

DIVISION 2
Peddler's or Solicitor's License

§ 4.05.041. Required

- (a) Solicitors.It shall be unlawful for any person to go from house to house or from place to place in the city soliciting, selling, or taking orders for or offering to sell or take orders for any goods, wares, merchandise or services without having obtained a current license to do so from the city, in compliance with the terms of this division.
- (b) Peddlers.It shall be unlawful for any peddler, as defined herein, his agents, employee, servant or representative to sell, offer or exhibit for the purpose of taking orders for sale thereof any goods, wares, services or merchandise in the city without having obtained a current license to do so from the city, in compliance with the terms of this division.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1011)

§ 4.05.042. Application.

Every person required by this division to have a license shall make written sworn application to the secretary of the city for such license. The license application shall show the name and address of the applicant; the name and address of the person, firm or corporation, if any, that the applicant represents; authority of the applicant to act for the cause he purports to represent; the type of goods, merchandise, wares or services offered for sale; and the period of time the applicant wishes to sell or solicit in the city. Said applicant must furnish a copy of his active limited sales and use tax permit and a copy of his driver's license to complete the application information.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1012)

§ 4.05.043. Fee.

The fee for any license required under this division shall be a standard fee for all applicants and shall be such as to cover the cost of processing any license application. The license fee shall be as set forth in the fee schedule in appendix A of this code.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1013; Ordinance adopting 2019 Code)

§ 4.05.044. Issuance and scope.

The city secretary shall issue to every license applicant a license as provided for within this division upon compliance with the terms of this division. Said license shall give no authority to any person other than the applicant to transact any business in the city.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1014)

§ 4.05.045. Duration.

Each license issued under this division shall remain in force and effect for such period of duration not to exceed over one year from the date of issuance so long as the business for which the same is procured shall be continuously conducted within the city.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1015)

§ 4.05.046. Transfer or assignment.

No license issued under the provisions of this division shall be transferable or assignable nor give authority to more than one person.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1016)

§ 4.05.047. Display.

Each person having a license issued under the provisions of this division who operates solely and exclusively from a fixed business location within the city shall prominently display the license at all times in a conspicuous place upon the premises of said fixed business location. Every person having a license issued under the provisions of this division who goes from house to house or from place to place within the city shall carry the license upon their person and produce the license for inspection by any person so requesting.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1018)

§ 4.05.048. Exemptions from fee.

No fee shall be required of those persons engaging in interstate commerce.

(Ordinance adopting 2004 Code; 2004 Code, sec. 4.1019)

§ 4.05.049. Records.

The city secretary shall submit a copy of all licenses to the police department and shall keep a full permanent record of all licenses issued under the terms of this division.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1021)

§ 4.05.050. Suspension or revocation.

- (a) The chief of police, upon investigation by the police department, is authorized to revoke the peddler's license of any person found to be misrepresenting or making false statements in regard to the product or service he is attempting to sell, or his authority to sell such product or service, or if the conduct of such person during selling or delivery endangers the safety, health or property of the citizens of the city.
- (b) The license issued under this division may be suspended upon receipt by the chief of police of complaints by two (2) or more persons that any license holder has made misrepresentations or false statements as to the product or service he is attempting to sell or take orders for, or his authority to make such solicitation, or that such license holder's conduct, in the belief of such persons making the complaints, endangers their safety, health or property. Upon suspension, the chief of police shall immediately investigate such complaints and he may revoke such license upon completion of his investigation; provided, however, that notice of such revocation shall be mailed to the licensee at the address given on the licensee's application form. Said notice shall inform the licensee that he may request in writing, within ten (10) days of his receipt of notice of revocation, a hearing before the city council to determine whether his permit should be reinstated.

Said hearing shall be held within thirty (30) days of the date of request for hearing.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1022)

§ 4.05.051. Contents.

Each permit issued under this division shall contain the signature and seal of the city secretary, and shall show the name, address and photograph of the permittee, the class of permit issued and the kind of goods, wares, merchandise or services to be sold thereunder, the amount of fee paid, the date of issuance and the length of time the same shall be operative, as well as the permit number and other identifying description of any vehicle used in such business.

(Ordinance 874 adopted 5/2/01; 2004 Code, sec. 4.1023)

§ 4.05.052. through § 4.05.080. (Reserved)