

## **ARTICLE II. PEDDLERS, HAWKERS AND SOLICITORS\***

### **Sec. 8-21. Registration – Required.**

It shall be unlawful for any person over sixteen (16) years of age to solicit orders of purchase for future delivery of or to hawk, peddle or vend any goods, wares or merchandise, including magazines and other printed matter, from door-to-door or on any street or highway within the town without first registering with the first selectman and having his credentials stamped as provided in this article. Registration shall not constitute a permit to enter privately policed areas. This article shall not apply to mail or telephone solicitation.

### **Sec. 8-22. Same – Application contents.**

- (a) An applicant for permission to solicit, hawk, peddle or vend under the terms of this article shall complete an application blank provided by the board of selectmen, which application blank shall contain the following information:
  - (1) The name, home address and local address, if any, of the applicant;
  - (2) A physical description of the applicant setting forth the applicant's age, date of birth, height, weight and color of hair and eyes;
  - (3) The name and address of the person, firm or corporation for whom or through whom orders are to be solicited or cleared or goods and merchandise obtained;
  - (4) The nature of the goods, wares or merchandise which are to be sold or for which orders are to be solicited;
  - (5) A statement as to whether the applicant has been arrested or convicted of any crime or misdemeanor and, if so, what;
  - (6) A statement as to the period during which the applicant intends to solicit, hawk, peddle or vend.
- (b) The applicant, at the time of executing such application blank, shall also submit identification satisfactory to the first selectman which shall contain a specimen of the applicant.

### **Sec. 8-23. License fee; contents, stamping and issuance of credentials.**

Upon compliance by the applicant with the provisions of section 8-22 and the payment of a license fee for a one-day license, for a one-week license or for a six-month license in advance by the licensee to the town, which fees shall be as established from time to time, the first selectman shall stamp the credentials of the applicant, which credentials shall set forth the name and address of the applicant and of his employer, if any; the nature of the goods, wares or merchandise for which orders are to be solicited, hawked, peddled or vended; and the period during which the applicant may solicit, hawk, peddle or vend which shall be for either one(1) day, one (1) week or six (6) months, as appropriate; provided, however, that the first selectman shall not be required to grant such permission to any person who has been convicted of any crime or misdemeanor involving moral

turpitude or of any violation of this article. Charitable, religious or educational organizations as defined in IRS code 50(c) shall not be required to pay a license fee.

#### **Sec. 8-24. Rights and responsibilities of holder of credentials.**

Stamped credentials shall be nontransferable and shall entitle the holder, for the period indicated, unless revoked, to solicit orders within the town for the purchase of the goods, wares or merchandise specified in his application. The holder shall have his stamped credentials, in his possession at all times while soliciting orders and shall exhibit the credentials at any time upon request by a police officer or any purchaser or prospective purchaser.

#### **Sec. 8-25. Conduct.**

Any person soliciting within the town, whether or not required to register under the provision of this article, shall conform to the following:

- (1) The solicitor shall conduct himself at all times in an orderly and lawful manner.
- (2) The solicitor shall give a written receipt for all orders taken within the town, which receipt shall be signed by the solicitor and shall set forth a brief description of the goods, wares or merchandise ordered, the total purchase price thereof, and the amount of the down payment received by the solicitor from the purchaser.

#### **Sec. 8-26. Hours of sale.**

No person shall solicit orders of purchase for future delivery of any goods, wares or merchandise, including magazines and other printed matter, nor shall any person hawk, peddle or vend from door-to-door or on any street or highway within the town before the hour of 7:00 a.m. or after the hour of 8:00p.m. between the dates of April 1 and October 1, and before the hour of 8:00a.m. or after the hour of 6:00 p.m. between the dates of October 1 and April 1.

#### **Sec. 8-27. Exemptions.**

- (a) This article shall not apply to salesmen selling goods to retail or wholesale stores for resale; to sales by farmers or gardeners of the produce of their farms and gardens; to the sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods; to wholesalers selling and delivering their wares and goods to the merchants of the town; to goods, merchandise or foodstuffs sold and delivered by the merchants of the town; to vendors of newspapers or periodicals; to the sales of goods by student of the schools of the town, providing such sales have been approved by the board of education.

- (b) This article shall not apply to those persons exempted by the statutes of the state. The license fee may be waived by the first selectman for students in the public schools of the town.

**Sec. 8-28. Appointment and responsibilities of assistant to perform clerical functions of article.**

The board of selectmen may appoint any person to perform the clerical functions of registering solicitors, hawkers, peddlers or vendors under this article; provided, however, that such agent shall not receive any separate compensation from the town for the performance of any duties under this article and shall not refuse to stamp the credentials of any solicitor except upon the direction of the first selectman. The cancellation of the credentials stamp shall be effected only by the first selectman or by some other member of the board of selectman designated by him.

**Sec. 8-29. Violations; penalties.**

Any person violating any of the provisions of this article or making any false statements or misrepresentations of fact for the purpose of obtaining permission to solicit orders shall, upon conviction thereof and in addition to other penalties provided by law, be punished as provided in section 1-10 of the Code and, pending trial therefore, the first selectman may suspend permission to solicit. Upon the conviction of any registered person for any crime or offense under this article or involving moral turpitude, the stamped credentials of such person shall be delivered to the first selectman and the first selectman's stamp on the credentials shall be canceled and such person shall not thereafter solicit orders in the town without reregistering.