

Title 23

**TRANSIENT MERCHANTS, PEDDLERS, SOLICITORS AND CANVASSERS**

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**Sec. 23-101. Itinerant merchant's license.**

No person shall, directly or indirectly, keep a store or sell, vend or retail any goods, wares and merchandise, without being first duly authorized by a license as provided in this title, provided that this title shall not be construed to apply to the sale of goods, wares or merchandise by merchants or other persons who pay an annual tax upon such goods, wares or merchandise, and further provided that this title shall not apply to traveling agents who sell exclusively by samples or otherwise to regular merchants doing business in the Town. (Prior Code, § 23-101)

**Sec. 23-102. Obstructions prohibited.**

No vendor shall in any way obstruct entrances or exits of any business or residence, nor shall they hinder or obstruct pedestrian or vehicular traffic. The issuance of a license is not intended to permit the use of private property for the purpose of conducting business; arrangements must be made with the property owner. The Chief of Police shall have authority to determine whether or not the location is suitable or public within this title. (Ord. No. 5-1982, § 23-101A, 4-26-1982)

**Sec. 23-103. Exemptions.**

This title shall not apply to religious, civic, charitable and school organizations who may solicit to promote their causes. County residents who may wish to sell agricultural produce within the Town limits are also exempt from this title. (Ord. No. 5-1982, § 23-101B, 4-26-1982; Ord. No. 5-1984, 5-14-1984)

**Sec. 23-104. Licenses nontransferable.**

The issuance of the license is to the applying person and/or his company and the license shall not be transferred to any other person or company. (Ord. No. 5-1982, § 23-101C, 4-26-1982)

**Sec. 23-105. License fee.**

Any person not paying annual tax as provided in Section 23-101 shall pay a license fee of twenty-five dollars (\$25.00) per day, provided that no license shall be issued for less than seven (7) days. (See current list of fees approved each January.) (Prior Code, § 23-102)

**Sec. 23-106. Uninvited solicitation at private residences.**

The practice of going in and upon private residences in the Town by solicitors, peddlers, hawkers, itinerant merchants and transient vendors of merchandise, not having been requested or invited to do so by the owner or occupant of such private residences, for the purpose of disposing of or peddling or hawking the same, is hereby declared to be unlawful

and a nuisance. The Chief of Police and the police force of the Town shall suppress the same and abate any such nuisance. Possession of an itinerant merchant's license, as provided by Section 23-101, shall not in any case be construed to excuse violation of this section.

(Prior Code, § 23-103; Ord. No. 5-1982, § 23-103, 4-26-1982)

**Sec. 23-107. Penalty.**

Any person violating any provision of this title shall be guilty of a misdemeanor and subject to the penalty provisions of Section 1-801.

(Prior Code, § 23-104)