Vending / Peddling

Be advised any and every person wishing to peddle or vend goods within the Town of Orange requires an individual permit. The Town of Orange does not issue company-wide permits.

The Town of Orange requires vendors and peddlers to be fingerprinted by the Orange Police Department. These prints will be kept on file for five calendar years. After five years a new set of prints is required. You must call the Records Division office at (203) 891-2134 to set up your appointment for fingerprinting. You will turn in your completed application and all appropriate fees at the time of your fingerprint appointment. No prints will be taken unless a completed application is being filed at the same time.

Please review *Ordinance for Control of Vending and Peddling Activities* for further information.

Checklist for Vendors

☐ Completed and notarized application

☐ $25 check payable to the Town of Orange (or copy of Honorable Discharge if applicable)

☐ $50 certified bank check or money order payable to the Commissioner of Public Safety.
This fee is charged by the State of Connecticut for fingerprint processing.

☐ Proof of an insurance policy issued by an insurance company licensed to do business in the State of Connecticut of not less than $1,000,000. Such insurance shall name as an additional insured, the Town of Orange.

☐ Two prints of a full face photograph taken no more than 30 days prior to the date of any person who will be vending within the Town of Orange

☐ A valid motor vehicle operator's license or other such identification

Checklist for Peddlers

☐ Completed and notarized application

☐ $125 check payable to the Town of Orange (or copy of Honorable Discharge if applicable)

☐ $50 certified bank check or money order payable to the Commissioner of Public Safety.
This fee is charged by the State of Connecticut for fingerprint processing.

☐ Proof of an insurance policy issued by an insurance company licensed to do business in the State of Connecticut of not less than $1,000,000. Such insurance shall name as an additional insured, the Town of Orange.

☐ Two prints of a full face photograph taken no more than 30 days prior to the date of any person who will be peddling within the Town of Orange

☐ A valid motor vehicle operator's license or other such identification

CHIEF OF POLICE
ROBERT J. GAGNE

ASSISTANT CHIEF
EDWARD A. KOETHER

ORANGE DEPARTMENT OF POLICE SERVICE

APPLICATION FOR VENDING AND PEDDLING

Ordinance effective January 05, 1999

Date _____ 19 _____

Name of Applicant _____ Alias (If Any) _____

Permanent Address _____ City _____ State _____

Zip Code _____ Telephone Number _____

Business Address _____ City _____ State _____

Zip Code _____ Telephone Number _____

Temporary (Local Address) _____ City _____ State _____

Zip Code _____ Telephone Number _____

Age _____ **DOB** _____ **Place of Birth** _____ **Sex** _____ **Height** _____ **Weight** _____

Color of Eyes _____ **Color of Hair** _____

Connecticut State Tax Number

_____

Name of Employer _____ **Telephone Number** _____

Address _____ **City** _____ **State** _____ **Zip Code** _____

Name of Person for Whom or Through Who Orders are to be Solicited, Cleared or Approved

Name _____ Address _____ City _____ State _____

Length of Service with Employer _____

Place of Residence during past year _____ City _____ State _____

Nature of employment during past year _____

)escription of goods to be peddled, vended, sold, offered for sale or for which orders will be solicited, or f the services to be performed by the applicant.

_____

_____

Iame and address of the manufacturer, publisher, distributor or parent company of the goods to be peddled or or which orders will be solicited.

_____

_____

f orders are solicited for future delivery, state the location of said goods at the time that said application is made nd the proposed method and estimated time of delivery. _____

_____

If a vehicle is to be used for soliciting or vending, complete the following:

Make _____ **Model** _____ **Year** _____ **Color** _____

Registration Number _____ **State** _____

)wner of Vehicle _____ **Address** _____

City _____ **State** _____

Iave you ever been convicted of any offense? **Yes** _____ **No** _____ (If yes, complete the following.)

Date	Offense	Location of Offense	Police Department Involved	Penalty Imposed

)id any offense for which you were convicted involve violence/threat of violence? If yes, explain.

_____

_____

_____

_____

TO BE FILLED OUT FOR VENDOR'S LICENSE

EVENT: _____

)ATE & TIME: _____

HOURS VENDING: _____

LOCATION: _____

)ATE OF BOARD OF SELECTMAN APPROVAL _____

ection 53a-157, False Statement: Class A Misdemeanor. (A) A person is guilty of false statement when he intentionally akes a false written statement under oath or pursuant to a form bearing notice, authorized by law, to the effect that lse statements made therein are punishable, which he does not believe to be true and which statement is intended to islead a public servant in the performance of his official function. (B) False statement is a Class A Misdemeanor.

he Penalty for a Class A Misdemeanor is imprisonment for a term not to exceed one (1) year, or a fine not to exceed $1,000 r both a fine and imprisonment. (Section 53a-28(b), 53a-36 and 53a-42.)

