

**TOWN OF SEABROOK, NH
HAWKERS, PEDDLERS AND SOLICITORS ORDINANCE
APPENDIX A
LICENSE APPLICATION**

DATE: _____

TYPE OF LICENSE (ATTACH COPY OF STATE LICENSE)
 HAWKERS & PEDDLERS (FEE = \$50.00)
 ITINERANT VENDOR (FEE = \$250.00)

APPLICANTS NAME _____

ADDRESS _____

HOME TELEPHONE (_____) _____

BUSINESS PHONE (_____) _____

EMERGENCY PHONE (_____) _____

E-MAIL ADDRESS _____

TYPE OF BUSINESS _____

FOOD SALES: YES (ATTACH SEABROOK HEALTH OFFICE LICENSE) NO

SALES LOCATION _____

SALES AREA SIZE _____

TYPE OF VEHICLE/EQUIP. (LIMIT 1 CART/STAND AND 1 VEHICLE PER LICENSE)
(MAKE & MODEL) _____

VEHICLE REGISTRATION (ATTACH PHOTOGRAPH OF VEHICLE AND SALES EQUIP.)
(STATE & NUMBER) _____

EMPLOYEE IDENTIFICATION: (LIST THE NAMES OF ALL EMPLOYEES INCLUDING THE
APPLICANT) (ATTACH A COPY OF DRIVER'S LICENSE FOR EACH NAME)

I, _____, do hereby certify that I have read and understand the Town of Seabrook Hawkers, Peddlers and Solicitors Ordinance. I am aware that a license issued under this Ordinance applies only to the vehicle and employees listed herein. I promise that my employees and I will comply with the terms of the Ordinance at all times and I understand that this license may be revoked as provided in the Ordinance. Furthermore, I certify that my employees and I are legally qualified to work in the United States.

SIGNATURE OF LICENSEE/APPLICANT _____

TOWN OF SEABROOK, NH
HAWKERS, PEDDLERS AND SOLICITORS ORDINANCE
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↓FOR TOWN USE ONLY↓

- Copy of State License Attached
- Photograph of Vehicle and Sales Equipment Attached
- Copy of Drivers License for all Employees Attached
- Copy of Insurance Certificate Attached

RECOMMENDATION OF POLICE CHIEF: APPROVE DENY
SPECIAL CONDITIONS (IF ANY): _____
INITIALS: _____

- Criminal Background Check/Copy Attached
- Motor Vehicle Background Check/Copy Attached

RECOMMENDATION OF HEALTH OFFICER APPROVE DENY
SPECIAL CONDITIONS (IF ANY): _____
INITIALS: _____

- Copy of Town Health Office License Attached NOT APPLICABLE

BY ACTION OF THE SEABROOK BOARD OF SELECTMEN ON THE _____ DAY OF _____, 20____; THIS LICENSE IS APPROVED DENIED

SPECIAL CONDITIONS (IF ANY): _____

SIGNATURES OF THE BOARD OF SELECTMEN (The Issuing Authority)

DATE OF ISSUE _____
(License expires one year from the date of issue unless revoked sooner.)

THIS LICENSE MUST BE POSTED AT ALL TIMES

SEABROOK CODE
CHAPTER 173
HAWKERS, PEDDLERS AND SOLICITORS ORDINANCE
ARTICLE I - LICENSING AND CONDUCT

Authority

The Seabrook Board of Selectmen hereby adopts this Ordinance as an amendment to the existing Hawkers, Peddlers and Solicitors Ordinance, pursuant to the authority granted by RSA 31:102-a.

Purpose

The purpose of this Ordinance is to (1) clarify that licenses issued under this Ordinance are exempt from compliance with the Town of Seabrook's Business License Ordinance; (2) adopt a fee exemption for disabled veterans in accordance with state statute; and (3) establish a revised application form and process.

Business License Exemption

A new Section 173-1a is hereby added to the Hawkers, Peddlers and Solicitors Ordinance to read as follows: "Applicants and persons issued a license under this Ordinance shall be exempt from the provisions of Chapter 184, Article II of the Seabrook Code pertaining to business licenses."

Veterans Fee Exemption

A new Section 173-4a is hereby added to the Hawkers, Peddlers and Solicitors Ordinance to read as follows: "Any person who qualifies under RSA 320:11 for a disabled veterans' fee exemption shall be exempt from paying the fees set forth in Section 173-4 of this Ordinance."

