



Solicitor/Transient Vendor Permit Application

Spring Hill Municipal Code Title 9 Chapter 2 requires that any peddler, canvasser, solicitor or transient merchant wishing to operate within the corporate limits of the City of Spring Hill obtain a Solicitor/Transient Vendor Permit.

One permit application must be submitted for each person who will be soliciting or vending in the City, along with an investigation fee of \$10.00 per application. Each applicant must attach a color copy of his/her driver's license or State ID to the application. The Spring Hill Police Department will conduct a background check for each applicant, and it takes at least 72 hours to get these results from the Police Department. In addition to this application and investigation fee, every permittee shall file with the City Recorder a \$1,000.00 surety bond or certificate of insurance which specifically names the City of Spring Hill as the certificate holder.

All applications and investigation fees must be submitted to the City Recorder's office located inside the Spring Hill City Hall at 199 Town Center Parkway, Spring Hill, TN 37174. They may also be mailed to the City of Spring Hill at P.O. Box 789, Spring Hill, TN 37174.



THE CITY OF SPRING HILL

199 Town Center Parkway • Spring Hill, Tennessee 37174

931-486-2252

www.springhilltn.org



INVESTIGATION FEE
Date: _____
Receipt No. _____
Amount: \$10.00



FINAL PAYMENT
Date: _____
Receipt No. _____
Amount: \$ _____
TRANSIENT VENDOR

CITY OF SPRING HILL

SOLICITOR/TRANSIENT VENDOR PERMIT APPLICATION

1. Full Name: _____ Date of birth: _____
 Driver's License No./State: _____
 Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____

2. Permanent Home Address: _____
 Address in Spring Hill: _____
 Address from which sales will be made (transient merchants): _____

3. Kinds of goods or business (description): _____

4. If employed, name and address of employer: _____

Credentials must be furnished from employer establishing the exact relationship.

5. How long do you wish to do business? _____

6. Names and phone numbers of two (2) reputable local property owners who will certify as to moral reputation and business responsibility (if not available, other evidence as to the moral reputation and business responsibility must be furnished.).

7. Have you been arrested or convicted of any crime or misdemeanor or for violating any municipal ordinance? If yes, state location (city and state) of occurrence and date of offense. Give details as to nature and penalty for punishment.

8. Name the last three (3) cities or towns where you carried on business immediately preceding the date of this application. Transient merchants furnish address from which business was conducted in these cities or towns.

9. A copy of your current driver's license or state issued ID must be submitted with this form.

10. A fee of \$10.00 shall be paid to the City of Spring Hill upon the filing of this application. This is to cover the cost of investigating the facts state herein.

Vehicle Year/Make/Model/Color _____ Tag No/State.: _____

Cell Phone Number: _____ Home Phone Number: _____

Signature: _____ Date: _____

Email Address: _____

APPROVED
Chief of Police: _____
Date: _____

DISAPPROVED
Chief of Police: _____
Date: _____

Submit this form with a \$1,000 Surety Bond or Certificate of Insurance that specifically names the individual completing this application AND lists the City of Spring Hill as the certificate holder.

CHAPTER 2: PEDDLERS AND THE LIKE

Section

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- 9-202 Exemptions
- 9-203 Application for permit
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§ 9-201 PERMIT REQUIRED.

(A) It shall be unlawful for any peddler, canvasser, solicitor or transient merchant to ply his or her trade within the corporate limits without first obtaining a permit therefor in compliance with the provisions of this chapter.

(B) No permit shall be used at any time by any person other than the one to whom it is issued.

(2011 Code, § 9-201)

§ 9-202 EXEMPTIONS.

The terms of this chapter shall not be applicable to persons selling at wholesale to dealers, nor to newsboys, nor to bona fide merchants who merely deliver goods in the regular course of business, nor to bona fide charitable, religious, patriotic or philanthropic organizations.

(2011 Code, § 9-202)

§ 9-203 APPLICATION FOR PERMIT.

(A) Applicants for a permit under this chapter must file with the City Recorder a sworn written application containing the following:

- (1) Name and physical description of applicant;
- (2) Complete permanent home address and local address of the applicant and, in the case of transient merchants, the local address from which proposed sales will be made;
- (3) A brief description of the nature of the business and the goods to be sold;
- (4) If employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship;
- (5) The length of time for which the right to do business is desired;
- (6) A recent clear photograph approximately two inches square showing the head and shoulders of the applicant;
- (7) The names of at least two reputable local property owners who will certify as to the applicant's good moral reputation and business responsibility, or in lieu of the names of references, such other available evidence as will enable an investigator to evaluate properly the applicant's moral reputation and business responsibility;
- (8) A statement as to whether or not the applicant has been convicted of any crime or misdemeanor or for violating any municipal ordinance and, if so, the nature of the offense and the punishment or penalty assessed therefor; and
- (9) The last three cities or towns, if that many, where applicant carried on business immediately preceding the date of application and, in the case of transient merchants, the addresses from which such business was conducted in those municipalities.

(B) At the time of filing the application, a fee of \$10 shall be paid to the city to cover the cost of investigating the facts stated therein.

(2011 Code, § 9-203)

§ 9-204 ISSUANCE OR REFUSAL OF PERMIT.

(A) Each application shall be referred to the Chief of Police for investigation. The Chief shall report his or her findings to the City Recorder within 72 hours.

(B) If, as a result of such investigation, the Chief reports the applicant's moral reputation and/or business responsibility to be unsatisfactory the City Recorder shall notify the applicant that his or her application is disapproved and that no permit will be issued.

