

**CITY OF EASTPORT
VENDORS AND PEDDLERS ORDINANCE
ADOPTED AUGUST 15, 1994**

Itinerant vendors and peddlers shall mean and include all persons who engage in a temporary or transient business in the City of Eastport, and who for the purpose of carrying on such business sell goods, wares, sea products, or any merchandise at retail from a car, truck, or any other conveyance.

No person shall engage in the business of itinerant vendor or peddler without first applying for a license to sell and making payment therefore to the tax collector of Eastport.

FEE SCHEDULE

AMENDED - November 14th, 2012

1. One week or any part thereof	Ten dollars (\$10.00) Twenty-Five dollars (\$25.00)
2. Up to a month	Twenty dollars (\$20.00) Fifty dollars (\$50.00)
3. Up to a year	Fifty dollars (\$50.00) Seventy-Five dollars (\$75.00)

The City Council shall review the ordinance and fee schedule each year for revisions and/or amendments.

LICENSE AND APPLICATION

1. Name(s) of Applicant
2. Permanent Home address and full local address of applicant
3. Brief description of the nature of the business and the goods to be sold
4. Location of proposed sales activity
5. Description of the vehicle or other conveyance, registration and license number

The Vendor's license shall contain the signature of the Eastport Code Enforcement Officer and shall show the name and address of the licensee, the date of issuance, and the length of time such license shall be operative, as well as the license number and other identifying description of whatever conveyance is used.

Every licensee, at all times while engaged in peddling, shall have his/her license visibly displayed to all the public.

No peddler shall have any exclusive right to any location in the public rights of way, nor shall (s)he be permitted to operate in any congested area where such operations might impede or inconvenience the public.

For purposes of this ordinance, the judgment of an Eastport Police Officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

Peddlers and Vendors may not sell on private property without submitting a signed statement from the property owner granting them such permission. A copy shall be attached to the Peddler or Vendor's license; the original to be attached to the peddler or Vendor application.

Any person who does not have any permanent place of business in the State of Maine is Required to obtain a license and post a \$10.00 surety with the Office of Professional and Financial Regulation in Augusta.

PENALTIES

Any person found in violation of this ordinance shall be subject to a fine of not more than \$100.00 or less than \$25.00. Payment to be made to the City Clerk within 30 days after receiving notice of violation. License shall be suspended until such fine is paid in full.

This ordinance shall be enforced by the Eastport Police Department and the Code Enforcement Officer.

The effective date of this ordinance is fifteen days after the day when adopted by a majority of the City Council. Following that date, Vendors and Peddlers are allowed a two week grace period to apply for a license.

EXCEPTIONS

Persons selling solely for the benefit of a bona fide non-profit organization.

Sales made to dealers by commercial travelers or selling agents in the usual course of Business, nor to bona fide sales of goods, wares, and merchandise by sample for future Delivery.

Businesses or organizations participating in sidewalk and street festivals and other public events pursuant to and in accordance with orders of the municipal officers.

Revised:

Date Approved: 11/14/2012

Attest: _____
Ella C. Kowal, City Clerk