



# Wayne Police Department

## Application for License to Solicit or Peddle



1. **Each Individual Applicant Must Submit** a completed application **IN PERSON** to the Wayne Police Records Bureau with all forms and required materials. ALL items must be completed for processing.
2. Letter from the company you are employed indicating that you are an employee and authorized to solicit on their behalf.
3. Complete Authorization for Release of Information.

<u>Section</u>	<u>Purpose of Fee</u>	<u>Fee</u>
§ 60-3, 60-5 [New]	<i>Canvasser's / Peddler's / Solicitor's Permits</i>	
	Weekly (expires 7 days after issuance)	\$50.00
	Monthly (expires 30 days after issuance)	\$100.00
	Yearly (expires 365 days after issuance)	\$200.00
<i>** Cash, Certified Check or Money Order Made Payable to Wayne Township **</i>		

**\*\*ALL FEES are per person and MUST be submitted at the time of application\*\***

**The Fee is NON-REFUNDABLE whether or not the license is APPROVED or DENIED.**

## **ARTICLE I Canvassers, Peddlers and Solicitors**

### **§ 60-1. Statement of purpose; exemptions.**

- A. This article is adopted with the intent to regulate peddling, soliciting and canvassing and related activities within the Township of Wayne by means of person to person contact or by placing unsolicited material on real property and the registration of individuals and organizations engaged in such activities is hereby deemed to be necessary so that the identity of persons going from door-to-door or soliciting within the municipality may be established; so that general regulations may be more effectively enforced for the protection and maintenance of the health, safety and welfare of the inhabitants of the Township; and to prevent dishonest business practices and fraudulent solicitation of funds.
- B. Exemptions. Exemptions from permit requirements only.
- (1) Any person engaged in the delivery of goods, wares or merchandise or other articles or things, in the regular course of business, to the premises of persons ordering or entitled to receive them.
  - (2) Any person holding a license, permit or certificate issued by any department, board, commission or other agency of the County or of this State to engage in the pursuit of his/her business in the Township; provided, however, that such employee shall carry and display, upon request, such identification badge or card issued by his/her employer.
  - (3) Any person honorably discharged from the military service of the United States or an exempt fireman of a volunteer fire department possessing a peddler's license issued in conformity with N.J.S.A. 45:24-9 and 45:24-10.
  - (4) Any person engaged in political campaigning.
  - (5) Any person engaged in noncommercial canvassing or communication. (New; Ord. No. 24-2015)

### **§ 60-2. Permit required for commercial soliciting and canvassing.**

No person shall canvass, **solicit** in any public or quasi-public place or call from house to house in the Township or sell goods by sample or take orders for future delivery, or sell services or take orders for the performance of services, whether or not he/she receives advance payments for goods, unless he/she first receives a written permit from the Chief of Police as provided herein.

### **§ 60-3. Terms of permit.**

- A. Permits may be obtained on a:
- (1) Weekly basis (expires 7 days after issuance)
  - (2) Monthly basis (expires 30 days after issuance)
  - (3) Yearly basis (expires 365 days after issuance)
- B. Fees are provided in Chapter 75, Fees. (New)

### **§ 60-4. Application for permit.**

- A. An applicant for a permit to engage in canvassing, peddling, or solicitation in the Township shall complete the application prescribed and file it with the Police Department, Records and Investigation Bureau, at least two weeks prior to the date of solicitation.
- B. The application shall be accompanied by a letter from the employer authorizing the applicant to act as his/her representative. In addition, if the canvassing, soliciting or peddling is going to take place at an event,

including but not limited to parades carnivals or festivals, the applicant must submit a letter of authorization from the event organizer or person in charge of same. (New)

**§ 60-5. Investigation; issuance of permit; exhibiting permit.**

- A. After due investigation and upon being satisfied that the applicant has not been convicted of a crime (and is not subject to any outstanding criminal warrants or indictments) relating to fraud, deception, theft or assault, and that he/she is selling or soliciting for a project free from fraud or other criminal purpose, the Chief of Police is hereby authorized to grant a permit to canvass, peddle or **solicit** upon payment by the applicant, as provided in Chapter 75, of the applicable fees.
- B. Each permit shall specify the period during which it shall be effective, and a copy of the permittee's photograph shall be attached to his/her permit. The permittee shall carry said permit, and the permit must be displayed on their person as to be easily seen by the public. To the extent possible, the permittee shall advise the Police Department weekly of the specific location and/or locations he or she intends to canvass. The person giving this information shall do so by providing to the Police Department, his/her or her name, permit number, name of organization, if any, and specific location and/or locations he or she or others shall canvass. (New)

**§ 60-6. Exercise of powers in absence of Chief.**

The powers granted to the Chief of Police under this article shall, in his/her absence, be exercised by the officer in charge of the Police Department.

