

CITY OF NEW HAVEN, INDIANA
APPLICATION FOR PEDDLER'S LICENSE

Name: _____
Current Physical Address: _____
City/State/Zip: _____
Phone Number: _____
Date of Birth: _____

Doing Business As:

Name: _____
Address: _____
City/State/Zip: _____
Phone Number: _____

Description Of Business Conducted, Goods/Property Sold, Or Purposes Of Non-Commercial Solicitation:

Date(s) of Event/Solicitation: _____

License Duration: \$25.00 per day per person excluding Sundays. Once collected, fee is non-refundable.

Location Where Business Will be Conducted:

Application Checklist:

- ____ **License Fee:** Check above for license duration, submitted to Clerk-Treasurer
____ **Surety/Cash Bond:** \$500 surety or cash bond filed with Clerk-Treasurer, conditioning that the applicant will comply fully with the provisions of Chapter 113 of the New Haven City Code.
____ **Proof of ID:** A valid government-issued photo ID for each person working.

The completed application, license fee, surety bond/cash, proof of ID need to be brought in person to New Haven City Hall at 815 Lincoln Hwy East New Haven, In for the permit to be issued.

Signature of Applicant

Date: _____

Clerk/Treasurer, City of New Haven

Date: _____

1st Reading 10-7-21

2nd Reading 10-19-21

ORDINANCE NO. G-21-23

**AN ORDINANCE AMENDING CHAPTER 113 OF THE
NEW HAVEN CITY CODE REGARDING REGULATION OF
PEDDLERS, SOLICITORS AND ITINERANT MERCHANTS**

WHEREAS, Chapter 113 of the New Haven City Code regulates peddlers, solicitors and itinerant merchants; and,

WHEREAS, from time to time, it is appropriate to amend the New Haven City Code to reflect changes in the City and in the business community.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW HAVEN, ALLEN COUNTY, INDIANA, THAT THE NEW HAVEN CITY CODE IS AMENDED AS FOLLOWS:

CHAPTER 113: PEDDLERS, SOLICITORS AND ITINERANT MERCHANTS

Section

113.010	Article 1 - General Provisions
113.011	Operation or Use of Vehicles and Equipment on Streets and Other Public Places; Hours of Operation
113.012	Exceptions
113.013	Person
113.020	Article II - Peddlers
113.021	Definition
113.022	License Required
113.023	Application
113.024	Fees
113.025	License to be Carried by Licensee
113.026	Suspension or Revocation
113.027	Bond Required
113.030	Article III – Penalty
113.031	Penalty

§ 113.010 ARTICLE I - GENERAL PROVISIONS

§ 113.011. Operation or Use of Vehicles and Equipment on Streets and Other Public Places; Hours of Operation.

No vehicle or other equipment shall be operated or otherwise used on the public streets, sidewalks, parks or other public ways or places in the City of New Haven between the hours of 7:00 p.m. and 9:00 a.m. or on Sundays, by any person licensed under this Ordinance for the purpose of carrying on the licensed activity under Article II of this Ordinance, so as to protect the ability of residents to be free from sales calls at their dwellings and elsewhere during certain portions of each day.

§ 113.012 Exceptions [Optional]

Any person associated with any public or private school or any youth activities such as, but not limited to, girl scouts, boy scouts, church youth groups or youth athletic leads, shall be exempt from the provisions of this Ordinance. Decisions on whether a person should be provided an exception shall reside with the Clerk-Treasurer. Any decision by the Clerk-Treasurer may be appealed to the Board of Works. This exception shall not apply to any person or organization that is selling subscriptions for magazines or books.

§ 113.013 Person

Whenever the word "person" is used in this Ordinance, the word means any individual, firm, co-partnership, corporation, company, association or joint stock association, church, religious organization, religious denomination, society, organization

or leave and includes any trustee, receiver, assignee, agent or other similar representative.

§ 113.020 ARTICLE II - PEDDLERS

§ 113.021 Section 1. Definition.

The term "peddler," as used in this Ordinance, shall be construed to mean any person who travels from door-to-door and to use its public streets, sidewalks, parks or other public ways or places to (1) sell or offer for sale, or display for sale, any goods, wares or merchandise to any person not a dealer therein; or (2) take orders for the purchase of goods, wares or merchandise by samples of those catalogs or subscriptions for magazines and/or books from any person not a dealer therein; or (3) sell or offer to sell, or take orders for the sale of services including, but not limited to, landscaping, painting, snow removal, home improvement, or any other services to be performed for those who wish to purchase them.

§ 113.022 License Required

No person shall operate as a peddler within the limits of the City of New Haven unless the person has obtained a license in accordance with this Ordinance. Additionally, no person shall act as a helper or assistant to a peddler without a separate license obtained in accordance with this Ordinance.

§ 113.023 Application

Any person seeking a license as a peddler shall apply to the Clerk-Treasurer of the City with the proper forms furnished by the Clerk-Treasurer signed and completed by the applicant. The applicant shall specify in writing:

1. Applicant's name, telephone number, email, date of birth and permanent home address;
2. The name, address and telephone number under which the applicant will be doing business;
3. A description of the business that will be conducted, goods or property to be sold, or purpose of the non-commercial solicitation;
4. The duration of license requested;
5. The place where business will be conducted; and
6. A valid government issued photo ID of the applicant.

§ 113.024 Fees

A person seeking a peddler's license under this Ordinance shall pay at the time the application is filed, a non-refundable fee of [\$25] for each day the license is to be in effect.

§ 113.025 License to be Carried by Licensee

Each license granted under this Ordinance to a peddler shall be kept on the person of the peddler, with them at all times while working in a manner subject to this ordinance.

§113.026 License, Transferability and Revocation

- (1) The term of the license issued in this Chapter shall be for the duration purchased.
- (2) All licenses are non-transferable.

§ 113.027 Bond Required

(A) At the time the license is issued, the peddler shall deliver to the Clerk-Treasurer his or her bond in the amount of \$500 with acceptable surety thereon, or, in lieu of such surety, cash or a certified check in the amount of \$500 made payable to the City.

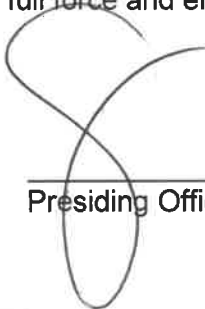
(B) The bond shall run to the City and its citizens, and shall be conditioned so as to indemnify any citizen of the City for the repayment of any purchase from or payment made by any citizen to the peddler, for any faulty or defective item or for any sales made to the citizen through misrepresentation or fraud.

§ 113.030 ARTICLE III - PENALTY

§ 113.031 Penalty.


Any person violating any provisions of this Chapter shall be fined a sum not exceeding \$500, and each day of violation shall be considered a separate offense.

This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



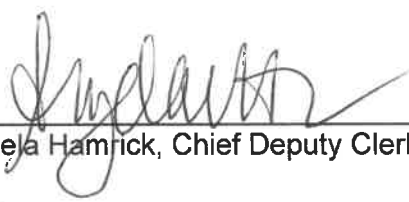
Presiding Officer

ATTEST:



Angela Hamrick, Chief Deputy Clerk

Presented by me to the Mayor of the City of New Haven, Indiana, on this 19th day of October, 2021 at the hour of 7:15 p.m.



Angela Hamrick, Chief Deputy Clerk

This Ordinance approved and signed by me on this 19th day of October, 2021 at the hour of 7:16 p.m.



Steve S. McMichael, Mayor