

Chapter 620

PEDDLERS, SOLICITORS AND ITINERANT VENDORS

Section 620.010. Permit Required. [CC 1979 §81.010]

It shall be unlawful for any person to engage in the business of peddler, solicitor or itinerant vendor as defined in Section 620.020 of this Chapter within the corporate limits of this City without first obtaining a permit therefor as provided herein.

Section 620.020. Definitions. [CC 1978 §81.020]

For the purposes of this Chapter, the following terms shall be deemed to have the meaning indicated below:

ITINERANT VENDOR — All persons, both principal and agents, who engage in, or conduct, in this State, either in one (1) locality or in traveling from place to place, a temporary or transient business of selling goods, wares and merchandise with the intention of continuing in such business in any one (1) place for a period of not more than one hundred twenty (120) days, and who, for the purpose of carrying on such business, hire, lease or occupy, either in whole or in part, a room, building, or other structure, for the exhibition and sale of such goods, wares and merchandise and do not have a permanent place of business in Missouri.

PEDDLER — Shall include anyone dealing in the selling of patents, patent rights, patent or other medicines, lightning rods, goods, wares or merchandise, except pianos, organs, sewing machines, books, charts, maps and stationery, agricultural and horticultural products, including milk, butter, eggs and cheese, by going about from place to place to sell the same. The word "*peddler*" shall include the words "hawker", "huckster" and "solicitor".

Section 620.030. Application For Permit. [CC 1979 §81.030]

- A. Applicants for permits under this Chapter shall state the manner in which the dealing is to be carried out and must file with the City Clerk a sworn application in writing (in duplicate) on a form to be furnished by the City Clerk, which shall give the following information:
1. Name and description of the applicant.
 2. Address (local and permanent).
 3. A brief description of the nature of the business and the goods to be sold and, in the case of products of farm or orchard, whether produced or grown by the applicant.

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. If a vehicle is to be used, a description of the same, together with credentials establishing the license number or other means of identification.
7. A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense, and the punishment or penalty assessed therefor.

Section 620.040. Investigation and Issuance. [CC 1979 §81.040]

- A. Upon receipt of such application, 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/she deems necessary for the protection of the public good.
 1. If, as a result of such investigation, the applicant's character or business responsibility is found to be unsatisfactory, the Chief of Police shall endorse on such application his/her disapproval and his/her reasons for the same, and return the said application to the City Clerk who shall notify the applicant that his/her application is disapproved and that no permit will be issued.
 2. If, as a result of such investigation, the character and business responsibility of the applicant are found to be satisfactory, the Chief of Police shall endorse on the application his/her approval. Upon receipt of the approved application, the City Clerk, upon payment of the prescribed permit fee, shall deliver to the applicant his/her permit. The Clerk shall keep a permanent record of all licenses issued.

Section 620.050. Fees Generally. [CC 1979 §81.050]

The fees for licenses required under this Chapter shall be as established from time to time by ordinance of the Board of Aldermen and on file in the office of the City Clerk.

Section 620.060. Permit Non-Transferable. [CC 1979 §81.060]

No permit issued under this Chapter shall be transferable or assignable.

Section 620.070. Exceptions To Chapter. [CC 1979 §81.070]

No person having a license under the provisions of Chapter 605 of this Code entitled "Business Regulations" shall be required to obtain a permit under this Chapter.

Section 620.080. Use of Streets. [CC 1979 §81.080]

No peddler, solicitor or itinerant vendor shall have any exclusive right to any location in the public streets, nor shall any be permitted a stationary location, nor shall he/she be permitted to operate in any congested area where his/her operations might impede or

inconvenience the public. For the purpose of this Chapter, the judgment of a Police Officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

Section 620.090. (Reserved) ¹

Section 620.100. Exhibition of Permit. [CC 1979 §81.100]

Peddlers, solicitors and itinerant vendors are required to exhibit their licenses at the request of any citizen.

Section 620.110. Revocation of License. [CC 1979 §81.110]

- A. Permits and licenses issued under the provisions of this Chapter may be revoked by the Mayor of this City after this notice and hearing for any of the following causes:
1. Fraud, misrepresentation, or false statement contained in the application for license.
 2. Fraud, misrepresentation, or false statement made in the course of carrying on his/her business as peddler, solicitor or itinerant vendor.
 3. Any violation of this Chapter.
 4. Conviction of any crime or misdemeanor involving moral turpitude.
 5. Conducting the business of 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 620.120. Notice. [CC 1979 §81.120]

Notice of the hearing for revocation of a license shall be given in writing setting forth specifically the ground of complaint and the time and place of hearing. Such notice shall be mailed postpaid to the permittee at his/her permanent address (as shown on his/her application) at least five (5) days prior to the date set for hearing.

Section 620.130. Appeal. [CC 1979 §81.130]

Any person aggrieved by the action of the Chief of Police or the City Clerk in the denial of an application for a permit as provided in Section 620.040, or in the decision with reference to the revocation of a license as provided in Section 620.110 shall have the right of appeal to the Board of Aldermen. Such appeal shall be taken by filing with the City Clerk, within fourteen (14) days after notice of the action complained of has been mailed to such person's last known address, a written statement setting forth fully the grounds for the appeal. The Board shall set a time and place for a hearing on such appeal

¹. Editor's Note: Former Section 620.090, Loud Noises and Speaking Devices, adopted as §81.090 of the 1979 City Code, was superseded 11-12-2012 by Ord. No. 375. For current provisions, see Section 210.288, Noise; Penalty.

and notice of such hearing shall be given to the appellant in the same manner as provided in Section 620.120.

Section 620.140. Expiration of Permits. [CC 1979 §81.140]

All annual permits issued under the provisions of this Chapter shall expire on the thirty-first (31st) of December in the year when issued. Other than annual permits shall expire on the date specified in the permit.

Section 620.150. Sales Limited. [CC 1979 §81.150]

No peddler, solicitor or itinerant vendor, licensed or unlicensed, may peddle his/her wares within the City at any place other than in the business district.