

# DOES NOT NEED BOND – JP

## Town of Holly Springs, N.C. Solicitors / Peddlers Permit Application

*IMPORTANT INFORMATION ABOUT THIS DOCUMENT*

ALL INFORMATION CONTAINED ON THIS APPLICATION WILL BE DEEMED A PUBLIC RECORD AND WILL BE SUBJECT TO INSPECTION OF ANY CITIZEN REQUESTING ACCESS TO THE INFORMATION, PURSUANT TO THE PUBLIC RECORDS LAWS OF THE STATE OF NORTH CAROLINA.

(Please Print)

Name of Applicant:

Address of Applicant:

Applicant's Phone: ( )

Name and Address of Principal, Company or Employer Represented, if Applicable:

Phone: ( )

Description of Goods or Services:

Applicant Intends To:

- Receive full payment for goods or services to be provided immediately.
- Receive full payment for goods or services to be provided in the future.
- Receive deposit for goods or services to be provided in the future with balance due thereafter.
- Take orders with no payment or deposit until delivery of goods or services.

Area(s) of Town to be affected:

- All
- Residential only
- Commercial only

Applicant Is:

- Independent, selling own product or inventory
- Agent of a marketing company
- Paid sales employee of company / manufacturer / service provider

Complete Physical Description of Applicant:

Height: \_\_\_\_ ft. \_\_\_\_ in. Weight: \_\_\_\_\_ lbs.

Sex: \_\_\_\_ M \_\_\_\_ F Race: \_\_\_\_\_

Date of Birth: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Vehicle / Method of Transportation Description:

Description of vehicle or method of transportation applicant intends to use for business purposes while in the Town:

Color(s) of Vehicle: \_\_\_\_\_

License Plate #: \_\_\_\_\_ State: \_\_\_\_\_

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

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

(Or.)

State-Issued Photo I.D. # \_\_\_\_\_ State: \_\_\_\_\_

Town of Holly Springs Code Chapter 4, Article 5 restricts the hours and days for soliciting to: **9 a.m. to 6 p.m. Monday through Saturday. No soliciting is allowed at any time on Sunday.**

Statement of Schedule:

Applicant intends to carry on business within Holly Springs from (date) \_\_\_\_\_ through (date, no more than 12 months) \_\_\_\_\_, but only during the hours and on the days allowed by Town of Holly Springs Ordinance, as stated above.

Statement of Criminal History:

Have you ever been convicted of a criminal offense?

Yes No

Has your manager/supervisor ever been convicted of a criminal offense?

Yes No Don't Know Don't have manager

Has your employer ever been convicted of a criminal offense?

Yes No Don't Know Don't have employer

If you answered "Yes" to any of the questions above, provide the following additional information:

Name of person convicted: \_\_\_\_\_ Nature of offense, if known \_\_\_\_\_

Punishment assessed: \_\_\_\_\_ When did offense occur? \_\_\_\_\_

Where did offense occur? \_\_\_\_\_

List all persons (up to 10 per permit), other than yourself, who would be engaged in soliciting in your behalf:

Name: \_\_\_\_\_ Birth date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ I.D.# and State: \_\_\_\_\_

Name: \_\_\_\_\_ Birth date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ I.D.# and State: \_\_\_\_\_

Name: \_\_\_\_\_ Birth date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ I.D.# and State: \_\_\_\_\_

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Name: \_\_\_\_\_ Birth date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ I.D.# and State: \_\_\_\_\_

Name: \_\_\_\_\_ Birth date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_ I.D.# and State: \_\_\_\_\_

\* "I.D. # and State" can be a driver's license number or a State-issued photo identification card number. It is REQUIRED.

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## FOR OFFICE USE ONLY:

- The applicant has provided a receipt or actual privilege license issued by the Town of Holly Springs evidencing that the applicant or authorized individual of the organization has paid the required privilege license fee for the current year.
- The applicant and all agents have presented driver's licenses or other state-issued photo identifications.
- The application is deemed complete, and applicant has sworn to [or affirmed] that its content is truthful.
- The applicant has paid a fee of \$25, payable to the Town of Holly Springs, for processing of this application.
- The applicant has furnished a surety bond, to be in effect for 180 days from expiration of this permit, in the penal amount of \$5,000 to the Town, if applicable.
- The applicant has paid a \$1 fee for each certified copy of the permit issued under this application.
- The applicant has been provided a copy of the Rules and Procedures for solicitors and peddlers.

\_\_\_\_\_  
Signature of Authorized Department of Public Safety Official

\_\_\_\_\_  
Date

**Permit Is Approved.**      Permit Number:                      Issue Date:                      Expiration Date:

**Permit Is Denied.**                      Reason(s) for Denial:



THE TOWN OF

# Holly Springs

Dear Applicant:

Thank you for your interest in conducting business in the Town of Holly Springs. In order for us to help safeguard our residents from unscrupulous marketing scams, the Town of Holly Springs requires all companies who solicit business by going door-to-door, including those whose activity is limited to leaving promotional / advertising materials, to register with the Town.

Enclosed is a summary of the Town's ordinance on door-to-door sales and a copy of the actual application. The fee is \$25 and the turn-around time is between 5 and 7 business days. Follow these easy steps:

**1. Buy a Bond** – *(This does not apply to those leaving promotional items to advertise a business or those who provide immediate delivery of goods, but only to those who take orders or receive cash or credit card information for future delivery of goods and services).*

If you are required to buy a bond -- Purchase a general liability insurance policy or performance bond in the minimum amount of \$5,000 with the Town of Holly Springs as beneficiary. The term of the policy should extend 12 months and 180 days from the day you submit your application to us.

