

Hawkers, Peddlers and Transient Traders Definitions, Requirements for Permits and Penalties for Failing to Obtain a Permit

The City of Bangor regulates Hawkers, Peddlers and Transient Traders through ordinances that have been adopted since 1941. Such persons are required to obtain a permit. Failure to obtain a permit constitutes a violation of the City's code of ordinances. Until recently, violations have been misdemeanors prosecuted by the City Attorney through Van Buren Courts. Since May 1, 2001, a violation of the ordinances are a municipal civil infraction in which a citation is issued and the individual is assessed a fine according to the schedule below. Failure to pay the municipal civil infraction citation or deny responsibility moves the violation to the courts where the proceedings may lead to a misdemeanor prosecution.

City of Bangor Code of Ordinances: Title XI, Chapter 111

SECTION 111.01 DEFINITION. Hawkers, Peddlers and Transient Traders for the purpose of and as used in this chapter, shall be construed to mean and include any person who shall go about from place to place within the City in any manner whatsoever, or who shall from any stand, cart, vehicle or other device in or upon any street, highway, sidewalk, or in or upon any open place or places or space or public building or other place within the city, sell, offer for sale, solicit orders for any goods, wares, merchandise or refreshment, or any kind of property or thing whatsoever, to any person not a dealer therein. Any person or persons who shall go about from house to house, or place to place, and sell or offer to sell, any article or trade or commerce to be delivered then or in the future shall be deemed to be a HAWKER, PEDDLER, or TRANSIENT TRADER within the meaning of this chapter. (March 3-1941)

SECTION 111.02 LICENSE REQUIRED; FEE.

(A) No hawker, peddler, or transient trader, shall sell, offer for sale, or solicit orders for by sample or otherwise, any goods, wares, merchandise, refreshments, or any kind of property or thing whatsoever within the city without first having paid for and obtained from the City Clerk a license to do so. (March 3-1941)

City of Bangor Code of Ordinances: Ordinance # 252

AN ORDINANCE TO CREATE, UNDER TITLE 1, GENERAL PROVISIONS OF THE CITY OF BANGOR MICHIGAN, CODE OF ORDINANCES, SECTION 11. SCHEDULE OF RATES AND FEES, AN ORDINANCE AUTHORIZING THE CITY COUNCIL, BY MAJORITY DECISION, TO ESTABLISH, FROM TIME TO TIME RATES AND FEES FOR SERVICES; PERMITS; PENALTIES; PAYMENTS; RATES AND FEES FOR UTILITIES, BUILDING AND CONSTRUCTION, OFFENSES AGAINST CITY ORDINANCES, AND OTHER RATES AND FEES AS MAY, FROM TIME TO TIME, BE DECIDED BY MAJORITY VOTE OF THE CITY COUNCIL.

SECTION 11.05 GENERAL PROVISION

(A) As permitted under the Charter for the City of Bangor, Section 3.1 General Powers the City Council, the City Council is hereby authorized to establish various rates and fees for services; permits; penalties; payments; rates and fees for utilities, building and construction; offenses against City ordinances; and, other rates and fees as may, from time to time, be decided by majority vote of the City Council.

(B) The Schedule of Rates and Fees may be amended individually or collectively by simple Council action brought by motion, supported and approved by majority vote of the City Council at any regularly scheduled meeting of the Council. (September 26, 2000)

CITY OF BANGOR ORDINANCE # 257; MUNICIPAL CIVIL INFRACTION ACTIONS AND CITATIONS; MUNICIPAL ORDINANCE VIOLATIONS BUREAU

AN ORDINANCE TO CREATE, UNDER TITLE 1, GENERAL PROVISIONS OF THE CITY OF BANGOR MICHIGAN, CODE OF ORDINANCES, SECTION 12, ESTABLISHMENT OF GENERAL PENALTIES AND SANCTIONS FOR VIOLATIONS OF THE CODE OF ORDINANCES FOR THE CITY OF BANGOR, CONTINUING VIOLATIONS, INJUNCTIVE RELIEF, AND THE ESTABLISHMENT OF A MUNICIPAL ORDINANCE VIOLATIONS BUREAU, AND AMENDING TITLE XIII, CHAPTER 130.01 (b) (3) TO INCLUDE PUBLIC URINATION AND THE RIDING OF SNOW MOBILES ON PUBLIC STREETS AS A MUNICIPAL CIVIL INFRACTION AND PROVIDING FOR PENALTIES AND SANCTIONS FOR VIOLATIONS OF THE ORDINANCE.

Section 12.10 General Provisions, subsection F 1) g)...

Itinerant/Temporary Business - Hawkers & Peddlers Permits - Amending Title XI, Chapter 111 to establish classifications, fees, penalties and sanctions.		
Locale of Requesting Party	Permit Limits & Fee	Offense / Violation
Local (49013 Zip Code)	1-10 days/\$5/day	1st Offense - \$50
Local Charitable Organizations 501c3 or 501c6	10+ days \$500 total May be reduced/waived by Clerk	2nd Offense - \$75 3rd Offense - \$100
Local Civic or Service Organizations		
Non-Local (Non 49013 Zip Code)	1-5 days-\$25/person/day	1st Offense - \$50
Door-to-Door Residential or Commercial Peddling	6 or more days-\$5/day/person	2nd Offense - \$75 3rd Offense - \$100
Civic/Service/Charitable Organizations	May be reduced by half by Clerk	

(Effective May 1, 2001)