**§ 60-7. Rules and regulations applicable to all canvassers, solicitors and peddlers.**

Any person who engages in the activities described in this chapter, whether exempt from the licensing requirements or not, shall be governed by the following:

- A. All circulars, samples, merchandise or other matters shall be handed to an occupant of the property or left in a secure place on the premises.
- B. No person shall enter or attempt to enter the house or apartment of any resident of the Township of Wayne without an express invitation from the occupant of said house or apartment.
- C. No person shall have exclusive rights to any location in the public streets or operate in any congested area where his/her operation might impede the public.
- D. No person shall make any solicitation within the Township limits where solicitors are notified by sign that soliciting is prohibited.
- E. No person shall litter the streets, public places or property within the Township with any merchandise or printed material.
- F. No person shall be permitted to **solicit**, canvass or peddle on any public roadway or right-of-way within the Township and there shall be no soliciting, canvassing or peddling from persons within a motor vehicle that is on any public roadway or right-of-way within the Township. (New)

**§ 60-8. Revocation of permit.**

- A. Permits and licenses issued under the provisions of this article may be revoked by the Township Council after 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 a solicitor or as a canvasser.
  - (3) Any violation of this article.
  - (4) Conviction of any crime or misdemeanor involving moral turpitude.
  - (5) Conducting the business of peddling, soliciting or canvassing in an unlawful manner or in such a manner as to constitute a menace and/or nuisance to the health, safety or general welfare of the public.
- B. Notice of the hearing for revocation of a permit shall be given in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be sent certified and regular mail or by personal service to the permittee at his/her last known address at least ten days prior to the date set for hearing.

**§ 60-9. Expiration or revocation of permit.**

Upon the expiration or revocation of the permit, the holder thereof shall surrender it to the Police Department's Records and Investigations Bureau. (New)

**§ 60-10. Nonsolicitation list.**

- A. The Township Clerk shall prepare a list of addresses of those premises where the owner and/or occupant has notified the Township Clerk that canvassing and soliciting is not permitted on the premises. Notification shall be by completion of a form available at the Township Clerk's office during normal business hours. The list shall be updated on January 1, April 1, July 1 and October 1 of each year.
- B. The Township Clerk shall submit the nonsolicitation list to the Chief of Police quarterly to be distributed to applicants for a permit to canvass, peddle or **solicit** pursuant to the provisions of this chapter. The permittee shall not canvass, **solicit** or peddle at any address on the nonsolicitation list.
- C. The Tax Assessor shall, upon being advised of a transfer of ownership of a residential premises, notify the Township Clerk of said conveyance, whereupon the Township Clerk shall remove the premises from the nonsolicitation list. (New)

**§ 60-11. Violations and penalties.**

See Chapter 1, Section 1-15, Violations and penalties.

**§ 60-12—60-32. (Reserved).**

**ARTICLE II Cash Register Devices**

**§ 60-33. Display panels required.**

All mechanical and electrical devices used by a merchant as defined in N.J.S.A. 12A:1-101 et seq. (Uniform Commercial Code) for the purpose of recording and totaling the purchases of a customer, including but not limited to those devices commonly known as "cash registers," must be equipped with display panels showing the amounts entered into such devices and the totals thereof.

**§ 60-34. Display panels to be visible to purchaser.**

Such display panels shall be placed in such a manner as to enable the purchaser to easily observe entry of each of said amounts and totals, and such panels shall not be obstructed by any displays, signs, merchandise or other materials.

