



Village of Sebewaing
222 North Center Street
Sebewaing MI 48759
Phone: 989-883-2150 Fax: 989-883-9367
Email: office@SebewaingMI.gov

This institution is an equal opportunity provider

www.SebewaingMI.gov

Solicitation Permit

Applications for a permit shall be completed in their entirety and submitted at least one (1) business day prior to the commencement of the proposed business of being a solicitor. Persons seeking a permit from the Village must have identification with a company logo and the person's picture for all persons identified on the permit as representing the applicant or the applicant's company or organization.

Business/Organization Name: _____

Address: _____

Email: _____

Business Ph. #: _____ Cell Ph. #: _____

Name of Solicitor: _____
(Print) Last First Middle

Birthdate: _____ Solicitors Driver's License/State ID: _____

Number of Vehicles: _____ Number of Solicitors: _____ (If more than 1 list on back of this form)

Vehicle Make/Color: _____ License Plate: _____

Type of merchandise, service, or publication to be solicited _____

Solicitor(s) to be in the Village of Sebewaing: **Date(s) Start:** _____ **End:** _____

Time of Day Start: _____ (AM/PM) **End:** _____ (AM/PM)

Must be after 9:00 a.m. and before 8:00 p.m. or dusk (whichever is earlier), Monday through Saturday

I hereby affirm that I have truthfully completed this application and all additional information and attachments hereto to the best of my knowledge; that I have read Chapter 110 of the Village of Sebewaing Code of Ordinances; and that I agree to operate this business in accordance with all Federal, State and local laws, ordinances, rules and regulations.

Applicant's Signature

Date

☐ Approved ☐ Denied by: _____ Date: _____

Village Clerk

Background Check Completed by: _____ Date: _____

**ALL SOLICITORS MUST CARRY A COPY OF THIS PERMIT WITH THEM AND HAVE THEIR COMPANY LOGO
VISIBLE TO THE PUBLIC ON THEIR PERSON WHILE SOLICITING IN THE VILLAGE OF SEBEWAING**

Name of Solicitor: _____
(Print) Last First Middle

Home Address _____

Birthdate: _____ Solicitors Driver's License/State ID _____

Make of Vehicle: _____ License Plate: _____

Name of Solicitor: _____
(Print) Last First Middle

Home Address _____

Birthdate: _____ Solicitors Driver's License/State ID _____

Make of Vehicle: _____ License Plate: _____

Name of Solicitor: _____
(Print) Last First Middle

Home Address _____

Birthdate: _____ Solicitors Driver's License/State ID _____

Make of Vehicle: _____ License Plate: _____

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Make of Vehicle: _____ License Plate: _____

Name of Solicitor: _____
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Home Address _____

Birthdate: _____ Solicitors Driver's License/State ID _____

Make of Vehicle: _____ License Plate: _____

VILLAGE OF SEBEWAING CODE OF ORDINANCES CHAPTER 110: SOLICITATION

Section

General Provisions

- 110.01 Definition
- 110.02 Exempt persons
- 110.03 Registration

Rules and Procedures

- 110.15 Prohibited areas
- 110.16 Enforcement

- 110.99 Penalty

GENERAL PROVISIONS

§ 110.01 DEFINITION.

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

Solicitor means any individual(s) traveling either by foot, automobile, motor truck or any other type of conveyance, from place to place, taking or attempting to take orders for the sale of any goods, wares and merchandise, personal property for current or future delivery, or for services to be furnished or performed currently or in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether such individual is collecting advance payments on such sales or not.

§ 110.02 EXEMPT PERSONS.

The following shall be exempt from the permit requirements of this article, but shall be subject to the other provisions hereof:

- (A) Any person exempt from the permit requirements of this article by virtue of State of Michigan or federal law.
- (B) Any person under eighteen (18) years of age, when engaged in the business of being a solicitor under the direct supervision of any school or recognized charitable organization or religious organization.
- (C) Any person who is the duly authorized representative or agent of any church, charitable or labor organization, education or fraternal organization, any political candidate who has filed for political office, or of any political group seeking funds or membership or contacting members or electors.
- (D) Any person engaging in business solely at a village-recognized market or event, provided that all transactions are conducted solely within the confines of that village-recognized market or event and that the rules and regulations of the village-recognized market or event are observed.

§ 110.03 REGISTRATION.

