

CITY OF HARTFORD
COUNTY OF VAN BUREN
STATE OF MICHIGAN
PROPOSED AMENDMENT
SECOND READING

THE CITY OF HARTFORD ORDAINS:

Amendment to Code of Ordinance 110.03 REGULATING PRIVATE PLACES; ACTIVITIES AND CONDUCT COMMERCIAL AREAS ARTICLE 1 PEDDLERS; SOLICITORS; TRANSIENT MERCHANTS AND PHOTOGRAPHERS DIVISION 1: PEDDLERS; SOLICITORS

Section 4.1 General Provisions Relating to Licenses Required By Article.

- A. Application of Section: The provisions of this section shall apply to licenses required by and issued under this chapter; provided; however, that, if any provision of this section is in conflict with any provision of this chapter relating to a specific license, the latter provision shall govern.
- B. License: Any person, firm or corporation that sells items from a **walking**, movable or stationary location in a public place, upon commercial property, **or door to door**, shall be required to obtain a license from the City of Hartford for each location or vehicle from which such sales takes place. The license fee shall be as follows:
1. Annual License: An annual license hundred in an amount as set by Council from time to time shall be charged. A year is defined as being one (1) year from issuance of said license.
 2. Special Event License: ~~A special event license fee of twenty (\$20.00) dollars per twenty-four (24) hour day shall be charged.~~
- C. Exceptions: Excluded from this Article are service organizations and civic organizations, churches, as commercial/retail stores selling on their own property.

Section 4.2 Use of Specific Portions of Streets by Peddlers and Special License Therefor.

- A. It shall be unlawful for any person, either directly or by his agents or employees, to sell, keep for sale or offer for sale any foodstuffs, fruits, vegetables, nuts, candies, **rent to own furniture and equipment, computers, cellphones, internet service, utility service or utility carrier services** or any other merchandise or goods whatsoever, except newspapers, from any stand, stall, cart, wagon, pack, basket, box from the hand or in any other manner, **including door to door sales**, on any public street, alley, sidewalk, curb or curb lawn in the city, provided that if application therefore, stating the goods or merchandise to be sold and the place and manner of selling the same, shall be made by any person, the city commission may, if it shall determine that such selling of goods and merchandise at the place and in the manner specified in the application will not cause congestion and interference with traffic, and will not cause accidents or be a nuisance and annoyance to the public, and will not be dangerous to the public or a detriment to the public welfare, set apart, permit and authorize the issuance of a license for the use and occupation of any part or portion of any public street, alley, sidewalk, curb or curb lawn in the city for any of the purposes herein before in this section prohibited.
- B. No license shall be granted or issued under this section, except upon payment to the city of a license fee to be fixed by the city commission from time-to-time. Such license, when granted and issued, shall not be transferable and shall contain a definite description, by metes and bounds, of the part or portion of any public street, alley, sidewalk, curb or curb lawn therein and thereby permitted and licensed to be used and occupied.
- C. This section shall not prevent a peddler regularly licensed under section 4.2A of this article from selling his goods, wares or merchandise, from house to house or for asking sales from his cart or other vehicle to householders along the route such peddler ~~or huckster~~ is traveling, provided he complies with all applicable provisions of this article and other ordinances and, provided further, that he shall not stop or make any sales in any public area not set aside under a license issued pursuant to this section.

D. This section is intended to prevent congestion and interference with traffic by persons soliciting, offering for sale and selling, ~~peanuts, popcorn, and other~~ merchandise in and from stands, carts, and other containers located on the curbs, streets, and sidewalks, and to prevent accidents and the nuisance, annoyance, and danger to the public resulting from such practices.

Section 4.20 Penalty for Violation

A person, firm or corporation convicted of violating this section is guilty of a misdemeanor punishable as set forth in ~~Chapter 1 Section 1.4 (C)~~. **Chapter 10.99 of this Code of Ordinances.**

Ordinance amendment declared adopted upon publication.

The City of Hartford

RoxAnn Rodney-Isbrecht, Clerk

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Second Reading: July 24, 2023

Adopted:

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