



# APPLICATION FOR PEDDLERS

Business License, P.O. Box 2207, Greenville, SC 29602

The Greenville City Code requires the following information in pursuant of issuing of Business Licenses.

1. Full Name \_\_\_\_\_ Aliases \_\_\_\_\_
2. Residence \_\_\_\_\_  
Street City State Zip Code
3. Employer \_\_\_\_\_
4. Employer Address \_\_\_\_\_  
Street City State Zip Code
5. Place of Birth \_\_\_\_\_ Date of Birth \_\_\_\_\_
6. Age: \_\_\_\_\_ Sex: \_\_\_\_\_ Hgt. \_\_\_\_\_ Wgt. \_\_\_\_\_ Hair: \_\_\_\_\_ Eyes: \_\_\_\_\_
7. Social Security \_\_\_\_\_ Telephone Number ( ) \_\_\_\_\_
8. Description of the nature of business and goods to be sold. \_\_\_\_\_  
\_\_\_\_\_
9. HAVE YOU EVER BEEN ARRESTED, CONVICTED OR FORFEITED BOND FOR ANY OFFENSE OTHER THAN A NON-MOVING TRAFFIC VIOLATION? YES ( ) NO ( ).  
IF YES, ATTACH A SEPARATE SHEET GIVING FULL DETAILS INCLUDING DATE, PLACE, DISPOSITION AND ANY OTHER PERTINENT INFORMATION AS TO EACH AND EVERY OFFENSE.
10. Previous 5 municipalities where the applicant has worked.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
11. Length of time goods are to be sold. \_\_\_\_\_
12. Place where goods are to be sold or orders taken \_\_\_\_\_
13. Where goods are located and the method of delivery \_\_\_\_\_  
\_\_\_\_\_

This application shall be accompanied by a full set of fingerprints and a 2" by 2" photograph of applicant.

The application required shall be accompanied by a non-refundable application fee of \$10.00 for each applicant.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Applicant



# Peddlers Instructions

1. Businesses/Individuals who are applying for a Peddlers License must fill out the following applications:

- Business License Application,
- Peddlers Application
- Background Check Application.

**Note:** There are additional requirements in ordinance/code below.

2. Peddlers fees are as follows:

\$10 non-refundable application fee (pursuant to City Code Section 6-8-34).

30 day permit	\$160.00
2 month to 12 month permit (Pursuant to City Code Section 6-8-37)	Base fee plus \$10 for each additional month, <u>requested at time of application.</u>

3. Businesses/Individuals are subject to all ordinances/codes of the City of Greenville, including, but not limited to, the sections of the ordinance below. **Please read the following sections of the ordinance/code carefully to see what is required to obtain a Peddlers License.**

## **ARTICLE X. PEDDLERS, SOLICITORS AND TRANSIENT MERCHANTS\***

\*Cross reference(s)--Vending or peddling in parks, § 26-45; streets, sidewalks and other public places, ch. 36. State law reference(s)--Control of charitable solicitations, S.C. Code 1976, § 33-55-10 et seq.

### **DIVISION 1. GENERALLY**

Sec. 8-281. Solicitation of occupants of vehicles.

No solicitation shall be permitted of any occupants of vehicles being operated on any public right-of-way, while such vehicles are either moving, standing or parked.

(Code 1985, § 6-8-1)

Sec. 8-282. Records of retailers.

A transient business or temporary business shall keep records in accordance with S.C. Code 1976, § 40-4-710.

Secs. 8-283--8-300. Reserved.

### **DIVISION 2. PEDDLERS\***

\*State law reference(s)--County licensing of peddlers, S.C. Code 1976, § 40-41-10 et seq.

#### **Subdivision I. In General**

##### **Sec. 8-301. Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Peddler means any individual, whether a resident of the city or not, traveling by foot, wagon, automobile, motor truck or any other type of conveyance, from place to place, from house to house, or from street to street, selling, taking or attempting to take orders for the sale of goods, wares and merchandise, or personal property of any nature whatsoever for future delivery, or for services to be furnished or performed in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not. Any business operating within the city with one or more salespersons or one or more motor vehicles or other type of conveyance shall acquire a license for each salesperson. This definition provides for such activity on either a short-term or long-term basis within

the city and applies to any such mobile sales of goods or services, whether or not operated out of a permanent business location in the city.

