



City of Coopersville

289 Danforth Street ♦ Coopersville, MI 49404
616-997-9731 Voice ♦ 616-997-6679 Fax

PEDDLERS/SOLICITORS APPLICATION CHAPTER 860

Applicants Name _____

Address _____
Street City State Zip

Phone Number _____ Fax Number _____

Type of Peddling/Soliciting _____ Commercial _____ Residential

Method of Peddling/Soliciting _____ Walking _____ Driving

Vehicle Description:

Year	Make	Model	Color	Plate No.
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Business Name _____

Address _____
Street City State Zip

Phone Number _____ Fax Number _____

Federal Tax ID _____ Non-Profit No. (IRS 501 (c)(3)) _____

Nature of product or service _____

Dates that peddling or solicitation will take place _____

Hours of peddling or solicitation _____
Not to exceed what is allowed under Chapter 860

Have you ever had any license issued by the City of Coopersville or any other governmental entity related in any manner to the sale of goods revoked, suspended or denied?

Yes _____ No _____

If yes, please give the reasons for said action: _____

PLEASE READ CAREFULLY AND SIGN

**Chapter 860
Peddlers and Solicitors**

860.01 License required.

It shall be unlawful for any solicitor or peddler as defined in section 860.02 of this chapter to engage in such business within the city limits of the City of Coopersville without first obtaining a license therefore in compliance with the provisions of this chapter.

860.02 Definitions.

- (1) *Solicitor*. A solicitor is any person traveling either by foot, motor vehicle or any other type of conveyance, from place to place seeking to obtain orders for the purchase of goods or services for future delivery or performance.
- (2) *Peddler*. A peddler is any person, who travels by foot, motor vehicle or any other type of conveyance, from place to place, selling or offering for sale goods or services.

860.03 Application.

Before a license can be issued, an application for a license under this chapter must be filed with the City Clerk's office.

- (1) Application for licenses required by this chapter shall be made upon forms provided by the clerk, which shall be signed and verified under oath by the applicant of an individual, or by the authorized agent for any firm, partnership, association, corporation, company or organization and shall, as a minimum, contain the following:
 - a) If an individual, the name, address and telephone number of the individual.
 - b) If a partnership, the name, residence and business address and telephone number of each partner.
 - c) If a corporation, the name, business address and telephone number of the corporation and the names of the principal officers, directors and local representatives, their residence and business address, telephone numbers, and if a foreign corporation, whether they are authorized to do business in the state.
 - d) If an employee the name, residence and telephone number of the employee together with written credentials setting forth the exact nature of his employment.
 - e) The length of time for which the right to do business is sought.
 - f) Two current photographs of the applicant or the agent for the applicant who is to do the actual canvassing, soliciting or peddling. Each photograph shall be two inches by two inches showing the head and shoulders of the applicant or agent.
 - g) A brief description of the product or services involved.
 - h) For each applicant or agent or employee of an applicant under the age of 17 years, appropriate working papers shall be filed with the clerk at the time of application.
 - i) A description of the vehicle or vehicles being used in the operation of the canvasser, solicitor and/or peddler along with a license plate number of each vehicle.
 - j) The application must include a copy of the applicant's computerized criminal history (CCH).
 - k) The application must include a copy of the applicant's master driving records. The applicant may obtain a copy of his master driving record from a secretary of state branch office.

860.04 Issuance of license.

The City Clerk or designee, upon timely receipt of a completed application form, evidence of required insurance, and payment of the prescribed license fee, shall issue to the applicant the appropriate license. The license shall contain the signature of the issuing officer and shall show the name, the type of license

issued and the date of issuance and expiration. Before any license is issued to an applicant proposing to sell or solicit for sale any food or product for human consumption, certification must be received from the County Health Officer.

860.05 Display and use of license.

- (1) A licensee shall carry upon his/her person at all times when engaged in the activity for which the license is granted.
- (2) A licensee shall exhibit their license at the request of any properly identified public authority or by any person with whom the licensee is dealing in connection with the licensed activities.
- (3) A licensee shall not loan, sell, give or assign to any other person, or allow any other person to use or display, or to destroy, damage or remove, or to have in his possession, any license which has been issued to the licensee.
- (4) No person shall display an expired license, a license for which a duplicate has been issued, a license which has been suspended or revoked, or a license which was approved and issued for another person.
- (5) No person shall write upon, alter, amend, modify, change or damage a license, except as required by this article or as authorized by the city clerk.

