



APPLICATION FOR LICENSE
514 ROCKINGHAM RD.
CITY OF ROCKINGHAM

FOR OFFICE USE ONLY

License # _____
Beginning Date _____
Expiration Date _____

APPLICATION WILL BE PROCESSED WITHIN TEN WORKING DAYS FROM DATE OF APPLICATION
ALL LICENSES SHALL EXPIRE ONE HUNDRED TWENTY (120) DAYS AFTER ISSUANCE
\$75.00 LICENSE FEE

PLEASE CHECK: () Peddler () Itinerant Merchant () Solicitor

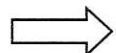
- 1) Name of Business: _____
- 2) Business Street Address: _____
City _____ State _____ Zip _____
- 3) Mailing Address of Business: _____
City _____ State _____ Zip _____
- 4) Is business operated from a residence? Yes () No ()
- 5) Physical address of where business will be conducted: _____
City _____ State _____ Zip _____
- 6) Business telephone #: _____ (Home) _____ (Cell) _____
- 7) Name of Manager/Owner: _____
- 8) Date business to start in Rockingham _____
Conducted between the hours of _____ A.M. and _____ P.M.
If before 8:00 A.M. and/or after 6:00 P.M. explain: _____

- 9) Description of business activity: _____

- 10) Type of goods/services for sale or delivery: _____

- 11) If goods, where and by whom such goods are manufactured or grown, and where such goods are at the time of application? _____

- 12) If goods, their invoice value and whether they are to be sold by sample as well as from stock _____
- 13) Type of advertising to be used for the business: _____



14) Describe any vehicle(s) that will be used in the business (if peddlers or solicitors):

15) List name(s) of all individuals soliciting: _____

16) Has applicant/other solicitors been arrested or charged with a crime? ☐ Yes ☐ No If yes, give date, charge, location of charge and verdict: _____

17) If conducting business as a non-profit organization, give Federal I.D.# _____

18) All food vendors must submit a letter from Richmond County Environmental Services Section with application. Traci Stevens can be reached at Richmond County Health Department 127 Caroline Street, Rockingham, NC 28379 or 910-997-8324.

I affirm, under penalties prescribed by law, that I have examined this application and statement; that to the best of my knowledge and belief, it is true, complete and made in good faith pursuant to the City of Rockingham Peddlers and Solicitors Ordinance (**Chapter 111--copy enclosed**).

Print/Type Name of Applicant

Signature of Applicant

Date

CHAPTER 111: PEDDLERS AND SOLICITORS

Section

- 111.01 Definitions
- 111.02 License requirements
- 111.03 Application procedure
- 111.04 Standards for issuance
- 111.05 Revocation procedure
- 111.06 Standards for revocation
- 111.07 Appeal procedure
- 111.08 Exhibition of identification
- 111.09 City policy on soliciting
- 111.10 Notice regulating soliciting
- 111.11 Duty of solicitors to ascertain notice
- 111.12 Prohibited solicitation
- 111.13 Soliciting from streets or medians

§ 111.01 DEFINITIONS.

For the purposes of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BUSINESS. The business carried on by any person who is an itinerant merchant, peddler, or solicitor as defined in this section.

GOODS. Merchandise of any description whatsoever, and includes, but is not restricted to, wares and foodstuffs.

ITINERANT MERCHANT. Any person, whether as owner, agent, or consignee, who engages in a temporary business of selling goods within the city and who, in the furtherance of such business, uses any building, structure, vehicle, or any place within the city.

PEDDLER. Any person, not an itinerant merchant, who:

- (1) Travels from place to place by any means carrying goods for sale, or making sales, or making deliveries; or
- (2) Without traveling from place to place, sells or offers goods for sale from any public place within the city.

SOLICITOR. Any person who travels by any means from place to place, taking or attempting to

take orders for sale of goods to be delivered in the future or for services to be performed in the future. A person who is a solicitor is not a peddler. (Ord. passed - -01)

§ 111.02 LICENSE REQUIREMENT.

(A) Any person who is an itinerant merchant, peddler, or solicitor shall obtain a license before engaging in such activity within the City.

