



CITY OF GERING

APPLICATION FOR TEMPORARY/TRANSIENT MERCHANT AND FOOD VENDORS/MOBILE FOOD VENDORS

This application is for a permit for all persons not having a permanent place of business within the City of Gering to engage in the business of selling or offering for sale any foods, goods or merchandise in any open space, from a temporary stand, under tents, from a vehicle on property not owned by such person, or by door-to-door solicitation. There is a waiting period of 5 (five) working days after the application has been filed and the fee is paid before the permit can be issued.

§ 114.02 LICENSE REQUIREMENT.

(A) Any person who is an itinerant merchant, peddler, or solicitor shall obtain a license before engaging in such activity within the city.

(B) The fee for the license required by this chapter shall be as set from time to time by the City Council.

(C) No license issued under this chapter shall be transferable.

(D) All licenses issued under this chapter shall expire 90 days after the date of issuance thereof.

Penalty, see § 10.99

§ 114.03 APPLICATION PROCEDURE.

(A) All applicants for licenses required by this chapter shall file an application with the Clerk. This application shall be signed by the applicant if an individual, or by all partners if a partnership, or by the president if a corporation.

Applicant Name: _____
last first middle

Home Address: _____

Phone No: _____

Driver's License No: _____ State _____ Expires _____

Business or Organization Name: _____

Permanent Address: _____

Mailing Address: _____

Phone No: _____

Please state the nature of food, goods, wares and merchandise to be sold under the license; whether from stock in possession or by sample; whether by direct sale or taking orders for future delivery:

Date(s): _____

Time period or periods during which it is proposed to carry on applicant's business.

Location: _____

If not applying for a door-to-door permit, have you obtained permission from the property owner to locate on the property: _____

Please state place(s) within the last six-month period where applicant has conducted a temporary/transient business:

If applicant is applying for a door-to-door solicitor's permit, please list the names of each employee who shall be soliciting. Proof of employment for each employee is required: _____

§ 114.04 STANDARDS FOR ISSUANCE.

(A) Upon receipt of an application, an investigation of the applicant's business reputation and moral character shall be made.

(B) The application shall be approved unless such investigation discloses tangible evidence that the conduct of the applicant's business would pose a substantial threat to the public health, safety, morals, or general welfare. In particular, tangible evidence that the applicant:

(1) Has been convicted of a crime of moral turpitude; or

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(2) Has made willful misstatements in the application; or

(3) Has committed prior violations of ordinances pertaining to itinerant merchants, peddlers, solicitors, and the like; or

(4) Has committed prior fraudulent acts; or

(5) Has a record of continual breaches of solicited contracts.

will constitute valid reasons for disapproval of an application.

§ 114.08 EXHIBITION OF IDENTIFICATION.

(A) Any license issued to an itinerant merchant under this chapter shall be posted conspicuously in or at the place named therein. In the event more than one place within the city shall be used to conduct the business licensed, separate licenses shall be issued for each place.

(B) The Clerk shall issue a license to each peddler or solicitor licensed under this chapter. The license shall contain the words "Licensed Peddler" or "Licensed Solicitor," the expiration date of the license, and the number of the license. The license shall be kept with the licensee during such time as he is engaged in the business licensed.

Penalty, see § 10.99

AFFIDAVIT

The undersigned agrees to comply fully with the rules and regulations of the City of Gering, governing the permit requested, and declares that the foregoing information contained in the application is true and correct.

Signature of Applicant

Date

CERTIFICATION

This application has been approved and permit issued on this _____ Day of _____, 20____.

Fee Paid \$ _____

Signature of City Clerk

(SEAL)

If denied, reason why: _____