(Code 1985, § 6-8-11)

Cross reference(s)--Definitions generally, § 1-2.

**Sec. 8-302. Exemption for charitable, educational or religious organizations.**

The provisions of this division shall not apply to solicitations, sales or distributions made by charitable, educational or religious organizations.

(Code 1985, § 6-8-12)

**Sec. 8-303. Entering posted premises.**

It shall be unlawful for any peddler to enter upon any private premises when such premises are posted with a sign stating "No Peddlers Allowed" or "No Solicitations Allowed" or other words to such effect.

(Code 1985, § 6-8-13)

**Sec. 8-304. Refusing to leave premises.**

Any peddler who enters upon premises owned, leased or rented by another and who refuses to leave such premises after having been notified by the owner or occupant thereof, or his agent, to leave the premises and not return shall be deemed guilty of a misdemeanor.

(Code 1985, § 6-8-14)

**Sec. 8-305. Misrepresentation regarding goods or services.**

It shall be unlawful for any peddler to make false or fraudulent statements concerning the quality of his goods, wares, merchandise or services for the purpose of inducing another to purchase the goods, wares, merchandise or services.

(Code 1985, § 6-8-15)

**Sec. 8-306. Hours of operation.**

It shall be unlawful for any peddler to engage in the business of peddling within the city between the hours of one-half hour before sunset and 9:00 a.m. the following morning, or at any time on Sundays, except by specific appointment with or invitation from the prospective customer.

(Code 1985, § 6-8-16)

**Sec. 8-307. Mobile vendors.**

(a) This section shall apply to business licenses issued to vend from any vehicle on public rights-of-way within the city outside the area zoned as CBD central business district. Such vendors must remain mobile and not violate the intent of the zoning regulations by remaining for extended periods of time at one location or in one neighborhood.

(b) Such licensed vendors shall be subject to the following regulations:

(1) No vendor shall remain stationary on a public street or right-of-way more than 30 minutes in any one location conducting business, after which time such vendor must move at least one block or 500 feet, whichever is greater, and shall not return to the same block or location within the next six-hour period. No location shall be used more than twice in any one day.

(2) Each vendor must maintain a litter receptacle available for patrons' use. Excessive litter caused by product packaging may result in revocation of this license.

(3) The licensee must provide to the city, at time of application for a business license, proof of public liability insurance in the currently required amount. Failure to maintain this insurance will result in immediate revocation of the license.

(4) No such vendor shall sound any device which produces an offensive or loud noise to attract customers, and vendors shall not use any public address system on the vehicle to broadcast or advertise products. A bell or musical recording may be sounded for a period not to exceed five minutes to announce the arrival of the vehicle at each location.

(5) Such unit must be self-contained and not utilize any outside power source.

(Code 1985, § 6-8-17)

Secs. 8-308--8-320. Reserved.

## **Subdivision II. Permit**

### **Sec. 8-321. Required.**

It shall be unlawful for any person to engage in business as a peddler within the city without first obtaining a permit to do so.

(Code 1985, § 6-8-31)

### **Sec. 8-322. Contents of application.**

Applicants for a permit under this subdivision shall file with the revenue administrator a sworn application in writing, in duplicate, on a form to be furnished by the revenue administrator, which shall give the following information:

- (1) The name and a description of the applicant;
- (2) The permanent home address and full local address of the applicant;
- (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 establishing the exact relationship;
- (5) The length of time for which the right to do business is desired;
- (6) The place where the goods or property proposed to be sold, or for which orders are taken for the sale thereof, are manufactured or produced, where such goods or products are located at the time the application is filed, and the proposed method of delivery;
- (7) A photograph of the applicant taken within 60 days immediately prior to the date of filing the application, which photograph shall be two inches by two inches in size, showing the head and shoulders of the applicant in a clear and distinguishing manner;
- (8) A statement as to whether or not the applicant has been convicted of any crime or misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor;
- (9) Whether the applicant, upon any sale or order, shall demand, accept or receive payment or a deposit of money in advance of final delivery;
- (10) The last five municipalities wherein the applicant has worked before coming to this city; and
- (11) Such other relevant information as may be required by the investigation of the applicant.