Application Form


Applicants for hawkers, peddlers and itinerant vendor licenses shall be required to complete the application form attached hereto and incorporated herein as Appendix A of the Hawkers, Peddlers and Solicitors Ordinance.

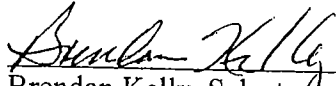
Effective Date

This policy shall be effective as of July 26, 2007.

In witness whereof, these amendments to the Hawkers, Peddlers and Solicitors Ordinance are hereby approved on this the 25th day of July, 2007 by the Seabrook Board of Selectmen.

ATTEST:



Richard A. McCann, Chairman

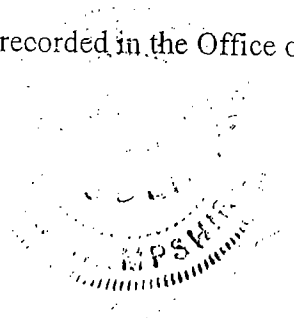

Brendan Kelly, Selectman


Robert S. Moore, Selectman

UNDER SEAL OF THE TOWN, received and recorded in the Office of the Town Clerk.

ATTEST:


Bonnie Lou Fowler, Town Clerk



Chapter 173

HAWKERS, PEDDLERS AND SOLICITORS

ARTICLE I Licensing and Conduct

- § 173-1. Town license required.
- § 173-2. State license prerequisite to Town license.
- § 173-3. Issuance and revocation of license.

- § 173-4. License fee.
- § 173-5. Stationary sales.
- § 173-6. Hours of operation.
- § 173-7. Prohibited conduct for vendors.
- § 173-8. Violations and penalties.

[HISTORY: Adopted by the Board of Selectmen of the Town of Seabrook as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Licenses — See Ch. 184.

Soliciting in parks and beaches — See Ch. 202.

Policy on soliciting funds — See Ch. P460.

ARTICLE I Licensing and Conduct [Adopted 7-15-1982¹]

§ 173-1. Town license required. [Amended 10-25-2005 STM by Art. 44²]

All itinerant vendors, hawkers and peddlers, as such are defined in RSA 320:1 and 321:1, must apply for and receive a license from the Selectmen in a form approved by the Selectmen prior to the sale of any items or goods. Before the issuance of a license hereunder the Board of Selectmen shall require the applicant for a license to provide the Board with a criminal background investigation and a motor vehicle record in writing from the State of New Hampshire and the applicant's State of residence.

§ 173-2. State license prerequisite to Town license.

The applicant must first obtain and produce a copy of a current hawkers and peddlers license issued by the Secretary of State prior to applying for a Town license.

1. Editor's Note: This ordinance also provided that all other hawker and peddler ordinances, particularly one of 6-20-1978, are superseded by this ordinance. The preface to this ordinance indicates that it was adopted pursuant to RSA 31:39 and RSA 31:102-a.
2. Editor's Note: This amendment was approved as follows: Yes - 108; No - 32.

§ 173-3. Issuance and revocation of license.

The Selectmen may issue such license under conditions and restrictions as to time and place as they deem necessary for public convenience and safety. They may revoke said license upon repeated violations of the remaining sections of this article.

§ 173-4. License fee. [Amended 3-13-1992 ATM by Art. 37; 2-8-2005 ATM by Art. 51³]

The fee for a Hawkers and Peddlers license shall be \$50 and for a Vendors license shall \$250.

§ 173-5. Stationary sales. [Amended 7-15-1998]

Within the limits of the public streets or other areas owned by the Town, within the area of Town known as "Seabrook Beach," located easterly of Route 1A (Ocean Boulevard) and running from the Massachusetts border to the boundary line of the Town of Hampton, all holders of a hawkers and peddlers license shall ply their trade while moving from place to place and shall not stop for a period of longer than 10 minutes in any one location. It is the intent hereof to prohibit the standing or stopping of said license holders for extended periods of time in one location and to encourage the orderly use of the public ways for the purpose of vending merchandise or items to the public. The Town of Seabrook will allow up to four vendors to locate at the Town parking area on Route 1A (Ocean Boulevard) as noted on the attached map.⁴ These vendors are allowed to remain in one location throughout the day but must in no way hinder the flow of traffic or inhibit the use of the parking area. The stand or selling device shall be no larger in size than a typical wheeled vending stand.

