



**City of Twin Falls**  
 321 Second Avenue East  
 P.O. Box 1907  
 Twin Falls, Idaho 83303

# Transient Merchant, Vendors, Peddlers, & Solicitors License

*(The City Clerk shall issue a permit within ten days after receiving a completed application and payment of the fee.)*

This application is      New      For an Exemption      A Renewal      License #: \_\_\_\_\_      Expires: \_\_\_\_\_

This applicant, being first duly sworn, upon oath deposes and says:

That he/she is the owner, agent, consignee, or employee, whether as a resident of the City of Twin Falls or not, and desires to engage in the TEMPORARY business of selling and delivering goods, wares, merchandise and/or services within the City of Twin Falls, and who in furtherance of such purposes, hires, leases, uses or occupies a public or private place, building, motor vehicle, tent, railroad boxcar, public room in a hotel, lodging house, apartment, shop or any street or other place within the City of Twin Falls, for the exhibition and sale of such goods, wares, merchandise and/or services, either privately or at public auction.

Applicant Name: \_\_\_\_\_ Phone #: \_\_\_\_\_

Permanent address of business: \_\_\_\_\_

Address of business in Twin Falls: \_\_\_\_\_

Address where business is to be conducted: \_\_\_\_\_

Length of time business is to be conducted in the City: \_\_\_\_\_ Idaho State Sales Tax #: \_\_\_\_\_

Statement of nature, and quantity of the goods, wares, or merchandise to be sold or offered for sale: \_\_\_\_\_

Statement of nature and character of advertising done or proposed to be done to attract customers: \_\_\_\_\_

Business Capacity:                      Individual                      Partnership                      Corporation

If a Corporation, under the laws of what State: \_\_\_\_\_

If a Corporation list the officers of the Corporation:

Name	Address	Title
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Has the applicant or other persons engaging in this business ever been convicted of any crime, misdemeanor or felony? If yes, give the place where the conviction occurred, nature of the crime, date and punishment:      No      Yes

\_\_\_\_\_  
 \_\_\_\_\_



LISTING OF PEOPLE SELLING UNDER THIS LICENSE (continued)

Name	Social Security #	Date of Birth
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Photo(s) are attached \_\_\_\_\_ Finger Printing \_\_\_\_\_  
Certificate from the Health Department is attached (if required)  
Bonding provided (\$500 for applicant and \$500 for each salesperson)  
License fee paid (\$25 for applicant and each salesperson). Valid for three (3) months.  
Date Paid: \_\_\_\_\_ Amount: \_\_\_\_\_  
Renewal fee paid (\$25 for applicant and each salesperson). Valid for three (3) months.  
Date Paid: \_\_\_\_\_ Amount: \_\_\_\_\_

(If a partnership, all partners must sign)

**Signature of applicant** \_\_\_\_\_  
Name: \_\_\_\_\_ Birth date: \_\_\_\_\_

Residence of applicant: \_\_\_\_\_

Length of residence in Idaho: \_\_\_\_\_ Social Security #: \_\_\_\_\_

**Signature of applicant** \_\_\_\_\_  
Name: \_\_\_\_\_ Birth date: \_\_\_\_\_

Residence of applicant: \_\_\_\_\_

Length of residence in Idaho: \_\_\_\_\_ Social Security #: \_\_\_\_\_

**Signature of applicant** \_\_\_\_\_  
Name: \_\_\_\_\_ Birth date: \_\_\_\_\_

Residence of applicant: \_\_\_\_\_

Length of residence in Idaho: \_\_\_\_\_ Social Security #: \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Signed Notary Public \_\_\_\_\_

S E A L

Residing at \_\_\_\_\_

Commission expires \_\_\_\_\_

State of Idaho,  
County of Twin Falls ss.  
City of Twin Falls

For City Clerk questions call 208-735-7245

[Click here for the City Code \(Title 3 then Chapter 14\)](#)

Return completed form to: Deputy City Clerk, City of Twin Falls, 103 Main Ave. East, Twin Falls, ID 83301

**CITY STAFF USE ONLY:**

Approval Police Department:

Signature \_\_\_\_\_ Date \_\_\_\_\_

Comments:

\_\_\_\_\_

\_\_\_\_\_

**Information**

*This following is provided for informational purposes only. The official ordinance will prevail in any discrepancy with this information.*

