

Ordinance No. 1984-16 Peddlers

An Ordinance requiring the obtaining of licenses by peddlers and transient merchants, and providing procedures and fees therefor and penalties for violation.

THE VILLAGE OF SOUTH RANGE ORDAINS:

Section 1. That no person shall within the limits of the Village of South Range hawk or peddle or sell by going about from place to place in said Village for that purpose or from any stand, cart, vehicle or other device in the streets, alleys, or in or upon any public grounds, or buildings, in said Village any goods, wares, merchandise or any other kind of property, except as herein specified and after being there-unto duly licensed under the provisions of this Ordinance.

Section 2. Every license issued under this Ordinance shall be signed by the President and Clerk of the Village and shall be sealed with the corporate seal of the municipality. No license issued pursuant hereto shall be assignable or inure to the benefit of any other person or to any other than the person to whom such license was originally issued and such license shall be issued only to an applicant who shall first pay to the Village Clerk the license fee as hereinafter provided. Permits will be given to all non-profit organizations at no cost, but a permit is needed.

Section 3. Every applicant for a license as a hawker, peddler, or transient trader, shall pay therefor as follows: If he intends to sell or offer for sale any goods or merchandise on any street or public place - \$25.00 per day.

Section 4. Every person engaged in the business of hawking and peddling as aforesaid or transient trading within the corporate limits of said Village, shall have a license issued under this Ordinance in his possession and shall exhibit the same to any officer or resident of said Village upon demand.

Section 5. Any license issued under this Ordinance may be revoked by the President of the Village, in his or her discretion, for any improper conduct on the part of the person so licensed and the fee paid for said license shall be forfeited to said Village.

Section 6. Nothing contained in this Ordinance shall be construed to prevent any manufacturer, farmer, mechanic or nurseryman from selling the products of his labor or the product of his farm or otherwise without a license to any merchant for resale; nor shall any wholesale merchant be prohibited by anything herein contained from selling to dealers by sample without a license. But no merchant shall be allowed to peddle or to employ others to peddle goods of his own manufacture without the license in this Ordinance provided.

Section 7. The provisions of this Ordinance shall not be construed in lieu of or in substitution for any statute of this state regulating hawkers and peddlers but shall be in addition thereto and every applicant for a license under the provisions of this Ordinance shall first exhibit his state license and comply with all the requirements of the law of the State of Michigan.

Section 8. That it shall be unlawful for any person, firm or corporation to carry on the business of junk dealer within the corporate limits of said Village.

Section 9. In addition to the penalty imposed in Section 14 of this Ordinance any license granted under the provisions of this Ordinance shall be revoked by the Village Clerk upon conviction of said licensee of a violation of said Ordinance and all monies paid by said licensee to said Village for said license shall be forfeited to said Village of South Range.

Section 10. That it shall be unlawful for any person to ply the vocation of transient trading within the corporate limits of South Range without first obtaining a license as hereinafter provided.

Section 11. A transient trader as used in this Ordinance shall be construed to mean, any person by himself, or in company with others who occupies premises within said Village for a temporary period and offers goods, wares and merchandise of any kind or description for sale; said goods, wares and merchandise so offered for sale not being assessed for taxes in said Village.

Section 12. The Village Clerk is hereby authorized to issue a license to any transient trader to ply his vocation within the corporate limits of said Village, subject to laws and the Ordinance of said Village upon paying to the Clerk the license fee prescribed. Provided, that such license may be revoked by the common council for non-compliance with any of the terms and conditions of such license or on account of any violation of any Ordinance or regulation of said Village by the holder thereof with respect to such business and provided further that such license shall not be transferable.

Section 13. Each license issued under this Ordinance shall be signed by the Clerk of said Village and shall be sealed with the corporate seal of said Village.

~~Section 14. Any person violating any of the provisions of this Ordinance shall upon conviction thereof be guilty of a misdemeanor punishable by a fine of not more than \$100.00 or by imprisonment of not more than 90 days in the County Jail or by both such fine and imprisonment. Any person so convicted shall be ordered to pay court costs.~~

Amended by 2017 Civil Infraction Ordinance:

Converted ordinance violations from misdemeanor offenses to municipal civil infractions and established civil fine schedules.

This Ordinance shall take effect on August 22, 1984.

Approved by the Village Council of the Village of South Range on August 2, 1984.

Agnes Hovinen, President

Katherine Mattson, Clerk

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