(B) The fee for the license required by this chapter shall be as set from time to time by the City Council.

(C) No license issued under this chapter shall be transferable.

(D) All licenses under this chapter shall expire 120 days after the date of issuance thereof.

§ 111.03 APPLICATION PROCEDURE.

(A) All applicants for licenses required by this chapter shall file an application with the Clerk. This application shall be signed by the applicant if an individual, or by all partners if a partnership, or by the president if a corporation. The applicant may be requested to provide information concerning the following items:

- (1) The name and address of the applicant;
- (2) The name of the individual having management authority or supervision of the applicant's business during the time that it is proposed to be carried on in the city; the local address of such individual; the permanent address of such individual; and the capacity in which such individual with act;
- (3) The name and address of the person, if any for whose purpose the business will be carried on, and, if a corporation, the state of incorporation;

- (4) The time period or periods during which it is proposed to carry on applicant's business;
- (5) The nature, character, and quality of the goods or services to be offered for sale or delivered; if goods, their invoice value and whether they are to be sold by sample as well as from stock; and if goods, where and by whom such goods are manufactured or grown, and where such goods are at the time of application;
- (6) The nature of the advertising proposed to be done for the business;
- (7) Whether or not the applicant, or the individual identified in division (A)(2) above, or the person identified in division (A)(3) has been convicted of any crime or misdemeanor and, if so, the nature of each offense and the penalty assessed for each offense.

(B) Applicants for peddler or solicitor licenses may be required to provide further information concerning the following items, in addition to the requested under division (A) above:

(1) A description of the applicant;

(2) A description of any vehicle proposed to be used in the business, including its registration number, if any.

(C) All applicants for licenses required by this chapter shall attach to their application, if required by the city, credentials from the person. If any, for which the applicant proposes to do business, authorizing the applicant to act as such representative.

(Ord. passed - -01)

§ 111.04 STANDARDS FOR ISSUANCE.

(A) Upon receipt of an application, an investigation of the applicant's business reputation and moral shall be made.

(B) The application shall be approved unless such investigation discloses tangible evidence that the conduct of the applicant's business would pose a substantial threat to the public health, safety, morals, or general welfare. In particular, tangible

evidence that the applicant has done any of the following will constitute valid reasons for disapproval of an application:

(1) Has been convicted of a crime of moral turpitude;

(2) Has made willful misstatements in the application;

(3) Has committed prior violations of ordinances pertaining to itinerant merchants, peddlers, solicitors, and the like;

(4) Has committed prior fraudulent acts; or

(5) Has a record of continual breaches of solicited contracts.

(Ord. passed - -01)

§ 111.05 REVOCATION PROCEDURE.

Any license or permit granted under this chapter may be revoked by the Clerk after notice and hearing, pursuant to the standards in § 111.06. Notice of hearing for revocation shall be given in writing, setting forth specifically the grounds of the complaint and the time and place of the hearing. Such notice shall be mailed to the licensee at his last known address, at least ten days prior to the date set for the hearing.

(Ord. passed - -01)

§ 111.06 STANDARDS FOR REVOCATION.

A license granted under this chapter may be revoked for any of the following reasons:

(A) Any fraud or misrepresentation contained in the license application;

(B) Any fraud, misrepresentation, or false statement made in connection with the business being conducted under the license;

(C) Any violation of this chapter;

(D) Conviction of the licensee of any felony, or conviction of the licensee of any misdemeanor involving moral turpitude; or

(E) Conducting the business licensed in an unlawful manner of in such a way as to constitute a menace to the health, safety, morals, or general welfare of the public.
(Ord. passed - -01)

§ 111.07 APPEAL PROCEDURE.

(A) Any person aggrieved by a decision under § 111.04 or § 111.06 shall have the right to appeal to the City Manager. The appeal shall be taken by filing with the City Manager, within 14 days after notice of the decision has been mailed to such person's last known address, a written statement setting forth the grounds for appeal. The City Manager shall set the time and place for a hearing and notice for such hearing shall be given to such person in the same manner as provided in § 111.05.

(B) The order of the City Manager after the hearing shall be final.
(Ord. passed - -01)