

# SOLICITORS/PEDDLER'S PERMIT APPLICATION

This application is for a Peddler's License as adopted by the Clio Commission, Ordinance 45.602. Ordinance is attached for your convenience.

**A \$35 Non-refundable Application Fee and \$10.00 per month is required at the time of application.**

*Cash or money order only*

Name: \_\_\_\_\_ Social Security # \_\_\_\_\_

Home Address: \_\_\_\_\_ City/State: \_\_\_\_\_ Phone: \_\_\_\_\_

Local Address: \_\_\_\_\_ City/State: \_\_\_\_\_ Phone: \_\_\_\_\_

*Photo Driver's License/Identification Must Accompany Application.*

Date of Birth \_\_\_\_\_ Height \_\_\_\_\_ Weight \_\_\_\_\_ Hair Color \_\_\_\_\_ Eye Color \_\_\_\_\_

Name of Employer: \_\_\_\_\_ Address: \_\_\_\_\_

City/State: \_\_\_\_\_ Employer's Phone #: \_\_\_\_\_

## DESCRIPTION OF VEHICLE TO BE USED IN THE COURSE OF BUSINESS:

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Year: \_\_\_\_\_ Color: \_\_\_\_\_ Plate # \_\_\_\_\_

Nature of Applicant's Business: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Local Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Last three (3) places in which applicant has been engaged in similar activity:

1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_

Permit Beginning Date \_\_\_\_\_ Permit Ending Date \_\_\_\_\_

Have you ever been convicted of a felony, arrested for theft, fraud, or a crime involving moral turpitude?

Yes \_\_\_\_\_ No \_\_\_\_\_ If yes, give full details: \_\_\_\_\_

Applicant's signature below authorizes the City of Clio, Michigan Police Department to conduct a criminal history background check.

Applicant is required to provide a personal surety bond in the amount of \$ 1,000.

\_\_\_\_\_  
SIGNATURE OF APPLICANT

\_\_\_\_\_  
Linda Kingston, Clio City Clerk

**(FOR OFFICE USE ONLY)**

**License is for a maximum of 90 days.**

**Soliciting is allowed from 9:00 a.m. to 7:00 p.m. daily.**

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

FEE PAID: \_\_\_\_\_

LICENSE #: \_\_\_\_\_ Police Chief: Approved: \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_

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**PEDDLER'S PERMIT**

(To be completed by City Staff)

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

**PERMIT ISSUED TO:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ **PERMIT APPROVED\*** (Approval Conditions): The Permit is approved subject to the following conditions:

1. The applicant and employees must comply with the requirements of the Peddler's Ordinance (see Attached);
2. The display location must not impede car or pedestrian traffic.
3. The display location must not interfere with sight lines/views of car traffic entering or exiting the site or pedestrians crossing driveways, parking areas, etc.
4. Solicitation only between the hours of 9 am and 7 p.m.  
However, we request that you use good judgment and refrain from soliciting after dark

\_\_\_\_\_ **Permit Denied:** The application for a Peddler's License is denied based upon:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Linda Kingston, Clerk

\_\_\_\_\_  
Permit Expires

## ARTICLE VI: SOLICITORS AND CANVASSERS

### Section

- 45.601 Title
- 45.602 Registration and permit required
- 45.603 Definitions
- 45.604 Applications and permit fees
- 45.605 Investigation and issuance
- 45.606 Exhibition of permit
- 45.607 Records
- 45.608 Revocation of permit
- 45.609 Appeal
  
- 45.699 Violations; penalties

### § 45.601 TITLE.

Sections 45.602 through 45.609 of this Code, inclusive, will be known and cited as the "City of Clio Solicitors and Canvassers Regulations."  
(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### § 45.602 REGISTRATION AND PERMIT REQUIRED.

No person shall solicit or canvass in residential districts of the city as determined by the City of Clio Zoning Ordinance without first having registered for and obtained a permit pursuant to these regulations.  
(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### § 45.603 DEFINITIONS.

For the purpose of this article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**CANVASSER** or **SOLICITOR**. Any individual, whether resident of the city 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 residence to residence, taking or attempting to take orders for sale of goods, wares, and merchandise, or personal property of any nature whatsoever, for future delivery, or for

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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; provided that such definition shall include any person who, for himself or for another person, firm, or corporation, hires, leases, uses, or occupies any building, structure, tent, railroad box car, boat, hotel room, lodging house, apartment, shop, or any other place within the city for the sole purpose of exhibiting samples and taking orders for future delivery. This definition shall not include any person soliciting for donations or contributions for the benefit of any established society, labor union, association, or corporation that is organized and operated exclusively for educational, philanthropic, benevolent, fraternal, charitable or reformatory purpose, not operated for pecuniary profits.