I declare, under the penalties of false statement, that the answers to the above are true and correct.

_____
Applicant's signature

_____
Date

Subscribed and sworn to before me this _____ **Day of** _____ **19** _____

_____ **Notary Public**

My commission expires: _____

TOWN OF ORANGE
NOTICE OF ENACTMENT OF ORDINANCE

In accordance with Section 3.4 of the Charter of the Town of Orange, notice is hereby given to the legal voters and those persons qualified to vote in Town Meetings of the Town of Orange, that on December 9, 1998 the Orange Board of Selectmen enacted the ordinance set forth below:

ORDINANCE FOR CONTROL OF VENDING AND PEDDLING ACTIVITIES

Be it ordained by the Board of Selectmen of the Town of Orange as follows:

SEC I It is found and declared that:

(a) The primary purpose of the public streets and sidewalks in the Town of Orange is for use by vehicular and pedestrian traffic.

(b) Due to the nature of the Town of Orange, commercial and business areas of the Town have limited, if any, pedestrian traffic and are not safe for pedestrian traffic.

(c) Vending on the public streets and highways of the Town of Orange is generally inappropriate, however, subject to proper controls, vending of goods, materials and merchandise during special events and in prescribed locations promotes the public interest by enhancing public interest and involvement.

(d) Reasonable regulation of the peddling, vending, selling or offer for sale of goods upon any street, highway, sidewalk or public place within the Town of Orange is necessary to protect the public health, safety and welfare.

(e) The regulations contained in this ordinance are not intended to govern public auction sales, pursuant to Section 21-2 of the Connecticut General Statutes.

(f) The regulations contained in this ordinance do not prohibit pure speech by religious organizations but merely regulate the activities of an organization which are commercial in nature.

SEC II It shall be unlawful, without first obtaining a Peddler's License from the Orange Chief of Police, for any person

(a) to peddle, vend, sell or offer for sale any goods, wares, merchandise, food and/or beverage items (hereinafter collectively referred to as "goods") from house to house within the Town of Orange (hereinafter "peddling" or "to peddle"); or

(b) To solicit, take or attempt to take orders for the sale of such goods, including magazines and other printed matter, for future delivery if full payment, whether by cash, check or credit card, is required at the time of the solicitation of such goods, or for services to be performed at the time without previous arrangement with such person being solicited for such services.

SEC III It shall be unlawful, without first obtaining a Vendor's License from the Orange Chief of Police, for any person

(a) to peddle, vend, sell or offer for sale any goods at public or private sale upon any Town of Orange street, highway, sidewalk, public place, state highway within the Town of Orange or any land abutting such town and state streets or highways (hereinafter "vending" or "to vend").

(b) to solicit, take or attempt to take orders for the sale of such goods, including magazines and other printed matter, for future delivery if full payment, whether by cash, check or credit card, is required at the time of the solicitation of such goods, or for services to be performed at that time without previous arrangement with such persons being solicited for such services.

SEC IV An applicant for a Vendor's License or Peddler's License shall complete an application form provided by the Police Department, which application shall contain the following information:

(a) The name, permanent home address, local address if any and business address of the applicant.

(b) A physical description of the applicant including age, height, weight, color of hair and eyes.

(c) Applicant's State of Connecticut Taxation Number.

(d) The name and address of the applicant's employer and if applicable the name and address of the person for whom or through whom orders are to be solicited, cleared or approved.

(e) The length of service of the applicant with said employer.

(f) The place of residence and nature of the employment of the applicant during the last preceding year.

(g) A description of the goods to be peddled, vended, sold, offered for sale or for which orders will be solicited, or of the services to be performed by the applicant.

(h) Where applicable, the name and address of the manufacturer, publisher, distributor or parent company of the goods to be peddled or for which orders will be solicited.

(i) If the applicant shall solicit orders for future delivery, the location of such goods at the tie that said application is made and the proposed method and estimated time of delivery.

(j) The make, model, color, identification number and State marker number of the vehicle if any to be used by the applicant in the performance of the vending or soliciting activities, whether said vehicle be owned by said applicant, his or her employer or any other person.