(C) If, on the other hand, the Chief's report indicates that the moral reputation and business responsibility of the applicant are satisfactory, the City Recorder shall issue a permit upon the payment of all applicable privilege taxes and the filing of the bond required by § 9-206 of this chapter. The City Recorder shall keep a permanent record of all permits issued.

(2011 Code, § 9-204)

§ 9-205 APPEAL.

Any person aggrieved by the action of the Chief of Police and/or the City Recorder in the denial of a permit shall have the right to appeal to the Board of Mayor and Aldermen. Such appeal shall be taken by filing with the Mayor within 14 days after notice of the action complained of, a written statement setting forth fully the grounds for the appeal. The Mayor shall set a time and place for a hearing on such appeal and notice of the time and place of such hearing shall be given to the appellant. The notice shall be in writing and shall be mailed, postage prepaid, to the applicant at his or her last known address at least five days prior to the date set for hearing, or shall be delivered by a police officer in the same manner as a summons at least three days prior to the date set for hearing.

(2011 Code, § 9-205)

§ 9-206 BOND.

Every permittee shall file with the City Recorder a surety bond running to the city in the amount of \$1,000. The bond shall be conditioned that the permittee shall comply fully with all the provisions of the ordinances of the city and the statutes of the state regulating peddlers, canvassers, solicitors, transient merchants, itinerant merchants or itinerant vendors, as the case may be, and shall guarantee to any citizen of the city that all money paid as a down payment will be accounted for and applied according to the representations of the permittee, and further guaranteeing to any citizen of the city doing business with said permittee that the property purchased will be delivered according to the representations of the permittee. Action on such bond may be brought by any person aggrieved and for whose benefit, among others, the bond is given. The surety may be relieved without costs of all further liability by paying, pursuant to order of the court, the face amount of the bond to the clerk of the court in which the suit is commenced.

(2011 Code, § 9-206)

§ 9-207 LOUD NOISES AND SPEAKING DEVICES.

No permittee, nor any person in his or her behalf, shall shout, cry out, blow a horn, ring a bell or use any sound amplifying device upon any of the sidewalks, streets, alleys, parks or other public places of the city or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the adjacent sidewalks, streets, alleys, parks or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such permittee proposes to sell.

(2011 Code, § 9-207)

§ 9-208 USE OF STREETS.

No permittee shall have any location in the public streets, nor shall any be permitted a stationary location thereon, nor shall any be permitted to operate in a congested area where the operation might impede or inconvenience the public use of the streets. For the purpose of this chapter, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

(2011 Code, § 9-208)

§ 9-209 EXHIBITION OF PERMIT.

Permittees are required to exhibit their permits at the request of any police officer or citizen.

(2011 Code, § 9-209)

§ 9-210 POLICE OFFICERS TO ENFORCE.

It shall be the duty of all police officer to see that the provisions of this chapter are enforced.

(2011 Code, § 9-210)

§ 9-211 REVOCATION OR SUSPENSION OF PERMIT.

(A) Permits issued under the provisions of this chapter may be revoked by the Board of Mayor and Aldermen after notice and hearing, for any of the following causes:

- (1) Fraud, misrepresentation or incorrect statement contained in the application for permit, or made in the course of carrying on the business of solicitor, canvasser, peddler, transient merchant, itinerant merchant or itinerant vendor;
- (2) Any violation of this chapter;
- (3) Conviction of any crime or misdemeanor; and
- (4) Conducting the business of peddler, canvasser, solicitor, transient merchant, itinerant merchant or itinerant vendor, as the case may be, 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.

(B) Notice of the hearing for revocation of a permit shall be given by the City Recorder in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed to the permittee at his or her last known address at least five days prior to the date set for hearing, or it shall be delivered by a police officer in the same manner as a summons at least three days prior to the date set for hearing.

(C) The Mayor may suspend a permit pending the revocation hearing where he or she deems it reasonably necessary in the public interest.

(2011 Code, § 9-211)

§ 9-212 REAPPLICATION.

No permittee whose permit has been revoked shall make further application until a period of at least six months has elapsed since the last revocation.

(2011 Code, § 9-212)

§ 9-213 EXPIRATION AND RENEWAL OF PERMIT.

Permits issued under the provisions of this chapter shall expire on the same date that the permittee's privilege license expires and shall be renewed without cost if the permittee applies for and obtains a new privilege license within 30 days thereafter. Permits issued to permittees who are not subject to a privilege tax shall be issued for one year. An application for a renewal shall be made substantially in the same form as an original application. However, only so much of the application shall be completed as is necessary to reflect conditions which have changed since the last application was filed.

(2011 Code, § 9-213)

§ 9-214 TEMPORARY AND TRANSIENT VENDORS OR PEDDLERS.

(A) (1) A **TRANSIENT VENDOR** is hereby defined to be an individual who is not a resident of the city who intends to offer for sale goods or services within the city. A **TEMPORARY VENDOR** is hereby defined to be an individual who intends to offer goods or services for sale within the city only for special events or on an infrequent basis.

(2) In addition to all of the other requirements of this chapter, either of such vendors shall be required to cause the bond required under § 9-206 of this chapter to contain an additional condition that the permittee shall remove all debris and refuse from the area occupied by such permittee in conducting its sales or other activities.

(3) In the event such permittee is unable to post this bond, it may in lieu thereof deposit the sum of \$100 with the City Recorder, which will be returned to such permittee ten days after the vendor ceases to operate within the city if, at that time, the Chief of Police certifies that all of the conditions of this section and § 9-206 of this chapter have been satisfied.

(B) In addition to all other fees, any such permittee shall likewise deposit the sum of \$10 for each day that it intends to be engaged in business within the city.

(2011 Code, § 9-214)