(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### § 45.604 APPLICATIONS AND LICENSE FEES.

Applicants for permits under these regulations must register with the City Clerk by filing a sworn statement attesting to the following information which must be furnished by said application:

(A) Name and description of the applicant, including

(1) Permanent name and address and a local address, if not one in the same.

(2) A social security number and driver's license number.

(3) Other identification necessary to ascertain that the city is not giving a permit to a company who hires unauthorized aliens in defiance of Federal law.

(B) Name and identification of anyone else soliciting or canvassing within the city.

(C) A description of all vehicles used in connection with the applicant.

(D) A brief description of the nature of the business and the goods to be sold.

(E) The name address of the employer, if goods are sold, together with credentials establishing the relationship or the sponsoring organization, if soliciting for donations.

(F) The length of time for which the applicant seeks the right to do business or to solicit donations within the city.

(G) The place where the goods or property proposed to be sold, or orders taken for the sale thereof, are manufactured or produced, where such goods or products are located at the time the application is filed, and the proposed method of delivery.

## **Solicitors and Canvassers**

(H) A fee shall be charged as part of the application for license. The City Commission will establish a schedule of fees and a process for their collection; both may be changed from time to time. Such fee shall be waived for not-for-profit groups and for such other groups or persons as provided for by state statute. (Ord. 184, passed 9-21-81; amended by Ord. 281, passed - - , by Codification Ordinance; Am. Ord. 420, passed 2-1-10)

### **§ 45.605 INVESTIGATION AND ISSUANCE.**

(A) Upon making an application for a solicitor's permit, the city will review the application and render a decision within five business days of its receipt. If the city has not rendered a decision by the sixth business day after receiving it, the application shall be deemed to be approved. If denied, the applicant will be given the reason(s) for denial in writing sent by first class or delivered by personal service to the local address on the application.

(B) The application will be forwarded to the Clio Police Department for verification of the information supplied on the application.

(C) No permit will be issued to anyone on the application who has been convicted in the last five years of fraud or misrepresentation or of any crimes against people or who has a record of poor business responsibility.

(D) Upon receiving a positive report from the Clio Police Department, the City Clerk will issue one or more solicitor's permit to the name(s) on the application.  
(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### **§ 45.606 EXHIBITION OF PERMIT.**

(A) A badge, supplied by the city, will be worn prominently on the outer clothing and displayed to the general public to see at all times that a solicitation is being made by the applicant or the applicant's agents under the terms of the permit.

(B) Solicitors and canvassers are required to show their permits at the request of any citizen.  
(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### **§ 45.607 RECORDS.**

The Chief of Police shall report to the City Clerk all convictions for violation of this article and the City Clerk shall maintain a record for each permit issued and record the reports of violation therein.  
(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

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### **§ 45.608 REVOCATION OF LICENSE.**

Permits issued under the provisions of these regulations may be revoked by the City Clerk upon finding that one or more of the following occurred:

(A) Fraud, misrepresentation, or false statement made in the course of carrying on his business as solicitor or as canvasser;

(B) Fraud, misrepresentation, or false statement contained in the application for license;

(C) Any violation of this article;

(D) Conducting the business of soliciting, or of canvassing in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety, or general welfare of the public; or

(E) Furnishing a quality of goods or workmanship which is unsatisfactory, or failing to furnish any goods or services ordered in compliance with such order.

(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### **§ 45.609 APPEAL.**

Any person aggrieved by an action of the city has the right to appeal to the City Commission. If an appeal is taken, it must be taken within 14 days of the action being appealed. The hearing will take place at a City Commission meeting following submission of such appeal with the City Clerk. The City Clerk will post the hearing notice and send by first class mail or deliver by personal service a copy of the notice of the hearing to the appellant at the address shown on the application for permit at least five days before the meeting at which the appeal will be heard. The decision and order of the City Commission on such appeal will be final and conclusive. The city will send by first mail or deliver by personal service written confirmation of the decision and order within seven days of the meeting at the City Commission made the decision and order.

(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

### **§ 45.699 VIOLATIONS; PENALTY.**

Any person, club, organization, association, partnership, firm or corporation, who violates any provision of the City of Clio Solicitors and Canvassers Regulations shall be responsible for a municipal civil infraction and subject to the penalties and sanctions provided by this Code.

(Ord. 184, passed 9-21-81; amended by Codification Ordinance)

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