✔ (k) Two prints of a full face photograph taken not more than thirty days prior to the date of application of any person who will be vending or peddling within the Town of Orange.

(l) An Application for a Vendor's License shall indicate the special event for which the Vendor's License is sought.

(m) Proof of an insurance policy issued by an insurance company licensed to do business in the State of Connecticut, protecting the applicant and the Town of Orange from all claims for damages to property and bodily injury including death, which may arise from operations under or in connection with the license in a single limit amount of not less than $1,000,000. Such insurance shall name as an additional insured, the Town of Orange, and shall provide that the policy shall not terminate or be canceled prior to the expiration date without thirty days advance, written notice to the Town of Orange.

(n) A statement as to whether the applicant has been convicted of any offense, as defined in Section 53a-24 of the Connecticut General Statutes, and if so, the nature of the offense and the penalty imposed, if any.

(o)The applicant's fingerprints to be taken by the Police Department which will remain with said application for a period not to exceed five years.

(p) If the goods to be vended or peddled are food, beverage, or other consumable food products, then a copy of the license received under the Town of Orange Ordinance Requiring Licensing of Places Dispensing Food or Beverages Covered by the State Public Health Code (the "Food License").

SEC V At the time of submitting such application, the applicant shall also show a valid motor vehicle operator's license or other such identification satisfactory to the Police Department and pay the sum of $25.00 to the Police Department as the fee for the issuance of said Vendor's License and/or the sum of $125.00 to the Police Department as the fee for the issuance of a Peddler's License. The licensing fee under this Section shall be waived for any veteran of any branch of the armed services of the United States of America upon presentation of a copy of the applicant's Honorable Discharge.

SEC VI Upon compliance by the applicant with the provisions of Section IV and V hereof, the Chief of Police shall issue a Vendor's License or Peddler's License, as the case may be, to the applicant, which license shall set forth the name and address of the applicant and of his employer if any, the date of issuance of the license, the words "Licensed Vendor" or "Licensed Peddler", as the case may be and the nature of the goods to be sold or for which orders will be solicited, or the nature of the services to be performed as the case may be; provided however that the Chief of Police shall not be required to issue such license to any person who has been convicted of any violation of this ordinance or of a crime as defined in Section 53a-24 of the Connecticut General Statutes.

SEC VII Vending is prohibited within the Town of Orange with the following exceptions:

(a) During special events or activities held or promoted by the Town of Orange, or any of its Boards, Commissions, Agencies or duly appointed Officials or Committees, including the Memorial Day Parade and the Annual Independence Day Celebration, but specifically excluding the Orange Volunteer Fireman's Carnival and the Orange Country Fair, or any event or activity where the Board of Selectmen specifically vote to prohibit vending.

(b) Vending shall be authorized only within or adjacent to the location of the special event and shall occur only within a specific location or area which shall be designated by the Chief of Police after consideration of the Public Health Safety and Welfare and specifically delineated on the license issued by the Chief of Police.

SEC VIII Peddling is prohibited within the Town of Orange with the following exceptions:

(a) Peddling shall occur only between the hours of 10:00 a.m. and one-half hour prior to sunset.

SEC IX No vendor or Peddler shall:

(a) Vend or peddle except as authorized under this ordinance.

(b) Leave any stand or motor vehicle from which vending or peddling occurs unattended.

(c) Store, park or leave any stand overnight on any street or sidewalk or park any motor vehicle other than in a lawful parking space.

(d) Sell food or beverages for immediate consumption unless he has available for public use his own, or a public litter receptacle which is available for his patron's use.

(e) Leave any location without first picking up, removing and disposing of all trash or refuse remaining from sales made by the vendor or peddler.

(f) Solicit or conduct business with persons in motor vehicles.

(g) Sell anything other than that which is authorized under the license to vend or peddle.

(h) Sound or permit the sounding of any device which produces a loud and raucous noise or use or operate any loud speaker, public address system, radio sound amplifier or similar device to attract the attention of the public.

SEC X No vendor or vending motor vehicle or peddler using a motor vehicle to go door to door shall conduct his business in such a way as would:

(a) restrict or interfere with the ingress or egress of the abutting property by the owner or tenant or create or become a public nuisance, increase traffic congestion or delay, or constitute a hazard to traffic, life or property or an obstruction to adequate access to fire, police or sanitation vehicles.

(b) Stop, stand or park any vehicle upon any street or permit it to remain there except on the roadway at the curb for purpose of vending or peddling therefrom.

SEC XI Health and sanitation requirements for food and beverage vending.

