

ORDINANCE NO. 54-1

"AN ORDINANCE TO REGULATE PEDDLERS, SALESMEN, REPRESENTATIVES AND SOLICITORS IN THE CITY OF BELLE MEADE, TENNESSEE; AND TO PROVIDE FOR THE LICENSING OF SAME, AND TO PROVIDE FOR REQUIRING BONDS IN CERTAIN INSTANCES; AND TO PROVIDE FOR SUSPENSION AND REVOCATION OF SAME; AND TO PROVIDE FOR HEARINGS AND APPEALS, AND TO PROVIDE FOR PENALTIES FOR VIOLATION OF SAME.

"BE IT ORDAINED BY THE CITY OF BELLE MEADE AS FOLLOWS:

"Section 1. In cases where any salesman, solicitor, or representative who is engaged in obtaining orders from, or making sales directly to, the consumer or user of goods, wares or merchandise to be delivered at the time of sale or in the future, where the business so represented has its principal office outside Davidson County, Tennessee, before such person shall solicit such orders, or make such sales in the city, he shall first obtain a solicitor's license; provided, that subscription to newspapers and magazines shall be regarded as within the definition of goods, wares or merchandise.

"Section 2. Any person or persons subject to the provisions of this ordinance shall file a written application for a license with the City Manager, which application shall set out: (a) the name, age and residence of the applicant, (b) the name and address of the person or corporation represented by him or her, if any, (c) sufficient facts to show the financial responsibility of the principal, if any, (d) evidence of the authority of the applicant and the extent thereof, (e) the kind, character and prices of the goods, wares or merchandise to be offered to the consumers or users of the city, (f) a copy of the contract used in taking orders or making sales. All applications and records relating thereto shall be open to public inspection, and shall be upon forms supplied and approved by the City Manager.

"Section 3. Upon the approval of an application by the City Manager, a license shall be issued by the City Manager upon the payment of a fee of \$2.00 which shall be placed in the City Treasury and disbursed as other City funds. Provided, that if the City Manager fails to grant or deny the license application within one week after its submission the same shall be deemed granted upon the tender of the fee of \$2.00. Any license issued pursuant to this ordinance shall be valid for a period of one year from the date of its issuance.

"Section 4. If the City Manager determines the company or person represented by the applicant not to be financially responsible the license may be granted upon the execution of a bond in a penal sum not to exceed \$5,000.00 and containing such other reasonable terms and conditions as the City Manager may prescribe.

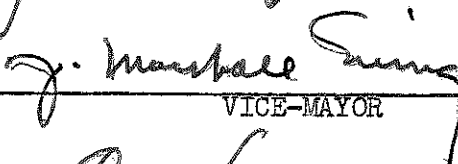
"SECTION 5. Upon demand, the salesman, solicitor, representative or peddler shall exhibit his license to any police officer of the city and to any person approached by him for the purpose of making a sale or obtaining an order.

"SECTION 6. In event it shall appear to the satisfaction of the City Manager that the principal has become insolvent, or that fraud and imposition has been practiced upon any of the people of the City by any salesman, solicitor, representative or peddler or by his principal, or that any salesman, solicitor, representative or peddler no longer represents his principal, the City Manager may immediately suspend such license, and after due notice and a hearing thereon before the City Manager may revoke the license of such salesman, solicitor, representative or peddler.

"SECTION 7. Any person aggrieved by the action of the City Manager in granting, denying or revoking a license may appeal such action of the City Manager to the Board of Commissioners of the city which shall review the entire proceeding, by giving notice to the City Attorney. The Board of Commissioners shall hear the appeal within forty-five (45) days of receipt of notice of appeal by the City Attorney.

"SECTION 8. Any person who shall violate this ordinance shall be guilty of a misdemeanor and shall be fined not more than FIFTY (\$50.00) DOLLARS nor less than TWO (\$2.00) DOLLARS."


MAYOR


VICE-MAYOR


COMMISSIONER


RECORDER

Passed on First Reading
May 6, 1954

Passed on Second Reading
July 29, 1954

Passed on Third Reading
and Adopted
August 5, 1954