§ 173-6. Hours of operation. [Added 7-15-1998]

The licensee may operate between the hours of 9:00 a.m. to 7:00 p.m., seven days a week.

§ 173-7. Prohibited conduct for vendors. [Added 7-15-1998]

A vendor shall not:

- A. Vend within 1,000 feet of the grounds of any elementary or secondary school between one hour prior to the start of the school day and one hour after dismissal at the end of the school day;
- B. Vend within 50 feet on the same street of any public assembly building while such building is in use;
- C. Vend on any street or sidewalk where vending is otherwise prohibited;
- D. Leave any stand or motor vehicle unattended;

3. Editor's Note: This amendment was approved as follows: Yes - 1,335; No - 396.

4. Editor's Note: Said map is on file in the Town offices.

- E. Store, park, or leave any stand overnight on any street or sidewalk, park any motor vehicle other than in a lawful parking place, in conformance with city and state parking regulations;
- F. Sell food or beverages for immediate consumption unless he has available for public use his own litter receptacle which is available for his patrons' use;
- G. Leave any location without first picking up, removing and disposing all trash or refuse remaining from sales made by him;
- H. Allow any items relating to the operation of the vending business to be placed anywhere other than in, on or under that stand or motor vehicle, except as expressly indicated in the application for a license;
- I. Set up, maintain or permit the use of any table, crate, carton, rack, sign or any other device to increase the selling or display capacity of his stand or motor vehicle, where such items have not been described in his application;
- J. Solicit or conduct business with persons in motor vehicles;
- K. Sell anything other than that which he is licensed to vend;
- L. Sound or permit the sounding of any device which produces a loud and raucous noise, or use or operate any loud speaker, public address system, radio sound amplifier or similar device to attract the attention of the public;
- M. Vend without insurance coverage; and
- N. Vend without a fire extinguisher of a type approved by the Fire Chief or his designee if the vendor utilizes heat-generation equipment.

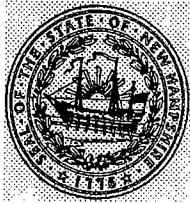
§ 173-8. Violations and penalties. [Amended 7-15-1998]

Any violations of this article are punishable by a fine not to exceed \$100.⁵

5. Editor's Note: The provisions of former Art. II, Soliciting Funds, are now included in Part IV, Selectmen's Policies, Ch. P460.

RELEASE OF MOTOR VEHICLE RECORDS

(Pursuant to RSA 260:14)



NH DEPARTMENT OF SAFETY Division of Motor Vehicles

23 Hazen Drive, Concord, NH 03305

Tele: Driver Records (603) 271-2322
 Registration (603) 271-2251
 Repro (603) 271-2128
 Title (603) 271-3111
 Fax (603) 271-1061 (all areas)

Form DSMV 505 (Rev. 07/09)

