Peddler/Solicitor Permit Application

200 S. Whitley Drive/P.O. Box 324 Fruitland, Idaho 83619 Phone: 452-4421 Fax: 452-6146

☐ **Itinerant merchants, itinerant peddlers, agents, independent contractors, solicitors.....$15.00 per day**

☐ **Sideshows or performances.....$25.00 per day**

☐ **Street stands.....$25.00 per day**

☐ **Selling from motor vehicle, temporary or portable platform.....$25.00 per day**

☐ **Operating on a less than continuous basis. (Local produce, Christmas trees, etc.).....$100.00 per year**

☐ **Circus .....$200.00 per day**

Bond or valid certificate of public liability and property casualty insurance in the amount of $2,500.00 is required.

Applicant: _____

Address: _____

Self-employed ☐ Yes ☐ No Employer: _____

Employer's address: _____

Business site address (if applicable): _____

Nature of business or goods to be sold: _____

If goods are farm or orchard products: Point of origin: _____

Owner of goods: _____

Dates of operation: _____ through _____

Vehicle(s) to be used (include make, color, plate #):

_____

Have you or your employer ever been convicted of a crime violating any consumer protection laws or any peddlers or solicitors ordinances? ☐ Yes ☐ No

If yes, explain: _____

All facts set forth in this application are true and complete. In the event the product causes any damage to any resident of the city, I acknowledge the jurisdiction of the Idaho courts to resolve any disputes. I have received a copy of Peddler/Solicitor Prohibited Acts.

Signature: _____ Date: _____

This permit shall be valid for dates of issuance only, non-transferable and may be revoked if any provisions of the ordinances are violated.

Peddlers and Solicitors Prohibited Acts

A licensee, or any person acting on behalf of a licensee, or any agent of a licensee, **shall not**:

- Blow a horn, ring a bell or use any sound device or musical instrument, including any sound amplifying system, on any of the streets, alleys, parks or other public places of the city, or on any private premises within the city, where sound of sufficient volume is emitted or produced therefrom, to be capable of being plainly heard on the streets, avenues, alleys, parks or other public places for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

- Have any mechanical devices in human or animal form or otherwise designed to create lights, sound or motion to attract passerby.

- Have any exclusive right to any location in the public streets, shall not be permitted a stationary location and shall not be permitted to operate in any congested area where licensee's operations might impede or inconvenience the public. For purposes of enforcement, the judgement of any police officer, exercised in good faith, shall be deemed conclusive as to whether or not an area is congested or the public is impeded or inconvenienced by the presence of the licensee.

- Sell or offer for sale goods, wares or merchandise from vehicles on any of the public streets of the city. Licensees shall not be allowed to double park or in any way impede the normal flow of traffic or create a hazard or nuisance upon any public roadway.

- Solicit or peddle from eight o'clock (8:00) p.m. to nine o'clock (9:00) a.m., or at any time when a sign has been clearly posted on a fence, driveway, front, back or side yard, or doorway which clearly informs a licensee that there shall be no solicitors or no peddlers, either using those words or in words to that effect. Providing, however, that a licensee may call upon the occupant of a residence at other times when he has expressed prior permission from such occupant to do so.

- Make any representation that he or she is soliciting or peddling for a nonprofit organization or for charitable or religious purposes if he or she in any way shall personally benefit by the funds or properties solicited.

- Cast, throw, distribute, deposit, scatter, pass out, give away, circulate or deliver any commercial or business handbills, or other advertising materials or devices to any residents or businesses, or leave the same upon any porch, doorstep, entryway, vestibule or in any yard or public hallway, or in any vacant lot or upon other private property in the city, without first having obtained the expressed consent of the owner or lessee, or without the written or expressed request of any adult resident or occupant thereof.

- Make any false statement or claims as the quality, value, origin, condition, durability, or purpose as to any product.

- Make false representations as to any product which he is soliciting for or peddling.

- Distribute, sell or hand out as a sample any consumable food products which have not been property approved by the state health district, the Southwest Health District, the federal trade commission or any other state or federal agency which has jurisdiction as to the quality or wholesomeness of any foodstuffs designed for human consumption.