Date: \_\_\_\_\_

Name of Applicant: \_\_\_\_\_

Nature of Business: \_\_\_\_\_

Product to be sold: \_\_\_\_\_

Length of Time License is Valid:  7-Days  30-Days  1-Year

Address on Driver's License: \_\_\_\_\_

Temporary Address: (if applicable) \_\_\_\_\_

Contact Number: (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_ Date of Birth: \_\_\_\_\_ Age: \_\_\_\_\_

Sex: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_ Eyes: \_\_\_\_\_ Hair: \_\_\_\_\_

Driver's License #: \_\_\_\_\_ State Issued: \_\_\_\_\_

Social Security #: \_\_\_\_\_

Are you a United States Citizen: (if no, please explain) \_\_\_\_\_

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

Vehicle Used:

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Year: \_\_\_\_\_

Color: \_\_\_\_\_ Plate: \_\_\_\_\_ State: \_\_\_\_\_

WAYNE POLICE DEPARTMENT  
475 VALLEY ROAD  
WAYNE, NEW JERSEY 07470  
CANVASSER/SOLICITOR

AUTHORIZATION FOR RELEASE OF INFORMATION

I, \_\_\_\_\_, HAVE MADE APPLICATION WITH WAYNE FOR A CANVASSERS/SOLICITOR'S PERMIT/LICENSE. THE WAYNE POLICE DEPARTMENT NEEDS TO THOROUGHLY INVESTIGATE MY BACKGROUND AND PERSONAL HISTORY TO EVALUATE MY QUALIFICATIONS TO OBTAIN A CANVASSER'S/SOLICITOR'S PERMIT/LICENSE. IT IS IN THE PUBLIC INTEREST THAT ALL RELEVANT INFORMATION CONCERNING MY PERSONAL AND EMPLOYMENT HISTORY BE DISCLOSED.

I, \_\_\_\_\_, HEREBY AUTHORIZE AND DIRECT THE RELEASE OF ANY INFORMATION OR RECORDS IN YOUR FILES THAT PERTAIN TO ME, WHETHER SAID INFORMATION OR RECORDS ARE PUBLIC, PRIVATE, OR CONFIDENTIAL IN NATURE AND I HEREBY DIRECT YOU TO RELEASE SUCH INFORMATION. IT IS MY SPECIFIC INTENT TO PROVIDE ACCESS TO PERSONNEL INFORMATION, HOWEVER PERSONAL OR CONFIDENTIAL IT MAY APPEAR TO BE.

I HEREBY RELEASE YOU, THE AGENCY, AND OR EMPLOYEES OF YOUR ORGANIZATION (IF APPLICABLE) HARMLESS FROM ANY AND ALL CLAIMS AND LIABILITY ASSOCIATED WITH THE RELEASE OF INFORMATION OR WITH ANY DECISION BY THE WAYNE POLICE DEPARTMENT AND THE MUNICIPALITY OF WAYNE WHETHER OR NOT THEY ISSUE ME A CANVASSER'S/SOLICITOR'S PERMIT/LICENSE.

I UNDERSTAND MY RIGHTS UNDER TITLE 5, UNITED STATES CODE, SECTION 552A, THE PRIVACY ACT OF 1974, WITH REGARD TO ACCESS AND TO DISCLOSURE OF RECORDS, AND I WAIVE THOSE RIGHTS WITH THE UNDERSTANDING THAT INFORMATION FURNISHED WILL BE USED BY THE WAYNE POLICE DEPARTMENT DURING THE COURSE OF THEIR CANVASSER'S/SOLICITOR'S BACKGROUND INVESTIGATION.

**NOTE:** A PHOTOSTATIC OR XEROX COPY OF THIS AUTHORIZATION SHALL BE CONSIDERED AS EFFECTIVE AND VALID AS THE ORIGINAL.

Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

1. If Not Self-employed, List Corporation, Company, Firm, Partnership or Employer:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Contact Number: \_\_\_\_ ( \_\_\_\_ ) \_\_\_\_ - \_\_\_\_

2. LIST municipalities in which applicant has ever engages in said activities or indicate whether a permit was applied for, received, denied or suspended: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

3. Has Applicant been convicted of any crime, misdemeanor, disorderly person's offense or traffic offense? If yes, list location and offense: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

The facts set forth in this application are true and complete. I understand that false statements on this application shall be considered sufficient cause for denial, suspension, or revocation of my license. Also, I understand that if any of the statements made are false, I may be subject to criminal prosecution under the laws of the State of New Jersey.

I hereby agree to abide by and accept all the term, conditions, limitations and restrictions contained in the Wane Township Ordinances.

Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

Municipal Fee Amount Paid: \_\_\_\_\_

**DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY**

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**The Above Named Person and Firm Have Been Investigated For Character And Business Responsibility.**

Approved

Denied

Chief Signature: \_\_\_\_\_

Date: \_\_\_\_\_