

TOWNSHIP OF CLINTON
GENERAL LAW ORDINANCE NUMBER 102009

AN ORDINANCE TO ESTABLISH A PEDDLERS, SOLICITORS AND TRANSIENT TRADERS ORDINANCES FOR THE TOWNSHIP OF CLINTON.

THE TOWNSHIP OF CLINTON ORDAINS:

SECTION 1. DEFINITIONS. Peddler, person engaged in commercial solicitation, or transient trader means any individual traveling either by foot, automotive vehicle, or any other type of conveyance from place to place, from house to house, or from street to street, taking or attempting to sell or take order for sale of goods, wares and merchandise, farm products, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed immediately, in the future, whether or not such individual has, carries or exposes for sale a sample of the subject to such sale or whether he is collecting advance payments on such sales or who without traveling from place to place, shall sell or offer the same for sale from a yard, wagon, stand, street, alley, public place, automotive vehicle or other vehicle or conveyance; or who shall sell or offer the same for sale along an established route with an established customer list.

SECTION 2. PERMIT EXCLUSIONS. Properly permitted garage sales are exempt from this article. The Clinton Community Schools, nonprofit organizations or groups including religious groups do not need a permit to solicit for commercial purposes if they provide the Township with advanced notice of the solicitation and its purpose.

SECTION 3. STATE LICENCED BUSINESS. The fact that a license or permit has been granted to any person by the state, any of its subdivisions or the village, to engage in the operation, conduct or carrying on of any trade, profession, business or privilege shall not exempt such person from the necessity of securing a permit from the Township if such license or permit is required by this Code. Applicants must provide the Township with a copy of the license or permit at time of application.

SECTION 4. PERMIT REQUIRED. It shall be unlawful for any peddler, person engaged in commercial solicitation or transient trader to engage in such business within the limits of the Township without first obtaining a permit therefore in compliance with the provisions of this article.

SECTION 5. CLINTON FALL FESTIVAL. No permits shall be issued and all issued permits shall not be effective for all fall festival locations during the fall festival weekend from 6:00 AM Thursday to 12:00 midnight Sunday. All vendors, peddlers, persons engaged in commercial solicitation, and transient traders, who shall have made application to the Clinton Fall Festival and who have been authorized by the Clinton Fall Festival to conduct their trade or business during that year's Fall Festival shall be deemed to satisfy the permit requirements herein for conducting their business for that year's Fall Festival.

SECTION 17. APPLICATION DENIAL OR REVOCATION; GROUNDS. The Supervisor may deny an application or revoke an approved permit for doing or omitting any act, or permitting any condition to exist in connection with any trade, profession, business or upon any premises or facilities used in connection therewith, which act, omission or condition is:

- (1) Contrary to the health, safety or welfare of the public;
- (2) Unlawful, irregular or fraudulent in nature;
- (3) Unauthorized or beyond the scope of the permit granted;
- (4) Forbidden by the provisions of this Code or any duly established ordinance, rule or regulation of the village.
- (5) Conviction of any crime or misdemeanor involving moral turpitude.
- (6) Conducting the business or commercial soliciting, or 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.

SECTION 18. REQUEST FOR APPEAL. The denied applicant or revoked permittee must notify the Township clerk within 14 days of the date on the denied application or the revoked permit notice if they want to appeal the decision of the Supervisor. The request must be properly postmarked or date stamped at the Township office. The request must specifically state the grounds for the appeal.

SECTION 19. RIGHT OF APPEAL; HEARING Any person aggrieved by the action of the Supervisor in the denial of an application or revocation of a permit as provided herein shall have the right of appeal to the Clinton Township Board. The Township clerk shall schedule a hearing with notice given to the applicant at their last known address at least ten days prior to the hearing. The decision of the Clinton Township Board on such appeal shall be final and conclusive.

SECTION 20. STATE LAW PROVISIONS. Permits issued under this article shall be subject to the provisions of Act 350 of 1917, of the Public Acts of the State of Michigan.

SECTION 21. PENALTY. Whoever violates any provision of this ordinance is responsible for a municipal civil infraction, and shall be subject to such civil infraction fines and costs as provided in the Township of Clinton Code of Ordinances. Each day that a violation exists or continues shall constitute a separate and additional violation.

SECTION 22. HEADINGS. The headings used in each section of this ordinance are for the purposes of identification and are not a substantive part of this ordinance.

SECTION 23. SEVERALBILITY. If any section of this ordinance is held invalid by operation of law or by any tribunal of competent jurisdiction, or if compliance with or enforcement of any section should be ruled invalid by such tribunal, the remainder of the ordinance shall not be affected thereby.

SECTION 24. CONFLICT. In the event that there is conflict with any other ordinance, this ordinance shall supersede.

SECTION 25. EFFECTIVE DATE. This ordinance shall be effective twenty (20) days

CLINTON TOWNSHIP OF LENAWEE COUNTY
Solicitor's Application/Permit

Solicitor Name _____

Home Address _____

Home Phone _____

Cell Phone _____

Vehicle Description: Make _____ Model _____ Color _____

License Plate Number: _____

Driver's License (Photo Copy Required)

Period for which this permit will be required from _____ to _____

What product will you be selling?

COMPANY INFORMATION:

Name: _____

Address: _____

Company Telephone Number: _____

Contact Name: _____

I attest that the information in this application is true and accurate.

Applicant's Signature

Date

Township Official Siganture