(a) The equipment used in vending food and beverages shall be inspected upon application for a license by the Town Sanitarian who shall issue a Food Service Establishment Inspection and Report Form which shall be a condition precedent to the issuance of a license under this ordinance.

(b) Each business vending or peddling food or beverage shall be inspected in accordance with the requirement of the Public Health Code and the Town Ordinance requiring licensing of places serving foods or beverages covered by the State Public Health Code.

SEC XII A Peddler's License issued pursuant to Section VI shall be non-transferable and shall entitle the licensee, for the period of one year from the date of issuance, unless revoked or suspended, to peddle, vend, sell or offer for sale or solicit orders for future delivery of the goods or to perform the services specified in the license application; provided that the license together with the Food License if applicable, shall be conspicuously displayed at the place where the activity for which the license was issued is undertaken.

SEC XIII A Vendor's License issued pursuant to Section VI shall be nontransferable and shall entitle the licensee to vend or offer for sale or solicit orders for future delivery of the goods or to perform the services specified in the license application for the duration of and only during the hours of operation of the special event for which the license is issued provided that the license, together with the food license, if applicable, shall be conspicuously displayed at the place where the activity for which the license was issued is undertaken.

SEC XIV Denial, revocation and suspension.

(a) Any license may be denied, suspended or revoked for any of the following reasons:

1) fraud or misrepresentation contained in the application for the license
2) fraud or misrepresentation made in the course of carrying on the business of vending or peddling
3) conduct of the licensed business in such a manner as to create a public nuisance or constitute a danger to the public health, safety, welfare or morals
4) conduct which is contrary to or in violation of the provisions of this ordinance
5) conviction of a crime as defined in Section 53a-24 of the Connecticut General Statutes

SEC XV This ordinance shall not apply to the following:

(a) "Tag Sales" conducted by Town of Orange residents on their own premises;

(b) The display of goods by persons having established places of business in the Town on the sidewalks or areas adjacent to their places of business if and as permitted by the zoning regulations of the Town of Orange and other applicable laws;

(c) Sales by farmers and gardeners of the produce of their farms and gardens;

(d) The sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods;

(e) Sales on approval, conditional sales of merchandise, or the taking of orders for merchandise for future delivery when full payment is not required at the time of solicitation;

(f) Sales by sales persons selling foods to retail or wholesale stores for resale;

(g) Sales of goods in the manner and in the places described in Section I and II hereof on behalf of an organization, society or association for charitable, religious, patriotic, philanthropic or Town purposes or if authorized by the Board of Selectmen licensees or contractors of such an organization, society or association for such purposes.

(h) Sales pursuant to auctions under Section 21-2 of the Connecticut General Statutes.

SEC XVI It shall be unlawful to make any false statement for the purpose of obtaining a Vendor's License. Any person who violates any provision of this ordinance shall be subject to arrest and prosecution by the proper authorities and may be fined $100 or each offense, with an additional $100 per day for each day that the violation continues. Upon conviction of a violation of this ordinance, a Licensee shall deliver his Vendor's License or Peddler's License to the Chief of Police who shall revoke said license and such person shall not thereafter be entitled to engage in the activities for which a Vendor's License or Peddler's License is required by this ordinance without obtaining a new Vendor's License or Peddler's License pursuant to the applicable provisions of this ordinance.

SEC XVII If any provision of this ordinance is held void by a court of competent jurisdiction, such holding shall not affect any other provision of this ordinance.

SEC XVIII Upon the effective date of this ordinance, the ordinance entitled, Ordinance for Control of Vending Activities, adopted by the Board of Selectmen on November 20, 1984 and the Ordinance entitled Town Ordinance Concerning Itinerant Vendors adopted at a Special Town Meeting on May 24, 1939 shall be and hereby are repealed.

SEC XIX This ordinance shall become effective on the twenty-first day after its publication in accordance with Section 3.4 of the Orange Charter.

Notice of Enactment of Ordinance dated at Orange, CT this 10th day of December, 1998.

TOWN OF ORANGE
BOARD OF SELECTMEN

BY: _____
Robert C. Sousa,
First Selectman

ATTEST: _____
Patrick B. O'Sullivan,
Town Clerk

file:g\vendord.ph

Legal Notice published in New Haven Register on November 24,1998
Public Hearing held on December 9, 1998
Ordinance adopted by the Board of Selectmen on December 9, 1998.
Ordinance published in the New Haven Register on December 15, 1998.
Ordinance effective January 5, 1999.