

Solicitors Checklist

Any/all person(s) desiring to engage in soliciting (entering private property with the intent to solicit business) are required to first obtain a Solicitor's License from the City of Holladay. The following outlines all laws and requirements for application. Please contact the Business License Official at 801-527-3890 if you have any additional questions.

(Chapter 5.86 City of Holladay Code)

1. All persons desiring to engage in soliciting shall apply to the City for a certificate of annual registration. Such certificate must be carried by the registrant at all time while soliciting. (Ch. 5.86.060)
2. All applicants shall pay \$275.00 for the above registration and provide the following information at the time of application (Chapter 5.86.070(A)):
 - c. Applicant's true, correct and legal name, including any former names or aliases with one of the following proofs of identity;
 - i. A valid driver's license or identification card issued by any state;
 - ii. A valid United States uniformed service identification card;
 - iii. A valid passport of the United States; or
 - iv. Other equivalent identification.
 - b. The name, address and telephone number of any and all organizations for which applicant will be soliciting;
 - c. The applicant's home address and applicant's headquarters or place or organization contact;
 - d. The names and addresses of applicant's immediate supervisor and company officers and managers, if any;
 - e. The purpose for which soliciting will be done;
 - f. Whether a permit, license or certificate of registration in connection with soliciting has ever been revoked by any jurisdiction, explaining the circumstances;
 - g. A certified report from the bureau of criminal identification, dated within thirty (30) days of the date of application, showing the criminal history, if any, of the applicant;
 - h. Two (2) recent passport sized photographs of the applicant.
3. Upon filing a complete application and payment of the fee, the City shall issue a *temporary certificate* which entitles the applicant to immediately proceed with solicitation within the city. Within thirty (30) days the license officer shall either issue the applicant a certificate of registration or a written reason for denying the certificate of registration. (Chapter 5.86.070(B))

A certificate of registration may be rejected for any of the following reasons (Chapter 5.86.070(C)):

4. The applicant falsified information on the application;
5. No application shall be approved for an applicant:
 - a) with a felony conviction within ten (10) years;
 - b) who has been incarcerated in federal or state prison within the past ten (10) years;
 - c) who has ever been convicted of a crime involving abuse of a child;
 - d) who is on parole or probation to any court or penal institution;
 - e) who has received a conviction of any crime involving moral turpitude within the past ten (10) years or a violation involving trafficking in controlled substances, or any violent acts against person or property, such conviction being entered within the five (5) years preceding the date of application;

6. The applicant is a person against whom a judgment, based upon fraud, deceit or misrepresentation, has been entered within the five (5) years immediately preceding the date of the application.
7. The applicant has been denied a permit under this chapter within the immediate past year, unless the applicant can and does show to the satisfaction of the license officer the reasons for such earlier denial no longer exist.

