

**CITY OF NEW BUFFALO**  
**224 West Buffalo Street, New Buffalo, Michigan 49117**  
**(269) 469-1500; FAX (269) 469-7917**

**APPLICATION FOR HAWKING AND PEDDLING PERMIT**

**1. Applicant Information**

Applicant(s)  
Principal Contact:

Full name and business address of  
organization:

Name \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Address \_\_\_\_\_

Telephone \_\_\_\_\_

Telephone \_\_\_\_\_

**2. List and general description of the articles to be sold or offered for sale.**

\_\_\_\_\_  
\_\_\_\_\_

**3. Proposed method(s) of conduction of the sale, delivering products to buyers.**

\_\_\_\_\_  
\_\_\_\_\_

**4. Dates and times of operation (NOTE: PROHIBITED BEFORE 9:00 A.M. AND AFTER 8:00 P.M. AND ON ANY SUNDAY).**

\_\_\_\_\_

**5. Complete attached list of individuals to be engaged in the business of hawking and peddling.**

By signing this application, the Applicant agrees to the following terms:

1. Upon approval of an application, the Applicant agrees to (a) register with the City Clerk and (b) provide a copy of his/her driver's license or comparable State Identification Card with photo identification.
2. Abide by the terms of the attached Ordinance No. CXCIV, Hawking and Peddling.

**Applicant Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

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TO BE COMPLETED BY CITY:

Action by City Council or its Designee: \_\_\_\_\_

PERMIT GRANTED: \_\_\_\_\_

Permit expires on: \_\_\_\_\_

\_\_\_\_\_  
City Clerk

NAME OF ORGANIZATION: \_\_\_\_\_

NAME (FIRST/MIDDLE/LAST)

RECEIPT OF IDENTIFICATION

1. \_\_\_\_\_

\_\_\_\_\_

2. \_\_\_\_\_

\_\_\_\_\_

3. \_\_\_\_\_

\_\_\_\_\_

4. \_\_\_\_\_

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9. \_\_\_\_\_

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10. \_\_\_\_\_

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11. \_\_\_\_\_

\_\_\_\_\_

12. \_\_\_\_\_

\_\_\_\_\_

**CITY OF NEW BUFFALO**

**ORDINANCE NO. 194 (CXCIV)  
(CHAPTER 8 OF NEW BUFFALO CITY GENERAL ORDINANCES)**

**AN ORDINANCE OF THE CITY OF NEW BUFFALO REGULATING HAWKING AND PEDDLING IN THE CITY.**

THE CITY OF NEW BUFFALO ORDAINS:

**SECTION 8-1. Council approval required**

No person shall engage in the business of hawking, peddling, or vending any goods, wares, hardware, toilet articles, patent medicines, merchandise, fruits, vegetables, or foodstuffs, or services from door to door, or from upon the streets, alleys, and public places unless specifically authorized by resolution of the City Council, or its designee.

**SECTION 8-2. Application.**

Any person desiring to obtain approval to engage in the business of hawking or peddling as provided in Section 8-1 shall make a written application thereof to the City Clerk. The application for approval under the provisions of this Chapter shall contain the following items, together with additional information as the City Clerk may require:

- A. Full name and business address of the organization filing the application.
- B. List and general description of the articles to be sold or offered for sale.
- C. Proposed methods of conduction of the sale, delivering products to buyers.
- D. Dates and times of operation for which approval is desired.

**SECTION 8-3. Registration Process.**

Upon City Council approving an application on or before the next regularly scheduled council meeting for a person or business to engage in the business of hawking or peddling as provided in Section 8-1, any and all individuals engaged in hawking and peddling under the approved application shall register with the City Clerk and provide the following information:

- A. A copy of their driver(s) license or comparable State Identification Card with photo identification.

**SECTION 8-4. Restrictions.**

No person engaged in the business of hawking or peddling shall begin their activities within the City of New Buffalo:

- A. Before 9:00 a.m. nor after 8:00 p.m.

- B. On any Sunday.
- C. At any location that is posted as prohibiting solicitation.

**SECTION 8-5. Persons peddling, meats, fish, etc.; prohibited.**

No person shall engage in the business of hawking or peddling or vending any frozen, fresh, or raw meats or poultry, salt or smoked or cured meats or poultry, fish, or other seafood for human consumption from door to door or from the streets, alleys, or public places for any purpose whatsoever. This Section shall not apply to any vendor offering prepared foods for consumption by any method as part of any festival or fair approved by the Council, provided said vendor is recognized and so permitted by the health department and approved by the organization conducting and sponsoring the festival or fair.

**SECTION 8-6. Exemptions.**

This Chapter shall not apply to any vendor offering goods or wares by any methods as part of any festival or fair approved by the Council, provided said vendor is recognized and approved by the organization conducting and sponsoring the festival or fair.

**SECTION 8-7. Repeal.**

All other ordinances, and/or parts of ordinances in conflict with the provisions of this ordinance, except as herein provided, are hereby repealed only to the extent necessary to give this ordinance full force and effect.

**SECTION 8-8. Severability.**

If any section, subsection, clause, phrase, or portion of this ordinance, or any application thereof, is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion, or application thereof, shall be deemed a separate, distinct and independent provisions, and such holding shall not affect the validity of the remaining portion thereof.

**SECTION 8-9. Savings Clause.**

The repeal or amendment herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending litigation or prosecution of any right established or occurring prior to the effective date of this Ordinance, as amended.

**SECTION 8-10. Effective Date.**

This ordinance shall take full force and effect immediately upon publication.

A motion that said Hawking and Peddling Ordinance be enacted was made by Councilmember Maroko and supported by Councilmember Peterson at a regular meeting of the New Buffalo City Council on the 19th day of April, 2011.

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William Geisler, Mayor

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Sandra K. White, City Clerk

The names of the City Council and their votes are as follows:

NAME: Councilmember's Maroko, Murray, Lawson, Peterson and Mayor Geisler ALL  
YES

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the New Buffalo City Council at a meeting held on the 19th day of April, 2011, the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 167 of the Public Acts of Michigan 1976, including in the case of a special or rescheduled meeting, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

Dated: April 19, 2011

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Sandra K. White, City Clerk