

Borough Use Only:
___ Approval Dates: _____
___ Denial Reason: _____

By: _____
Permit Number: _____
Permit Fee: Daily Weekly Monthly
Amount Paid: _____

Franklintown Borough
P O Box 88
116 S Baltimore Street
Franklintown PA 17323
Phone: 717-432-4047
Fax: 717-502-8617
Email: ftownboro@comcast.net

Transient Business Permit Individual Applicant Information

Full Name and Date of

Birth: _____
First, M.I. and Last *Date of Birth*

Address: _____
Street Address *Apartment/Unit #*

City *State* *ZIP Code*

Home Phone: () _____ Cellular Phone: () _____

Vehicle information: _____
Make/Model *Color* *License Plate Number*

Municipalities that you applied or were issued
Soliciting Permit within the last 90 days: _____

Company Information

Name of Company and
Supervisor: _____
Company *Supervisor*

Address: _____
Street Address *Apartment/Unit #*

City *State* *ZIP Code*

Company Phone: () _____ Supervisor's Cellular Phone: () _____

Type of goods, wears, services or
merchandise to be sold: _____

Dates to Solicit: _____
Begin Date *End Date*

Required Documents to be filed with application

- Photo of individual applicant
- Copy of any licenses or permits required to sell the Goods, wears, services or merchandise.
- Check for desired permit [\$15 per day, \$30 Monthly, and \$100 Bi-Annually]
- 3 References (ex: background checks, other Solicitation Permits from other Cities/Towns, company references)

Applicant's Signature: _____ Date: _____
Applicant's Supervisor's Signature: _____ Date: _____

CHAPTER 1 - TRANSIENT RETAIL BUSINESS

Section 101: Definitions.

Transient Retail Business - engaging in peddling, selling, canvassing, soliciting or taking orders, either by sample or otherwise, for any goods, wears or merchandise, upon any street, public place or from house to house, within the Borough or from a fixed location in the Borough, on a temporary basis. Such examples shall include but not limited to, those activities conducted at the time of special occasions or celebrations, for seasonal purposes, or for particular yearly holidays.

Section 102: License Required.

A. No person shall engage in any transient retail business within the Borough without first having obtained from the Borough Council a license. The license can be issued for a fee set periodically by the Council for periods of daily, monthly or bi-annually.

B. Every license issued under this Article shall be issued on an individual basis to person engaging in such businesses; every such individual shall obtain a separate license, issued to him in his name, and a license fee imposed by this section shall be applicable to every such individual.

Section 103: Exemptions.

No license fee shall be required under this section for:

A. Farmers selling their own produce;

B. For the sale of goods, wears and merchandise, donated by the owners of which the proceeds are to be applied to any charitable or philanthropic; or

C. Those persons working without compensation in selling goods, wears or merchandise for the sole purpose of a non-profit organization.

Any person dealing in any of the above categories and also selling non-exempt items, shall be subject to payment of the license fee. The Borough reserves the right to exempt individual licensing to group activities when they determine it appropriate.

Section 104: Application for License.

Every person desiring a license under this Article shall first make application to the Borough Council for the license. If that person is also required to obtain a license from any State or County officer or department, when making application for the Borough license, exhibit of a valid license from that State or County shall be shown.

The applicant shall give their name and address, the name of the person by whom they are employed, the type of goods, wears and merchandise they wish to deal with in the transient retail business; the number of persons to be employed by them in the Borough; and the type and license number of all vehicles to be used, if any. The application shall be accompanied by the license fee required and shall include a photograph of the applicant.

Section 105: Investigation and Refusal.

Following the making of the application by the applicant, no license shall be issued until the Borough Council has investigated the application the applicant, and the waiting period for this purpose shall not extend beyond the next Council meeting. Following the investigation the Borough Council may refuse the license in cases where the investigation discloses a criminal record or any false or misleading statements by the applicant. When a license is refused, the Borough shall not issue any refund. The application fee will be used to partially reimburse the Borough for expenses of investigation.

Section 106: Custody, Display and Exhibit of License.

Every license holder shall carry their license upon their person or shall display the license upon their vehicle if they are engaged in a transient retail basis from house to house or upon any of the streets or public grounds; or shall display the license at the fixed location where they are engaged in business if doing so from a fixed location. Such person shall exhibit their license, upon request, to any Borough official or resident of the Borough.

Section 107: Prohibited Acts.

No person engaged in any transient retail business shall

- A. Sell any product or type of product not mentioned in their license;
- B. Use any loud speaker or horn or other device for announcing his presence by which the public may be annoyed;
- C. When selling from a vehicle, stop or park the vehicle upon any street in the Borough for longer than necessary in order to sell persons residing or working in the immediate vicinity; and no stopping in the right-of-way of traffic;
- D. Engage in any house to house activity except by prior appointment before the hour of 9:00a.m. or after dusk.

Section 108: Suspension or Revocation of License.

The Borough Council may suspend or revoke any license issued under this Article when it is deemed suspension or revocation to be in the interest of the public health, safety or morals, or for violation of any provision of this Article, or for giving false information upon any application for a license hereunder. Appeals from any suspension or revocation may be made to Council any time within ten (10) days after suspension or revocation. No part of a license fee shall be refunded to any person whose license is suspended or revoked.

CHAPTER 2 - OTHER BUSINESS REGULATIONS

RESERVED.