Rules for Soliciting in the City of Holladay

1. Every solicitor shall, prior to entering premises on which a residence or dwelling is located, examine the sidewalk leading to the residence or dwelling unit and the door and areas near the door for any "No Soliciting" sign or placard or any other notice or sign notifying a solicitor not to solicit on the premises, such as, but not limited to, "No Salesmen" and "No Solicitors" signs. If such sign or placard is posted, solicitor shall desist from any efforts to solicit at the residence or dwelling and shall immediately depart from such property. Possession of a certificate of registration does not in any way relieve any solicitor of this duty. (Chapter 5.86.180(A))
2. It is a violation of this chapter for any person not otherwise exempted to knock on the door, ring the doorbell, or in any other manner attempt to attract the attention of an occupant of a residence that bears a "No Soliciting" or similar sign or placard. It is a violation of this chapter for any solicitor, through ruse, deception, or concealment of a purpose to solicit, to take action calculated to secure an audience with the occupant of a residence that has posted a "No Soliciting" or similar sign or placard. (Chapter 5.86.180(B))
3. Any solicitor who is at any time asked by the occupant of a residence or dwelling to leave shall immediately and peacefully depart. (Chapter 5.86.180(C))
4. It shall be unlawful for any person, whether licensed or not, to solicit any person at a residence before nine o'clock (9:00) A.M. and after eight thirty o'clock (8:30) P.M., or on holidays (defined herein to include: New Year's Day, Presidents' Day, Easter, Memorial Day, July 4 and 24, Labor Day, Thanksgiving Day, and Christmas Day) unless the solicitor has express permission from the resident to do so. (Chapter 5.86.190)
5. No peddler shall have any exclusive right to any location on the public streets or roads, nor shall any be permitted in a stationary location, nor shall he be permitted to operate in any congested area where his operations might impede, inconvenience or endanger the public. For the purpose of this chapter, the judgment of a peace officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded, inconvenienced or endangered. (Chapter 5.86.200)
6. It is unlawful for any peddler licensed or registered under the provisions of this chapter to sound a gong, blow a whistle or make any other loud noise to attract customers, provided that such peddler may ring a small bell or play soft music, provided that such ringing or playing does not emit sound audible to the human ear at a distance greater than one block from its source. (Chapter 5.86.210)
7. It shall be unlawful for any peddler to stand or station himself, or to drive any vehicle for the purpose of selling his wares and merchandise, or to sell or offer to sell any of his wares or merchandise within two (2) blocks of any public school property in the city between the hours of eight o'clock (8:00) A.M. and four o'clock (4:00) P.M. on all days when school is in session, or within one block of any public park or playground or church. (Chapter 5.86.220)
8. Any person who engages in soliciting without complying with the requirements of this chapter or violates any other terms or provision of this chapter shall be guilty of a class B misdemeanor. (Chapter 5.86.240)



APPLICATION FOR BUSINESS LICENSE – SOLICITORS

(This is NOT a Business License)

City of Holladay

4580 S 2300 E
Holladay, Utah 84117
Phone: (801) 527-3890

APPLICATION #: _____

Utah State Sales Tax ID Number: _____ -- _____ -- _____
(Please be sure this number is the City of Holladay Address & City)

*****PLEASE PRINT CLEARLY AND FIRMLY AND FILL OUT COMPLETELY*****

*****Please provide all items required within 30 days of this application submittal or this application is considered null and void.*****

Solicitor's Name: _____ Phone: _____

Business Soliciting For: _____ Phone: _____

Business Head Quarters Location (No PO Boxes): _____ City/State: _____ Zip: _____

Mailing Address (if different from above): _____ City/State: _____ Zip: _____

Solicitor Residence/Local Address: _____ City/State: _____ Zip: _____

Local Supervisor/Contact Person: _____ Phone: _____

Physical Description: Height: _____ Weight: _____ Age: _____ Hair Color: _____ Eye Color: _____

Date of Birth: _____ Social Security Number: _____ (For Police Use Only)

Have You Been Convicted of a Felony (within the last three years): Yes No

If yes, please explain: _____

Description of Product/Services to Be Sold: _____

Date of Last Permit Issued For Solicitation: _____ Issued By: _____

Unless authorized or permitted pursuant to the terms and provisions of Chapter 5.86 of the Holladay Municipal Code, the practice of being in and upon private residential property within the city by solicitors, peddlers, hawkers, itinerant merchants and transient vendors of merchandise and/or services for the purpose of home solicitation sales, soliciting, or soliciting orders for the sale of goods, wares, merchandise and/or services, and/or for the purpose of disposing and/or peddling or hawking, the same is prohibited and is punishable as set forth in this chapter. (Ord. 05-05, 4-7-2005)

As per Holladay Municipal Code or Ordinance Chapter 5.0., the responsibility of obtaining a solicitors license is totally the responsibility of the Licensee. By signing below you are attesting to the truth of the information being provided under penalty of law.

Signature: _____ Print Name: _____ Date: _____

OFFICE USE ONLY

Zoning Approval

Approving Signature: _____ Date: _____

License Fee: \$275.00

Vehicles: \$ _____

Penalty: \$ _____

Sheriff's Approval

Approving Signature: _____ Date: _____

Total: \$ _____

Expiration Date: _____

TEMPORARY APPROVAL: By: _____

Dates: _____ thru _____ (Expires 14 days from date of temporary approval)

Background Check (BCI) Fee Photo ID Badge Tax Coded

Ncsalpha #: _____