

**CITY OF ARKANSAS CITY, KANSAS  
APPLICATION FOR PEDDLERS PERMIT**

1. Name of Applicant: \_\_\_\_\_

\_\_\_\_\_  
(Legal Address)

\_\_\_\_\_  
(City, State, Zip)

\_\_\_\_\_  
(Telephone Number)

\_\_\_\_\_  
(Name of responsible party if applicant  
is corporation or organization)

2. Local Address: \_\_\_\_\_  
(Street)

\_\_\_\_\_  
(Local Telephone Number)

(This shall be address & telephone number at which the applicant can be reached locally for the time during which business is to be conducted in the City. If this address changes, the City shall be notified in writing. Failure to do so is grounds for revocation.)

3. Kansas Sales Tax Certificate Number: \_\_\_\_\_  
(or proof of exemption)

4. Other Applicant Information:

\_\_\_\_\_  
(Drivers Lic. #) (State) (Expiration Date)

\_\_\_\_\_  
(Date of Birth) (Height) (Weight) (Hair Color) (Eye Color)

\_\_\_\_\_  
(Any Identifying Mark) (Sex) (Race)

5. Describe the nature of the business you intend to conduct. Include the description of goods to be sold, method of sale, timing of delivery and payment, etc. In the event such goods or products are of farm or orchard, please indicate if they were grown or produced by the applicant or other parties.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. If applicant is employed by other than the previously identified corporation or organization, please provide name and address of the employer:

\_\_\_\_\_  
(Name) (Street) (City, State, Zip) (Telephone Number)

7. If motor vehicles are used, please provide the following information:

Vehicle #	Make/Model	Year	Color	Vehicle License Number	State
1	_____	_____	_____	_____	_____
2	_____	_____	_____	_____	_____
3	_____	_____	_____	_____	_____

(Attach additional sheet if necessary)

8. If additional salespersons are used, please list, indicating name, address, drivers license number, and date of birth for each.

Name	Address	Drivers License #	Date of Birth
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(Attach additional sheet if necessary. Each salesperson will be issued a separate decal)

9. Please indicate the period of time for which the right to do business is desired: \_\_\_\_\_

10. Please provide the names of two reliable property owners of the City of Arkansas City, KS, who will certify as to the applicant's good character and business responsibility:

_____ (Name)	_____ (Name)
_____ (Street)	_____ (Street)
_____ (City, State, Zip)	_____ (City, State, Zip)
_____ (Telephone Number)	_____ (Telephone Number)

(In lieu of references, please provide other available evidences as to the character and business responsibility of the applicant)

11. I **have, have not** (circle one) been convicted of any crime, misdemeanor or violation of any municipal ordinance, state or federal law. (If answer is affirmative, please describe the nature and date of the offense and the penalty assessed.) \_\_\_\_\_

\_\_\_\_\_  
(Date)                      \_\_\_\_\_  
(Signature of Applicant)

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RECEIVED: \_\_\_\_\_  
(City Clerk)                      \_\_\_\_\_  
(Date)

APPROVED: \_\_\_\_\_  
(Chief of Police)                      \_\_\_\_\_  
(Date)

Application Fee	_____	License # _____
License Fee	_____	
Badges Issued _____ @ \$10.00 each	_____	
Total	\$ _____	
Effective Date of License: From: _____	To: _____	(inclusive)

**5.48.040 Going on private premises--Solicitors and peddlers--License requirements.**

The practice of going in and upon private residences or private businesses within the City by solicitors or peddlers, without having been requested or invited to do so by the owner or owners, occupant or occupants of such residence or business premises, for the purpose of soliciting orders for the sale of goods, wares and merchandise and/or for the purpose of disposing of and/or peddling or hawking the same, is declared to be a nuisance and unlawful without first making proper application therefore and obtaining the proper license permit. The term soliciting or its derivatives, solicit or solicitation, shall not be applicable to those activities, the proceeds of which are for the exclusive use of a charitable, religious, political or other nonprofit purpose, having achieved such status under the Internal Revenue Service Code.

