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MUNICIPAL CLERK/VITAL STATISTICS

Application Form for Transient Merchants and Itinerant Vendors

ORDINANCE #95-15 / #96-07

LICENSE REQUIRED:

- A. It shall be unlawful for any transient merchant to transact business within the confines of the Township of Fairfield unless such merchant and the owners of any good, wares or merchandise to be offered for sale or sold, if such are not owned by the merchant, shall have first secured a license and shall have otherwise complied with the requirements of this chapter.
- B. Any person or entity that transacts a transient business as defined herein without having first obtained a license in accordance with the provisions of this chapter or who knowingly advertises, offers for sale or sells any goods, wares, merchandise or services in violation of the provisions of this chapter shall be a disorderly person. The penalties prescribed herein shall be in addition to any other penalties prescribed by law for any crime committed by the licensee.

1. Name and permanent address of transient merchant, (if the application is a firm or corporation, supply the name and business and home addresses of the members of the firm or the officers of the corporation as the case may be) and telephone number:

2. If the applicant is a corporation, provide the following:

- a. Date of Incorporation: _____
- b. The State of Incorporation: _____
- c. Date when qualified to transact business in State of New Jersey: _____

3. State the name and address of the transient merchant's registered agent or office:

4. Provide a statement illustrating the type of business proposed:

5. Provide the length of time for which the applicant desires to transact such business:

6. Provide the location or locations or such proposed place of business:

7. Provide, if any, the number of convictions for misdemeanors or crimes and the nature of the offenses for which convicted:

8. DOCUMENTS TO BE PRODUCED AND ATTACHED TO THIS APPLICATION:

- a. _____ Proof that the applicant has acquired all other required township, county and state permits and licenses, including those for the collection of sales taxes.
- b. _____ Proof that the application has obtained the consent of the owner of the premises upon which the transient business shall take place.
- c. _____ Copy of written agreement whereby the registered agent agrees to act as the agent for the transient merchant upon whom any process, notice or demand required or permitted by law to be served upon the transient merchant may be served.

9. FEE REQUIREMENT:

Each application for a transient merchant license shall be accompanied by a license fee as follows:

- | | |
|------------------|--------------------|
| 1 day = \$50.00 | 30 days = \$150.00 |
| 3 days = \$75.00 | 90 days = \$250.00 |

10. NON-TRANSFERABILITY AND VALIDITY OF LICENSE:

A transient business license shall not be transferable, shall be valid only within the territorial limits of the Township of Fairfield, shall be valid only for the specified period, shall be valid only for the business stated in the application and shall be valid only one (1) person unless such person shall be a member of a partnership or employee of firm or corporation obtaining such a license.

11. PROFESSION AND DISPLAY REQUIREMENTS:

Every person holding a license under this chapter shall carry the license with him or at his business premises while engaged in the business license. Such license shall be produced at the request of any official of the Township.

12. VIOLATIONS AND PENALTIES:

- a. *First Offense:* A fine of not more than one thousand dollars (\$1,000.00) or ninety (90) days in jail or a period of community service not to exceed ninety (90) days.
- b. *Second Offense:* A fine of not less than one hundred fifty dollars (\$150.00) nor more than one thousand dollars (\$1,000.00) or ninety (90) days in jail or a period of community service not to exceed ninety (90) days.
- c. *Third and Subsequent Offense:* A fine of not less than three hundred dollars (\$300.00) nor more than one thousand dollars (\$1,000.00) or ninety (90) days in jail or a period of community service not to exceed ninety (90) days.

WITNESS:

BY: _____

AFFIX CORPORATE SEAL

DATE: _____

AMENDMENT TO TRANSIENT MERCHANT PERMIT

It is a condition of this permit that the sale of “silly string” or similar products shall result in the immediate revocation of this permit, the removal of the vendor from the parade site, and the issuance of permits for Township of Fairfield events in the future.

Applicant's Signature

Date