860.06 Prohibited conduct.

In addition to other provisions of this chapter, no person shall:

- (1) Enter a private residence under pretenses other than for soliciting or peddling.
- (2) Remain in a private residence or on the premises thereof after the owner or occupant thereof has requested any such person to leave.
- (3) Enter upon the premises of a private residence to solicit or peddle when the owner or occupant thereof has displayed a "no soliciting" or "no peddling" sign on such premises.
- (4) Conduct business or any activities permitted by this chapter in such a manner as to obstruct the free and uninterrupted passage of the public along the sidewalk. A violation of this subsection shall be a civil infraction (see Section 804.99 for general Code Penalty).
- (5) Solicit or peddle at a private residence prior to 9:00 a.m. and after 8:00 p.m., or at any time on a Sunday or on a state or national holiday.
- (6) Visiting any dwelling or residence without an appointment where a sign is displayed stating "no peddlers," "no solicitors," "no salespersons," "no trespassing" or words of similar meaning.
- (7) Solicit or peddle on a street or within an area which has been closed by City of Coopersville Traffic Order for an art fair, street fair or other special event, except where special permits are issued in accordance with standards established by City Council.

860.06 Fees.

The application and license fees shall be set from time to time by resolution of the City Council.

860.07 Exemptions.

- (1) Any person under 18 years of age, when engaged in soliciting or peddling on foot in the neighborhood of their residence under the direct supervision of a school or a recognized charitable or religious organization, shall be wholly exempt from the requirements of this chapter.
- (2) Any person, other than the person qualifying for exemption under subsection (1) above, soliciting or peddling on behalf of and solely for the benefit of a nonprofit corporation, ecclesiastical corporation, fraternal association or other entity which is recognized by the United States Internal Revenue Service and the state of Michigan as a nonprofit entity and whose earnings are exempt from federal and state income tax shall be exempt from the license fee requirement of section 860.06, but shall comply with all other requirements of this chapter.

860.08 Indemnification.

Application for a license under this chapter shall be deemed as agreement by the applicant to observe all pertinent laws and regulations of the city and defend, indemnify, and save harmless the city from all damages or actions at law that may arise or may be brought on account of injury to persons or property resulting from the licensee's activities under this chapter.

860.09 Refusal, suspension or revocation.

Licenses requested under this article may be refused and licenses issued may be suspended or revoked by the city clerk for cause, such as:

- (1) Fraud, misrepresentation or false statement contained in the applications for license.
- (2) Fraud, misrepresentation or false statement made in the operation of a business.
- (3) Any violation of this chapter or any other provision of the city code.
- (4) Conducting a business in an unlawful manner or in such manner as to constitute a breach of the peace or to constitute a menace to the health, safety or welfare of the public.
- (5) The failure or inability to meet and satisfy the requirements and provisions of this chapter and any other provisions of this code.

The applicant or licensee shall have the right to a hearing before the council on any such action of the city clerk, provided a written request therefore is filed with the city clerk within 5 days after receipt of said notice of such suspension. The council may confirm such suspension or revoke or reinstate any such license. The action taken by the council shall be final. Upon suspension or revocation of any license or permit, the fee therefore shall not be refunded. Except as otherwise specifically provided in this Code, any licensee whose license has been revoked shall not be eligible to apply for a new license for the trade, profession, business or privilege for a period of 1 year after such revocation.

860.10 Penalties.

See Section 804.99 for general Code Penalty.

By filing this application, I acknowledge I have read the above conditions. By signing this application I affirm that the information provided is accurate and that, if a license is granted, I will abide by all applicable ordinances, statutes, regulations and laws.

Applicant's Signature: _____ Date: _____

CITY CLERK'S OFFICE USE ONLY	
Application received by: _____	Date received: _____
Application Fee (\$50.00 non-refundable) _____	
License Fee (\$25.00 +\$5.00 per day per person) _____	
Current Photos _____	Computerized Criminal History (CCH) _____
Master Driving Record _____	
City Clerk's approval: _____	Date: _____
Permit No. _____	