(Code 1985, § 6-8-32)

### **Sec. 8-323. Presentation of driver's license.**

At the time of filing his application for a permit required by this subdivision, the applicant shall present his driver's license, if he has one, to the revenue administrator.

(Code 1985, § 6-8-33)

### **Sec. 8-324. Application fee.**

At the time of filing an application for a permit required by this subdivision, a fee as fixed from time to time by the council shall be paid to the revenue administrator to cover the cost of investigating the facts stated therein.

(Code 1985, § 6-8-34)

### **Sec. 8-325. Submitting false information.**

It shall be unlawful for any person to give any false or misleading information in connection with his application for a permit required by this subdivision.

(Code 1985, § 6-8-35)

**Sec. 8-326. Fingerprinting of applicant.**

At the time of making application for a permit required by this subdivision, the applicant shall submit to fingerprinting by the chief of police.

(Code 1985, § 6-8-36)

**Sec. 8-327. Permit fee.**

Before any permit shall be issued under the provisions of this subdivision, the applicant therefor shall pay a fee, based upon the duration he desires to engage in business in the city, in accordance with a schedule as fixed from time to time by the council.

(Code 1985, § 6-8-37)

**Sec. 8-328. Bond.**

(a) Every applicant for a permit under this subdivision shall file with the city a surety bond running to the city in the currently required amount, with surety acceptable to and approved by the revenue administrator, conditioned that the applicant shall comply fully with all the applicable provisions of this Code, the ordinances of the city and state laws regulating and concerning the business of peddling and guaranteeing 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 peddler, and further guaranteeing to any citizen of the city doing business with such peddler that the property purchased will be delivered according to the representations of such peddler. Action on such bond may be brought in the name of the city to the use or benefit of the aggrieved person.

(b) If the applicant is an agent, employee, canvasser or solicitor of a corporation authorized to do business in this state or registered under the Fictitious Name Act of the state, such corporation or fictitiously named business may furnish one bond in the currently required amount for any and all of its agents, employees, canvassers or solicitors.

(Code 1985, § 6-8-38)

**Sec. 8-329. Investigation of applicant.**

Upon receipt of an application for a permit required by this subdivision, 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. The chief of police shall complete his investigation within one week of receiving the application.

(Code 1985, § 6-8-39)

**Sec. 8-330. Denial.**

If, as a result of investigation, the character or business responsibility of the applicant for a permit under this subdivision is found to be unsatisfactory, the police department shall endorse on the application his disapproval and his reasons for disapproval, and return the application to the revenue administrator, who shall notify the applicant that his application is disapproved and that no permit shall be issued.

(Code 1985, § 6-8-40)

**Sec. 8-331. Issuance.**

If, as a result of investigation, the character and business responsibility of the applicant for a permit under this subdivision are found to be satisfactory, the chief of police shall endorse on the application his approval, execute a permit addressed to the applicant for the carrying on of the business applied for, and return the permit along with the application to the revenue administrator, who shall, upon payment of the required fee, deliver the permit to the applicant.

(Code 1985, § 6-8-41)

**Sec. 8-332. Contents.**

Each permit issued under this subdivision shall contain the signature and seal of the issuing officer and shall show the name, address and photograph of the permittee, the class of permit 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 permit shall be operative, as well as the permit number and other identifying description of any vehicle used in such business. (Code 1985, § 6-8-42)

**Sec. 8-333. Records.**

The revenue administrator shall keep a permanent record of all permits issued under this subdivision. (Code 1985, § 6-8-43)

**Sec. 8-334. Display.**

Every peddler having a permit issued under the provisions of this subdivision and doing business within the city shall display his permit upon the request of any person, and failure to do so shall be deemed a misdemeanor.

(Code 1985, § 6-8-44)

**Sec. 8-335. Term.**

Every permit issued under the provisions of this subdivision shall be valid for the period of time stated therein, but in no event shall any such permit be issued for a period of time in excess of 12 months.

(Code 1985, § 6-8-45)

**Sec. 8-336. Revocation.**

Any permit issued under the provisions of this subdivision may be revoked by the city manager for the violation by the permittee of any applicable provision of this Code, state or federal law, or city ordinance, rule or regulation. The notice and hearing provisions of article II of this chapter shall apply.

(Code 1985, § 6-8-46)

Secs. 8-337--8-350. Reserved.