No person shall engage in the business of being a solicitor without first having obtained a permit. Persons desiring a permit as provided for in this article shall file an application on a form prescribed or provided by the village clerk. Applications for a permit shall be completed in their entirety and submitted at least one (1) business day prior to the commencement of the

proposed business of being a solicitor. Persons seeking a permit from the Village must have identification with a company logo and the person's picture for all persons identified on the permit as representing the applicant or the applicant's company or organization.

RULES AND PROCEDURES.

§110.15 PROHIBITED AREAS.

(A) The practice of going in and upon the premises of private residences in the village by solicitors not having been requested or invited to do so by the owner or owners, occupant or occupants of private residences for the purpose of soliciting orders for the sale of goods, wares and merchandise and/or for the purpose of displaying those goods, wares and merchandise and/or for the purpose of soliciting or procuring contributions or donations in exchange for, or in connection with, the distribution of goods, wares, merchandise or other things, having become persistent, frequent and common, being a great annoyance to owners or occupants and to the public at large, as well as in many instances resulting in the defrauding of the owners or occupants, and in some instances various violations of the laws while upon the premises, and being in general injurious to the public welfare, is hereby declared to be a public nuisance and is prohibited and punishable as a public nuisance and as a violation of this code.

(B) No person, whether permitted pursuant to the provisions of this article or not, shall stop or remain in any one (1) location in any street, alley or public place within the village to conduct business as a solicitor for longer than is necessary to make a sale to a customer wishing to engage in a transaction.

(C) No solicitor shall engage in activity 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.

(D) No solicitor shall solicit at any dwelling or residence except after 9:00 a.m. and before 8:00 p.m. or dusk (whichever is earlier), Monday through Saturday, without an appointment.

(E) No solicitor, whether permitted pursuant to this article or not, shall barter, sell, or offer for sale any goods, wares, or merchandise, or actively solicit funds on property against the wish or desire of the property owner, tenant, or occupant of such property, or group of properties as expressed through a "no solicitation" or "no trespassing" sign, a sign displaying words of similar import, or any other means.

(F) Except as permitted by the village, it shall be unlawful for any solicitor to shout, cry, whistle, blow a horn, ring a bell, use or employ any flashing lights on any vehicle, or any other device, or use any sound device including loud speakers or sound amplifiers for the purpose of attracting attention to any goods, wares, merchandise, or services which the permit holder proposes to sell.

(G) No person shall operate or maintain any stand, vehicle, store or place of business on or near to any highway in a manner that the customers of or traders with the person occupy or congregate within the limits of any street, lane, highway or public place within the village.

(H) No person shall be permitted to use 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 business, to stand within the limits of the streets, highways, alleys or public places of the village.

§ 110.16 ENFORCEMENT.

(A) It shall be the duty of any law enforcement officer to require any person seen soliciting who is not known by such officer to be duly permitted, to show proof of a permit

issued by the village clerk, and to enforce the provisions of this article against any person found to be violating them.

(B) It shall be the duty of any law enforcement officer to examine all persons in their territories subject to the provisions of this article to verify compliance with this article and to enforce the provisions of this article.

(C) When the conduct of any solicitor is so adversarial to the public health, safety, and general welfare as to constitute a nuisance, any law enforcement officer shall have the authority to summarily order the cessation of soliciting.

(D) The village clerk or any police officer is authorized to revoke any permit issued under this article for violation of the provisions of this article.

§ 110.99 PENALTY.

(A) *Municipal Civil Infraction.* A person who violates this article is responsible for a municipal civil infraction subject to payment of a civil fine of not more than \$100.00 reimbursement to the Village for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction. Repeat offenses under this article shall be subject to increased fines as provided by Sections 110.06(B) of this article.

(B) *Increased Civil Fines.* Increased civil fines may be imposed for repeated violations by a person of any requirement or provision of this article. As used in this article, “repeat offense” means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision (1) committed by a person within any 18-month period and (2) for which the person admits responsibility or is determined to be responsible.

The increased fine for a repeat offense shall be as follows:

1. The fine for any offense which is a first repeat offense shall be no less than \$150.00 plus reimbursement to the Village for charges assessed for the expenses of the abatement, plus costs and other sanctions for each infraction.
2. The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than \$250.00 plus reimbursement to the Village for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction.

(C) *Additional fees.* In addition to the remedies and penalties otherwise provided in this article, the village may seek temporary and permanent equitable relief to abate and enjoin violations of this article and shall have all other remedies provided by law or equity.