**Or**, a company's certificate of liability insurance can be used in lieu of a separate bond. Please provide a copy for the Town of Holly Springs; P.O. Box 8; Holly Springs, NC 27540.

**2. Know the Rules and Send in Application** -- Complete the application (one application may be used for up to 10 employees) and mail it, fax it or bring it to the address on this letterhead, together with a copy of your insurance certificate or bond declaration sheet, if applicable.

**3. Application Review** -- The Police Department will process the application, usually within 5 to 7 business days. The Town Clerk will notify you by phone, email or mail when your permit(s) have been approved or denied.

Once approved, your permit(s) will be valid for up to 12 months. Permits should be picked up from the Town Clerk's office in person, and permit holders will be required to pay the application fee of \$25 for each application submitted.

**4. Obtain Privilege License** – At the same time, you must also obtain a privilege license from the Town of Holly Springs finance office.

All companies conducting business in the Town of Holly Springs are charged an annual tax, called a privilege license. For most types of business, the fee is \$25 for a full year and \$12.50 if six months or less are left in the fiscal year, which begins July 1.

**5. Go to Work, Politely** -- Once you have obtained your solicitor's permit(s) AND your privilege license, you may begin conducting door-to-door activities in Holly Springs. And, we will thank you for observing hours of operation noted in the ordinance and courteous, professional behavior toward our residents.

**6. Be Neat** -- If your activities involve leaving advertising literature – please be mindful of how you affix your materials so that windblown litter or damage to house paint caused by tape do not continue to be problems in our neighborhoods.

If you have any questions about this packet of information, please feel free to call me at (919) 557-3900.

Sincerely,

Joni Powell, CMC  
Town Clerk

Office of the Town Clerk

128 S. Main Street • P.O. Box 8 • Holly Springs, NC 27540 • (919) 557-3900 • (919) 552-0654 fax  
joni.powell@hollyspringsnc.us • www.hollyspringsnc.us

# Town of Holly Springs, N.C.

## Solicitors / Peddlers Ordinance Rules & Procedures

**Please read this information carefully and share with each person in your group. Failure to comply with the following rules may result in the revocation of your permit(s) and by any or both of the following ways as provided by law:**

1. A violator can be charged with a Class 3 Misdemeanor and fined up to \$100 or imprisoned for up to 20 days.
2. A violator may be cited for each offense, and each citation would carry a \$100 penalty.

**According to Chapter 4, Article 5 of the Town of Holly Springs Town Code, the following rules apply to any persons soliciting in Holly Springs:**

### Permit Information:

1. Applicant must purchase a surety bond (in the total penal amount of \$5,000) from an insurance company covering the applicant and any agents, employees or other persons who would be conducting business under the permit. Beneficiary of the bond would be the Town of Holly Springs, and such bond would be for the use and benefit of all persons who may make any purchase or give any order to an applicant or agent or employee of the applicant. The bond shall be in effect for 180 days from expiration of the permit.

If applicant works for a bonded company, a certificate of insurance from that company will suffice.

*This requirement does not apply to solicitors who (a) provide immediate delivery of goods and (b) who do not use product demonstrations that may cause damage to property AND (c) who do not use an off-road vehicle such as a push-cart or bicycle in conducting sales.*

2. A permit issued by the Town Clerk's Office is required **BEFORE** applicants can begin going door-to-door. Apply at the Holly Springs Town Clerk's Office in Town Hall, 128 S. Main Street, for a permit to conduct business in the Town of Holly Springs as a solicitor. The cost to apply is \$25 and is payable upon receipt of permit approval, if an application is approved. **Permits are issued within five (5) business days of application.**

3. Applicant (or sponsoring organization or business) must also pay a privilege license tax in the Town of Holly Springs Finance Office, 128 S. Main Street. The cost of a privilege license for a full year is generally \$25 or \$12.50 for a half year. This is a tax on the privilege of doing business in Holly Springs and is required by ordinance. The privilege license tax may be paid at the same time fees are paid for the solicitor's permit.

4. Permits expire whenever the earliest of the following events occurs: 12 months; or when *any* information contained on the application changes. In the event any information changes, a new application must be filed and applicable fees paid.

5. Any representative of the Holly Springs Police Department may revoke a permit when there is a reasonable factual basis that doing so would be in the best interest of the health, safety, welfare and morals of the public.

6. A permit is not transferable to another person.

### Multiple Users:

1. A single permit may be used by the applicant and up to 9 other people, provided the names of the other permit holders are named on the face of the permit.

2. If there are more than 10 total users, additional original permits would be required and the non-refundable application fee of \$25 would be charged for each application processed; however, only a single surety bond and a single privilege license would be required.

3. The applicant should carry the original, and each other person in the group must carry a duplicate original or a *Certified Copy of the Original Permit*, certified by the Town Clerk.

4. Each person in the group must possess (and produce) a driver's license or other state-issued photo identification. Each person must carry such identification at all times while engaged in business. Photo ID issued by a private company or organization will not be accepted as a substitute.

5. A permit or certified copy of the original permit is not transferable.

### Prohibited Acts:

1. Solicitors may not enter upon on any premises marked with "No Solicitors" or other such similar signage or indication that solicitors are uninvited.

2. It is unlawful to fail to display an original or certified copy of the permit upon demand of a police officer or at the request of a citizen.

3. No soliciting may take place before 9 a.m. or after 6 p.m. Monday through Saturday.

4. No soliciting may take place at any time on Sunday.