A. FILING APPLICATION. Applicants for permit and license under this section must file with the City Clerk a sworn application in writing, in duplicate, on a form to be furnished by the City Clerk which shall give the following information:

1. Name and description of the applicant, including date of birth and driver's license number, if applicable. If the applicant is a firm, corporation, association, club, partnership, or society or other organization, an individual must be named and designated as responsible person for the applicant;
2. Address, legal and local, and proof of sales tax certificate number as issued by the State, or proof of exemption therefrom;
3. A description of the nature of the business and a list of the salespersons to operate under the permit, itemization of goods to be sold, and, in the case of products of farm or orchard, whether produced or grown by the applicant;
4. If employed, the name and address of the employer, together with motor vehicle license number or other means of identification;
5. The length of time for which the right to do business is desired;
6. The names of at least two reliable property owners of the City, who will certify as to the applicant's good character and business responsibility or, in lieu thereof, the names of references, and any other available evidence as to the character and business responsibility of the applicant as will enable an investigator to properly evaluate such character and business responsibility;
7. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, State or Federal law, the nature of the offense and the punishment or penalty assessed therefor;
8. At the time of filing the application, a fee of Ten Dollars (\$10.00) shall be paid to the City Clerk to cover the costs of administration.

B. INVESTIGATION AND ISSUANCE.

1. Upon receipt of such application, the original shall be referred to the Chief of Police, who shall cause such investigation of the applicant's business and moral character to be made as he deems necessary for the protection of the public good. Investigation shall be completed within a forty-eight (48) hour time period;
2. If as a result of such investigation the applicant's character or business responsibility is found to be satisfactory, the Chief of Police shall endorse on the application his approval and shall return said application to the City Clerk, who shall upon payment of the prescribed license fee, deliver to the applicant his permit and issue a license. Such license shall contain the signature and seal of the issuing officer and shall show the name and address of said licensee, the class of license issued and the kind of goods to be sold thereunder, the amount of fee paid, the date of issuance and the length of time the same shall be operative as well as the license number and other identifying description of any vehicle used in such peddling. The City Clerk shall keep a permanent record of all licenses issued.

C. FEES.

1. COMPUTATION:
  - a) One day \$ 30.00

- b) Per month 75.00
- c) Biannual 150.00
- d) Annual 250.00
- e) Salesperson decals 10.00 per salesperson.

- 2. No fee shall be required of anyone selling products of the farm or orchard actually produced by the vendor.
- 3. No fee shall be required for any organization which is operated exclusively for charitable, religious, political or nonprofit purposes. An organization is deemed to be nonprofit if it has achieved such status under the Internal Revenue Service Code.
- 4. BASIS OF FEES. For the purpose of this section, any period of seven (7) calendar days or less shall be considered one (1) week; any period of more than seven (7) calendar days and not more than thirty (30) calendar days shall be considered one (1) month; any period of more than one (1) calendar month shall be treated as a year, other than for the biannual fee as hereinabove expressly provided. The annual fees herein provided for, shall be assessed on a calendar-year basis without proration.

D. LICENSE PERMITS. The City Clerk shall issue to each licensee at the time of delivery of his license a decal or other suitable badge bearing the words Licensed Peddler and indicating the period of time in which the license is issued. In the event the licensed peddler is a firm, corporation, association, club, copartnership, or society, or any other organization, each salesperson shall be issued a decal or badge for an additional fee as hereinbefore set out. If a motor vehicle is to be utilized by the peddler, the decal or badge shall be affixed in a conspicuous manner; otherwise the decal or badge shall be worn constantly by the licensee in such a way as to be conspicuous during such time as said licensee is engaged in peddling.

E. TRANSFER. No license or badge issued under the provisions of this section shall be used or worn at any time by any person other than the one to whom it is issued.

F. REVOCATION OF LICENSE. Permits issued under the provisions of this section may be revoked for any of the following causes:

- 1. Fraud, misrepresentation or false statement contained in the application for license;
- 2. Fraud, misrepresentation or false statement made in the course of carrying on the business as peddler;
- 3. Any violation of this section;
- 4. Conviction of any crime or misdemeanor involving moral turpitude;
- 5. Conducting the business of peddling in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public;
- 6. Failure to collect and submit State and local sales taxes.

G. EXPIRATION OF LICENSE. All annual licenses issued under the provisions of this section shall expire on the thirty-first day of December in the year issued. Other than annual, licenses shall expire on the date specified in the license.

H. PENALTY. Any person violating any of the provisions of this section shall, upon conviction thereof, be punished in accordance with the general penalty provisions of the Arkansas City Municipal Code.

(Ord. 4049 § 7, 2005; Ord. 3327 § 1 (part), 1986: prior code § 14-601)