<p>I. Requested Information: Are you requesting:</p> <p>A. <input type="checkbox"/> Your Motor Vehicle Record?</p> <p>B. <input type="checkbox"/> Another person's Motor Vehicle Record? <small>The back of this form must be completed and notarized.</small></p> <p>C. <input type="checkbox"/> Another person's Motor Vehicle Record as an authorized agent of your employer or a company? <small>A Certificate of Authority must accompany this request, or one must be on file with the Division of Motor Vehicles.</small></p>	<p>II. Requestor Information:</p> <p>Name of Requestor: _____</p> <p>Employer/Company (if applicable): _____</p> <p>Address: _____ Tele.#: _____</p> <p>City: _____ State: _____ Zip: _____</p>
<p>III. Requested Records:</p> <p><input type="checkbox"/> Driver Record (Certified copy): \$15.00</p> <p><input type="checkbox"/> Driver Record (Non-Certified copy): \$15.00</p> <p><input type="checkbox"/> Driver Record (Insurance copy): \$15.00</p> <p><input type="checkbox"/> Registration Listing (Current Information Only): \$ 5.00</p> <p><input type="checkbox"/> Registration (Certified copy): \$15.00</p> <p><input type="checkbox"/> Title Search: \$20.00</p> <p><input type="checkbox"/> License Applications and Letters of Verification: \$15.00</p> <p><input type="checkbox"/> Insurance Card (Accident use only): \$ 1.00</p> <p><input type="checkbox"/> Accident Report (Requestor will be notified of cost): \$ 1.00 per page (\$5.00 minimum)</p> <p><input type="checkbox"/> Other: _____ : \$ _____</p> <p>Make checks payable to "State of NH - DMV"</p>	<p>IV. Intended Use of Information: <u>IMPORTANT: To be completed only if you checked Box C above</u></p> <p><input type="checkbox"/> For use in connection with any civil, criminal, administrative or arbitral proceeding. Docket # _____ Court: _____ [RSA 260:14 V (a)(2)].</p> <p><input type="checkbox"/> By a bank or similar institution to verify the accuracy of personal information submitted by the individual to the bank [RSA 260:14 V (a)(3)].</p> <p><input type="checkbox"/> For providing notice to the owner(s) of a towed or impounded vehicle [RSA 260:14 V (a)(5)].</p> <p><input type="checkbox"/> For use by any private investigative agency or security service licensed by this state for any purpose permitted pursuant to RSA 260:14, V (a), other than for bulk distribution for surveys, marketing or solicitati ons pursuant to RSA 260:14, V (a)(8) _____ [RSA 260:14 V (a)(6)]. <small>Indicate specific reason here</small></p> <p><input type="checkbox"/> By an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license [RSA 260:14 V (a)(7)].</p> <p><input type="checkbox"/> By a public utility to perform its public service obligation provided the individual has given their express consent [RSA 260:14, V (a)(9)].</p> <p><input type="checkbox"/> For an insurance company or by its authorized agent [RSA 260:14 IV (a)(2)].</p> <p><input type="checkbox"/> Vehicle or boat information only.</p> <p><input type="checkbox"/> For use by a life insurance company authorized to write life insurance policies in New Hampshire, or its authorized agent. In checking off this box, I represent that the named person's written consent to the release of the record has been obtained and that the record will be used solely in connection with claims investigation, rating, and underwriting. _____ [(RSA 260:14, V(a)(10)] <small>(Initial here)</small></p>
<p>V. Search For (provide all applicable information):</p> <p>Name: _____</p> <p>Date of Birth: _____</p> <p>Registration/Plate #: _____</p> <p>Driver License/I.D. #: _____</p> <p>Vehicle Identification #: _____</p>	<p>Last Known Address: _____</p> <p>Date of Accident: _____</p> <p>Location of Accident: _____ <small>Route/Street City/Town</small></p> <p>Other Identification Information: _____</p>

*****Reverse Side Must Be Completed Before Processing*****



New Hampshire Department of Safety
DIVISION OF STATE POLICE
Central Repository for Criminal Records
33 Hazen Drive, Concord, NH 03305

CRIMINAL RECORD RELEASE AUTHORIZATION FORM

SECTION I

PLEASE TYPE OR PRINT CLEARLY, ALL INFORMATION IN THIS SECTION MUST BE COMPLETED

NAME _____
LAST (MAIDEN/ALIAS) FIRST MI

ADDRESS _____
STREET CITY STATE ZIP CODE

DATE OF BIRTH _____ HAIR COLOR _____ EYE COLOR _____ SEX _____

DRIVER LICENSE NUMBER _____ STATE _____

PURPOSE FOR RECORD: Housing Employment Annulment/Expungement Other _____

My below signature certifies I am the individual listed above and that the information provided is true.

YOUR SIGNATURE: _____ DATE _____
Signed under penalty of unsworn falsification pursuant to NH RSA 641:3

SECTION II

IF RECORD IS TO BE MAILED TO YOU, OR RECEIVED BY SOMEONE OTHER THAN YOURSELF,

ALL OF SECTION II MUST BE COMPLETED

I hereby authorize the release of my criminal record conviction(s), if any, to the following individual:

NAME OF PERSON / FIRM TO RECEIVE RECORD _____

ADDRESS _____
STREET CITY STATE ZIP CODE

YOUR SIGNATURE _____ DATE _____

NOTARY'S SIGNATURE _____ DATE _____
(Affix Seal) (Comm. Exp.)

SIGNATURE OF PERSON / FIRM TO RECEIVE RECORD DATE _____

NOTE: A \$25.00 fee is required for each request- make checks payable to: State of NH – Criminal Records.