



PEDDLER'S LICENSE APPLICATION FORM

Schedule "A"
Town of Hartland
By-Law Number B 51
A By-law Respecting Peddlers

Section 3.1 of By-law No. 51 states: *No person shall, within the Town, peddle or hawk, or carry from place to place for peddling or hawking, any goods or merchandise unless that person has been issued a peddler's license therefore by the Municipal Representative.*

Section 3.5 of By-law No. 51 states: *An application for a peddler's license must include written consent from the owner or duly authorized occupier of the land where the peddler proposes to carry on business stating that the peddler has permission to use the land, if it is not owned by the Town of Hartland.*

Section 3.7 of By-law No. 51 states: *Upon acceptance of the peddler's application, a license will be issued to that peddler after payment by the peddler of a fee as follows, if the land is not owned by the Town of Hartland:*

\$10.00 per day HST Exempt

\$40.00 per week HST Exempt

\$100.00 per month HST Exempt

OR

Section 4.1 of By-Law No. 51 states: A peddler may request to set up on Town Property. Subject to the Municipal Representative's approval, the rates are:

\$20.00 per day HST Exempt

\$60.00 per week HST Exempt

\$150.00 per month HST Exempt

Name of Applicant: _____

Home Address: _____

Phone: _____

Name of Business: _____

Nature of Business: _____

Means of Peddling: Door to Door Yes No

Outside Location Yes No

Location Detail: _____

Vehicle Yes No

Vehicle Detail: _____

Other Approvals Required: Provincial Yes No
Federal

Land Owner Yes No

If "Yes" to provincial, federal or private land owner approvals required, please attach evidence indicating these approvals have been obtained.

I am requesting a Peddler Licence for:

the following individual dates: _____

the following week(s): _____

the following month(s): _____

A copy of my insurance certificate is attached for \$1,000,000 CGL.

Note: There will be no refunds to a Peddler Licence if they are unable to attend the dates for which they have applied.

I am requesting to set up on provincial, federal or privately-owned land located at: _____ at the following rates:

\$10.00 per day HST Exempt

\$40.00 per week HST Exempt

\$100.00 per month HST Exempt

*(*Letter from Land Owner must accompany application.)*

I am requesting to set up on Town property located at: _____ at the following rates:

\$20.00 per day HST Exempt

\$60.00 per week HST Exempt

\$150.00 per month HST Exempt

I am requesting to use the Town's electricity at the following rates, if available:

\$10.00 per day HST Exempt

PENALTIES

Please initial at the bottom of this section, to signify that you have read and understand the possible penalties with this license should it be issued.

A person who violates any provision of this by-law is guilty of an offence, is liable to a fine of not less than fifty dollars (\$50.00) and not more than two hundred dollars (\$200.00)

Where in the opinion of the Municipal Representative a peddler has violated any provision of this by-law, the Municipal Representative shall in addition to any other remedy or penalty prescribed herein, by notice served upon the peddler, revoke the peddler's license issued to that peddler.

The notice referred to in Section 6.2 shall be sufficiently served upon the peddler if it is delivered personally to the peddler, or if it is mailed prepaid registered post to the last known residence or place of business of the peddler.

Service of the notice referred to in Section 6.2 by registered post shall be deemed to have been effected 5 days after the notice was deposited in the mail.

I hereby apply for a peddler's license as described above and upon receiving approval agree to pay the license fee prior to receiving my license.

Applicant's Signature: _____ Date: _____

Clerk's Signature: _____ Approval Date: _____

TOWN OF HARTLAND

**BY-LAW B – 51
PEDDLERS BY-LAW**

**A BY-LAW TO REPLACE BY-LAW NO. B-1 AND B-2
FOR THE MUNICIPALITY OF HARTLAND
RESPECTING TRANSIENT TRADERS AND PEDDLERS LICENSEES
FOR THE TOWN OF HARTLAND**

The Council of the Municipality of Hartland under authority vested in it by Section 11 of the Local Governance Act, S.N.B. 2017, c.18 and amendments thereto replaces the by-laws enacted February 15, 1951 regarding Peddling and Licensing in the Town of Hartland with the following by-law:

1. TITLE

1.1. This by-law may be cited as the "Peddlers By-law."

2. DEFINITIONS

In this by-law:

2.1. "PEDDLER" means any person who peddles or hawks or carries from place to place for the purpose of peddling or hawking goods or merchandise;

2.2. "PEDDLER'S LICENCE" means a peddler's licence and any renewal thereof issued pursuant to this by-law that has not expired or been revoked.

2.3. "MUNICIPAL REPRESENTATIVE" means the Enforcement Officer or such person as may be appointed by Council or municipal staff who issue the licences and collect the licence fees provided for in this by-law.

3. PEDDLER'S LICENSE

3.1. No person shall, within the Town, peddle or hawk, or carry from place to place for peddling or hawking, any goods or merchandise unless that person has been issued a peddler's licence therefore by the Municipal Representative.

3.2. A peddler's licence is valid only for peddling or hawking or for carrying from place to place for peddling or hawking the class or type of goods and merchandise expressly described or referred to on the face of the peddler's licence.

