



PEDDLER OR SOLICITOR PERMIT



MC 6.16.110 Peddler or solicitor.

- (a) “Peddler” means any person going from house to house, place to place, or in or along the streets within the city selling and making immediate delivery or offering for sale and immediate delivery, any goods, wares, merchandise, or anything of value, in possession of the peddler, except such goods, wares and merchandise to manufacturers, wholesalers, jobbers or retailers, for the purpose of resale.
- (b) “Solicitor” means a person who engages in the business of going from house to house, place to place, or in or along the streets within the city selling or taking orders for, or offering to sell or take orders for, goods, wares, merchandise or other things of value for future delivery or for the services to be performed in the future.
- (c) **The license tax shall be as follows: a fixed fee of seventy-five dollars (\$75.00) plus fifteen dollars (\$15.00) multiplied by the average number of employees plus two hundred fifty dollars (\$250.00) per vehicle used in by the business in the city (“peddler/solicitor rate”).**
- (d) When all conditions precedent have been complied with, the collector shall issue to the applicant a license or permit, as the case may be, which shall be carried on the applicant’s person at all times while conducting the business of solicitor within the city and, upon request, shall be displayed to any citizen or to police officers and other city officials. Each license or permit, which shall be in the form of a card as above provided, shall bear a picture, one and one-half inches by one and one-half inches, of the licensee or permittee and shall show, in clearly legible letters and figures, the following information:
- (1) The name of the City of South San Francisco;
 - (2) The name and address of the licensee or permittee and the company that he represents;
 - (3) The expiration date; and
 - (4) In the case of a permit, the name and address of the license holder.

In addition, said card shall bear the imprint of the official seal of the City and the signature of the license clerk, and, further, on the reverse side thereof, shall have the fingerprints of the licensee or permittee.



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- (e) Every person engaged in the business of soliciting **shall first pay to the department of finance the license tax specified in this section** and, thereafter, prior to receiving such license or permit, or renewal thereof, shall report to the Police Department of the City and furnish said department with all the following information:
- (1) Permanent residence address and telephone number of applicant, together with his or her regular mailing address;
 - (2) **Up-to-date medical certificates (not more than ten days old)**, issued by a licensed physician and establishing that neither the applicant nor any of the persons intended to be employed by him or her for the purpose of soliciting within the city, including any and all partners, agents, servants, or crew members, is afflicted with a communicable disease of any type or description; each person so afflicted shall be denied a license or permit until such time as he or she shall present a medical certificate showing him or her to be free from any such communicable disease;
 - (3) **Each applicant and all partners, agents, employees, servants, or crew members shall submit to fingerprinting by the police department for identification purposes;** it shall be the duty of the police department to check all of said fingerprints with the Federal Bureau of Investigation and the California Criminal Intelligence Bureau. If the police department ascertains that the applicant, or any of said persons, has a criminal record, or is of undesirable character, it shall be the duty of the chief of police to report such matter, at the earliest possible date, to the city council, with his recommendation, and, in the meantime, no license or permit, as the case may be, shall be issued to such person, pending action by the city council. If, upon the police report, such person is denied a license or permit, or if he or she withdraws his or her application after the police department has commenced its investigation, he or she shall be entitled to a refund of the tax paid to the collector as specified in this section; provided, however, that there shall be deducted there from the sum of fifty dollars (\$50.00) to be retained by the city as reimbursement for the cost of making each investigation;
 - (4) The provisions of this section with respect to fingerprinting, health certificates, and police investigation shall apply to all persons soliciting within the confines of the city whether



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such person is subject to the payment of a business license fee or not. All persons exempt from the payment of such business license fee shall, nevertheless, be required to carry a card containing the same information and data as specified in this section, and shall pay to the collector the sum of **fifty dollars (\$50.00)** annually for the purpose of defraying the expense of fingerprinting, police investigation, and preparation of license or permit card, which must be renewed each year.

(5) **It is unlawful for any person to solicit:**

- (A) At any time at any building where there is a **posted sign stating “no solicitors,”** or words to that effect, unless the occupant has previously granted permission,
- (B) At any time at any building between the hours of **nine p.m. and nine a.m. (9:00 p.m. - 9:00 a.m.)**,
- (C) **In a congested area where the solicitation impedes the public.** For the purpose of this section, 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.

(Ord. 1391.1 § 18, 2008; Ord. 751 § 1 (part), 1977; Ord. 723 § 1 (part), 1976; Ord. 720 § 4.12, 1976)