**Definitions:**

1. **Peddler:** Any person traveling from house to house or from street to street carrying or transporting goods, wares, merchandise, food or farm products or provisions, offering and exposing the same for sale or making sales and delivering articles to purchasers, or who, without traveling from place to place shall sell or offer the same for sale from a vehicle or any other type of conveyance.
2. **Solicitor or Canvasser:** Any person traveling from house to house or from street to street taking orders for sale of goods, merchandise, or personal property of any nature for future delivery, or for services to be furnished or performed in the future, whether he/she is collecting advance payments on such sales or not. Such definitions shall include any person who, for himself, or for another person leases, uses or occupies any building, structure, tent, hotel room, apartment, shop or any other place within the City for the sole purpose of exhibiting samples and taking orders for future delivery.
3. **Transient Merchant, Itinerant Merchant or Itinerant Vendor:** Any person, firm or corporation who engages in a temporary business of selling and delivering goods, wares and merchandise within the City and who leases, uses or occupies any public or private place, building, motor vehicle, tent, public room in a hotel, lodging house, apartment, shop or any street or other place within the City for the exhibition and sale of such goods and merchandise, either privately or at public auction.
4. **Temporary Business:** A business which is expected to be in operation for six months or less within the City. This definition shall not include:
  - (A) Public or private auction for the disposal by an established business of its assets or an individual for items of personal and household use.
  - (B) Any person, partnership or corporation selling or dealing only with retail merchants within the City, and being exclusively wholesale sellers and dealers.
  - (C) Any religious or charitable corporation or organization engaging in any one or more of the above activities for strictly nonprofit purposes.
  - (D) Any arts or crafts shows or fairs where the items for sale are exhibited by the person producing the items; and, the exhibitor was invited by the sponsoring party; the names of participants are accumulated by the sponsoring party to be made available to the City Council or Clerk.
  - (E) Any sales pursuant to court order.
  - (F) The sale of farm or garden products by the persons producing such products.
  - (G) The sale of a newspaper subscription in which the seller is a person engaged in both the delivery and sale of the newspaper.
  - (H) Political groups seeking funds or memberships.
  - (I) Sales of Christmas trees and wreaths.

**Requirements and Additional Information:**

1. The person, partnership or corporation engaged in the above described activities shall not be relieved from complying with these provisions merely by associating temporarily with a local dealer, trader, merchant or auctioneer.
2. Anyone wishing to engage in any activity described above, and not specifically excluded, may petition the City Council and upon good cause shown, the City Council may grant an exemption.
3. Any person or business intending to conduct business continuously for at least one year in the City, or having conducted business in the City continuously for the previous year, that can provide proof by way of a written lease, contract or other proof satisfactory to the City Clerk, shall be exempt.
4. When the applicant proposes to peddle any food or product for human consumption, a certification by the South Central Health District shall be required prior to issuance of a license.
5. A two inch by two inch (2" x 2") photograph is required, showing the head and shoulders in a clear and distinguishable manner of the applicant and any person selling, delivering, conveying, carrying, transporting goods, wares, merchandise, food or like merchandise of the applicant or offering to perform services in the present or future for the applicant.
6. Upon receipt of the application, the Chief of Police shall begin an investigation of the applicant's business responsibility and or moral character.
7. The license fee for the applicant and any salesperson shall be twenty five dollars (\$25.00) each, payable in advance and is valid for three (3) months. The license can be renewed no more than once every three (3) months. Each renewal shall cost fifteen dollars (\$15.00) and be valid for three (3) days.
8. Before any license shall be issued each applicant shall file with the City Clerk a surety bond or a cashier's check in the amount of five hundred dollars (\$500.00) for the applicant and each employee or agent acting on their behalf. The bond is to be used to hold the City harmless from liabilities or expenses arising by virtue of granting the license to the applicant and to assure that no dirt, paper, litter or other debris will be permitted to remain upon the streets or upon any private property. Every bond shall be executed by the applicant as a principal and provide at least one surety upon which service of process may be made in the State of Idaho. The bond shall be approved by the City Attorney. Based upon written justification and letters of reference from local citizens, local business firms, local companies or local corporations, or being licensed for one year, the above bonding requirements may be waived when specifically approved by the City Council. Action on the surety bond or cashier's check may be brought directly by any person damaged by a licensee's violation of any provision of this Chapter. After expiration of a license, the City Clerk shall, upon application of the licensee, return the bond or cashier's check within six (6) months after receipt of application for return, unless the City Clerk has been notified of any claim or cause of action upon the bond or cashier's check, or that any of the provisions of this Chapter have not been complied with.
9. No property owner shall sublet, lease, sublease or otherwise permit his property to be used by an itinerant merchant or itinerant vendor unless specifically excluded from application of these provisions or unless the itinerant vendor or itinerant merchant has obtained a license as provided.
10. No licensee shall:
  - (A) Make physical contact with the person being solicited unless that person's permission is obtained;
  - (B) Misrepresent the purpose of the solicitation;
  - (C) Misrepresent the affiliation of those engaged in the solicitation;
  - (D) Continue efforts to solicit from an individual once that individual informs the solicitor that he does not wish to give anything to, or to buy anything from, that solicitor;
  - (E) Represent the issuance of any license as an endorsement or recommendation of the solicitation;
  - (F) Enter upon any premises when the same is posted with a sign stating "No Peddlers Allowed" or other words to that effect;
  - (G) Knowingly make any false statement on an application for a license;
  - (H) Fraud, misrepresentation or false statement made in the course of carrying on the business.
11. If the applicant is denied a license by the decision of the City Clerk, the applicant may appeal to the City Council within seven (7) days of notice of the decision of the City Clerk. The applicant must, in writing, appeal to the City Council and set forth the reasons why the applicant should not be denied a license. The City Council shall set the time and place for a hearing. The order of the City Council shall be final.
12. The permits and licenses issued pursuant to this Chapter may be revoked by the Mayor, after notice and hearing, for any of the following causes:
  - (A) Any fraud, misrepresentation or false statement contained in the application for license;
  - (B) Any fraud, misrepresentation or false statement made in connection with the selling of goods, wares or merchandise;
  - (C) Any violation of this Chapter;
  - (D) Conviction of the licensee of any felony or of a misdemeanor involving moral turpitude; or
  - (E) Conducting the business licensed under this Chapter in an unlawful manner or in such a manner as to constitute a menace to the health, safety or general welfare of the public.