _____

****ATTACH PHOTO OF EACH PERSON CLEARLY SHOWING HEAD & SHOULDERS**
MAY USE DRIVERS LICENSE**

VEHICLE DRIVEN BY THIS CANVASSOR:

MAKE	MODEL	COLOR	YEAR	LICENSE PLATE #	OWNER
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****ATTACH COPY OF PROOF OF INSURANCE FOR EACH VEHICLE****

Canvasser's Name: _____ Local Phone # :(____) _____

Perm. Address: _____ City: _____ State: _____ Zip: _____

Local Address: _____ City: _____ State: _____ Zip: _____

Name of Immediate Supervisor: _____ Phone #: (____) _____

****ATTACH PHOTO OF EACH PERSON CLEARLY SHOWING HEAD & SHOULDERS**
MAY USE DRIVERS LICENSE**

VEHICLE DRIVEN BY THIS CANVASSOR:

MAKE	MODEL	COLOR	YEAR	LICENSE PLATE #	OWNER
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****ATTACH COPY OF PROOF OF INSURANCE FOR EACH VEHICLE****

4. OTHER REQUIRED INFORMATION:

- 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.
- 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.
- 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.
- A comprehensive criminal history of the applicant and any other person who will be engaged in the requested activity, issued by a state or county law enforcement agency within 60 days preceding the filing of the application.
- A statement by a physician licensed by the State of Michigan and dated not more than 20 days prior to the date of filing of the application, certifying the soliciting or peddling applicant to be free of any contagious, infectious or communicable disease. Such statement shall also be furnished for every employee, agent or independent contractor of the applicant who will be engaged in any of the requested soliciting or peddling.
- A statement as to whether the applicant has been convicted of any felony or high misdemeanor, including the nature of the offense, the date of the conviction and the resulting punishment or penalty. If the applicant is on probation as a result of a criminal conviction, that fact and the period of time of the probation shall be stated.

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 and \$ _____ per canvasser badge fee prescribed by resolution of the Township Board.
- b. The applicant/business accepts that the license shall be for duration not to exceed six (6) months; provided, however, the license may be renewed without payment of a further fee if the information contained in the renewal application remains unchanged from the application.
- c. No solicitor, peddler or transient merchant shall obstruct any street, alley sidewalk or driveway, nor interfere with passage of any other persons within such areas.
- d. No peddler, solicitor, or transient merchant shall enter upon and/or call upon a dwelling or business location after having been expressly notified by the owner or occupant of the dwelling or the owner or manager of the business that no solicitation or peddling is desired.
- e. No solicitor or peddler shall stop or remain in one place for any appreciable period of time within any street, alley or other public place.
- f. No transient merchant shall operate or maintain any stand, vehicle or other place of business on or within any street, alley or other public place, nor within any private property as to which consent from the owner has not been obtained. A transient merchant shall not locate his or her stand, vehicle or other place of business in such close proximity to a street, alley, sidewalk or other public place such that a person engaged in any transaction must of necessity stand within the boundaries of any such street, alley, sidewalk or other public place.
- g. No solicitor, peddler or transient merchant shall threaten or accost any resident of the Township 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.
- h. A license issued shall be carried by the person to whom the license was issued, while he or she is engaging in the activity authorized by the license. The licensee shall produce the license at the request of any law enforcement official or resident of the Township. If the Township issues to a licensee an identifying badge indicating Township approval of the authorized solicitation, peddling or other sales activity, the licensee shall prominently wear or display the badge at all times when the authorized activity is occurring.
- i. No peddler, solicitor, or transient merchant shall call at any dwelling or residence except between the hours of 9:00 a.m. and 7:00 p.m. on Monday through Saturday without an appointment. **NO SUNDAY SOLICITING PERMITTED**
- j. 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.

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- k. No peddler, solicitor or transient merchant 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.
- l. No peddler or transient merchant shall sell or offer for sale any unsound, unripe or unwholesome food or drink, or defective, faulty, incomplete or deteriorated article of merchandise.
- m. No solicitor, peddler or transient merchant shall shout, cry out, blow a horn, ring a bell or use any other sound device, including a radio or sound amplifying system upon any of the streets, alleys, parks or other public places of the Township, if the resulting sound is of sufficient volume as to be plainly heard upon the streets, alleys, parks or other public places of the Township, or upon any private premises, for the purpose of attracting attention to any goods, wares or merchandise or for other purposes associated with soliciting, peddling or transient merchant sales activities.
- n. Any licensed peddler, solicitor, or transient merchant 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 township shall be guilty of a violation of this ordinance.
- o. The applicant/business shall not engage or cause any of his employees to engage in the business of being a peddler, solicitor or transient merchant 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.

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 of Applicant

Subscribed and sworn before me this _____ day of _____, 20____.

Notary Public,
_____ County,
State of _____

My commission expires _____

FOR OFFICE USE ONLY

APPLICATION: APPROVED/DATE _____ DENIED/DATE _____ EXPIRATION DATE _____
 LICENSE FEE PAID/DATE _____ CHECK # _____
 # OF BADGES _____ \$ PAID FOR BADGES \$ _____