- 3.3. An application for a peddler's licence attached as Schedule "A" to this By-law shall be submitted by the peddler to the Municipal Representative.
- 3.4. Any person applying for a licence to peddle any type of food or food product for human consumption, shall obtain all necessary provincial or federal licenses or approvals to do so and shall provide evidence of this prior to being granted a peddler's licence under this by-law.
- 3.5. An application for a peddler's licence must include written consent from the owner or duly authorized occupier of the land where the peddler proposes to carry on business stating that the peddler has permission to use the land, if it is not owned by the Town of Hartland.
- 3.6. Upon receipt of a duly completed application the Municipal Representative shall either issue the licence forthwith or shall refer the application to Council, which Council shall decide to accept or reject such application.
- 3.7. Upon acceptance of the peddler's application, a licence will be issued to that peddler after payment by the peddler of a fee as follows, if the land is not owned by the Town of Hartland:
 - \$10.00 per day HST Exempt
 - \$40.00 per week HST Exempt
 - \$100.00 per month HST Exempt
- 3.8. A peddler must provide an Insurance Certificate to the Town confirming one million dollars (\$1,000,000) of Commercial General Liability (CGL) insurance is in place for the duration of the calendar year. Upon renewal of CGL insurance, the peddler will provide an updated insurance certificate confirming coverage is in place for the balance of the calendar year.
- 3.9. All applications must be made a minimum of 20 days in advance of the requested date. Thus allowing enough time for the application to be processed.
- 3.10. All peddler's license applications and issued licenses must be presented to Council in their monthly agenda package.

4. USE OF TOWN PROPERTY BY PEDDLERS

- 4.1. A peddler may request to set up on Town Property. Subject to the Municipal Representative's approval, the rates are:
 - \$20.00 per day HST Exempt
 - \$60.00 per week HST Exempt
 - \$150.00 per month HST Exempt
- 4.2. A peddler may use the Town's electrical service at the following rate schedule, if available:

\$10.00 per day HST Exempt

- 4.3 A peddler may only use predesignated areas as defined below:
Annex 1 – Tourism Centre, can be made available 7 days a week
Annex 2 – Library Parking Lot – Saturday and Sunday ONLY, with the exception of community events, usage may be restricted
Annex 3 – Arena Parking Lot – Saturday and Sunday ONLY, with the exception of community events, usage may be restricted.

- 4.4 For those using Town parking lots to set up as a peddler, they must ensure for safety of the public that their service area is facing the interior of the parking lot, thus ensuring the public are not in the street or on the sidewalks when purchasing products.

5. BY-LAW EXEMPTIONS

- 5.1. Commercial travellers or other persons selling direct to dealers who are ratepayers in the Town.
- 5.2. Minors, whose parents are ratepayers in the Town.

6. PENALTIES

- 6.1. A person who violates any provision of this by-law is guilty of an offence, is liable to a fine of not less than fifty dollars (\$50.00) and not more than two hundred dollars (\$200.00)
- 6.2. Where in the opinion of the Municipal Representative a peddler has violated any provision of this by-law, the Municipal Representative shall in addition to any other remedy or penalty prescribed herein, by notice served upon the peddler, revoke the peddler's license issued to that peddler.
- 6.3. The notice referred to in Section 6.2 shall be sufficiently served upon the peddler if it is delivered personally to the peddler, or if it is mailed prepaid registered post to the last known residence or place of business of the peddler.
- 6.4. Service of the notice referred to in Section 6.2 by registered post shall be deemed to have been effected 5 days after the notice was deposited in the mail.

7. BY-LAWS REPEALED

- 7.1. All by-laws, rules and regulations heretofore passed, adopted and observed by the Council's of the Town of Hartland by by-law number B1 "Licenses" and By-Law B2 "Transient Traders, Peddlers and Labourers" and their amendments are hereby repealed.



PEDDLER'S LICENCE
Town of Hartland
By-Law Number B-51
A By-law Respecting Peddlers

_____ of _____ is hereby granted a peddlers
Applicant's Name Business Name

license under by-law No. 51 to peddle

_____ on
Description of Goods to be Peddled

_____ to _____ at
Beginning Date Ending Date

_____ within the Town of Hartland.
Exact Location

Date

Clerk

Annex 1
Tourism Centre



L – Lions Club

VIC 1 – 4 will be available for lease 7 days a week.

VIC 5 – may not be available depending on the future use of the Visitor Information Centre.

Annex 2
Library Parking Lot



Library Only - Will not be leased as peddlers spaces on days the Library is open.
L 1 - L 16 will be made available Saturday and Sunday ONLY or for Special Events.

Annex 3



No delineated spaces will be determined at the time of drafting this by-law. If peddlers wish to lease the ground at the Arena, they can indicate which portion they wish to use.

The parking lot at the Arena will only be available Saturday and Sundays, with the exception of Community Events.

8. EFFECTIVE DATE

8.1. This by-law comes into effect on the date of final reading and enactment thereof.

Read for the First Time By Title Only: May 7, 2018

Read for the Second Time By Summary: June 4, 2018

Read for the Third Time by Title and Enacted on this 4 day of June, 2018



Darrin Foster
Mayor
Town of Hartland



Linda N. S. Brown
CAO/Clerk – Treasurer
Town of Hartland

