

I. Character and business references:

1. _____
(Name) (Street Address)

(City) (State) (Phone)
2. _____
(Name) (Street Address)

(City) (State) (Phone)
3. _____
(Name) (Street Address)

(City) (State) (Phone)

J. Have you engaged in these activities in other cities? _____
If so, list the last three cities in which you have engaged in this business:

1. _____
(City) (Date)
2. _____
(City) (Date)
3. _____
(City) (Date)

K. Attach a copy of your credentials. If applicant is a partnership, Association or joint venture, the full name, addresses and telephone numbers of all partners, associates, or joint ventures.

L. If the applicant is a corporation, the state of incorporation, the principal place of business, the names, addresses and telephone numbers of it's officers, and if a foreign corporation, whether it has a permit to do business in the State of Texas.

M. Name of Bonding Company: _____
(A bond or continuation certificate of a bond must be attached to this application.)

N. Criminal Record: List below all arrest, conviction, sentences received, time served, paroles and pardons, including the dates, places and jurisdiction of each offense:

In submitting this application, I recognize that, as part of the investigation, I will be photographed and fingerprinted and that any information obtained through this means, or through the references listed above may be used to grant or to deny the issuance of this permit and I do hereby swear and affirm that all of the above information is true and correct.

Signature of Applicant

SUBSCRIBED and SWORN to before me at Mansfield, Tarrant County, Texas,
on this _____ day of _____, A.D. 20_____.

Notary Public, Tarrant County, Texas

Fingerprinted by: _____ Date: _____

Photographed by: _____ Date: _____

Chief of Police: _____ Date: _____

DPS Computerized Criminal History (CCH) Verification

(AGENCY COPY)

I, _____, have been notified that a computerized criminal history (CCH) verification check will be performed by accessing the Texas Department of Public Safety Secure Website and will be based on name and DOB information I supply.

APPLICANT or EMPLOYEE NAME (Please print)

Because the name based information is not an exact search and only fingerprint record searches represent true identification to criminal history, the organization (as listed below) conducting the criminal history check is not allowed to discuss any information obtained using this method, therefore the agency may offer the opportunity to have a fingerprint search performed to clear any misidentification based on the name search, if the search provides a criminal report I know could not be mine.

For the fingerprinting process I will be required to submit a full and complete set of my fingerprints for analysis through the Texas Department of Public Safety AFIS (automated fingerprint identification system). I have been made aware that in order to complete this process I must have the correct fingerprinting (FAST) form from this agency, make an online appointment, submit a full and complete set of my fingerprints, and pay a fee of \$9.95 to the fingerprinting services company, L1 Enrollment Services.

Once this process is completed and the agency receives the data from DPS, the information on my fingerprint criminal history record may be discussed with me.

(This copy must remain on file by your agency. Required for future DPS Audits)

Signature of Applicant or Employee

_____/_____/_____
Date

Agency Name (Please print)

Agency Representative Name (Please print)

Signature of Agency Representative

_____/_____/_____
Date

Please:		
Check and Initial each Applicable Space		
CCH Report Printed:		
YES _____	NO _____	_____ initial
Purpose of CCH: _____		
Hired _____	Not Hired _____	_____ initial
Date Printed: ____/____/____		_____ initial
Destroyed Date: ____/____/____		_____ initial
Retain for your files		

Chapter 10

OCCUPATIONAL LICENSES, TAXES AND REGULATIONS

- Art. I. In General, §§ 10-1—10-19
- Art. II. Peddlers and Solicitors, §§ 10-20—10-29
- Art. III. Massage Establishments, §§ 10-30—10-39
- Art. IV. Reserved

ARTICLE I. IN GENERAL

Secs. 10-1—10-19. Reserved.

ARTICLE II. PEDDLERS AND SOLICITORS

Sec. 10-20. Entry of solicitor without invitation or without permit.

It shall be unlawful for any solicitor, salesman, peddler, vendor, merchant, of orders for, or sale of goods, wares, books, magazines, materials, supplies, services or merchandise of any sort to go in or upon the premises of a private residence in the city for the purpose of soliciting, peddling, selling, merchandising goods, wares, books, magazines, materials, supplies, services or merchandise unless such person shall have permission of the owner to enter the premises or first obtain a permit as directed in sections 10-24, 10-25, 10-26 and 10-27 of this Code. (Ord. No. 178, § 2, 3-9-65; Ord. No. 449, § 1, 9-28-81)

*Editor's note—At an election held on June 28, 1969, pursuant to Ord. No. 212A, a local sales and use tax of 1% was approved by the electorate.

Cross references—Electrician licenses, § 6-54; injurious businesses, §§ 9-1, 9-2; wrecker permit, § 18-20 et seq.; wrecker-rotation license, § 18-30.

State law references—Authority to levy $\frac{1}{2}$ of state tax, Const. Art. 8, § 1; scope of various state occupation taxes set out in V.A.C.S. art. 1175(20)—(23); limitation on levying V.A.T.S. Tax.-Gen. Art. 1.09; authority to levy gross receipts permit fee on vehicles for hire, V.A.C.S. Art. 6698; detective licenses, Art. 4413(29bb); tax on coin-operated machines authorized, V.A.T.S. Tax-Gen. Art. 13-14; street rental on utilities, art. 11.03.

Secs. 10-21. 10.22. Reserved.

Editor's note—Ord. No. 449, § 1, adopted Sept. 28, 1981. amended the Code by repealing §§ 10-21 and 10.22. Prior to repeal, § 10-21 had pertained to the requirement of permit and § 10-22 had pertained to investigation of applicant and refusal to issue permit. Both sections had been derived from Ord. No. 178, adopted Mar. 9, 1965.

Sec. 10-23. Refusal to leave premises after notice.

It shall be unlawful for any solicitor, peddler, hawker, itinerant merchant, or transient vendor who enters upon premises owned or leased by another to refuse willfully to leave such premises after having been notified by the owner or possessor of the premises, or by his agent, to leave the premises. (Ord. No. 179, § 1, 3-9-65)

State law reference—Trespass, V.A.P.C. § 30.05.

Sec. 10-24. Application for permit.

Any person desiring to engage in any of the activities named in section 10-20 of this article shall file a written application with the chief of police, verified by affidavit as to the truthfulness of its contents, and containing the following information:

- (a) The name, residence and post office address and telephone number of the applicant, and if the applicant is not a permanent resident of the city, the applicant's permanent residence and post office address and telephone number.
- (b) A specific description of the occupation in which the applicant desires to engage and for which the permit is desired.
- (c) A full and complete description of the merchandise or services which the applicant desires to sell.
- (d) Whether the applicant, upon any sale or order shall demand, accept or receive payment or deposit of money in advance of final delivery or rendition of the merchandise or services sold.
- (e) The source of supply, location and proposed method of delivery of the merchandise or services to be sold.
- (f) The names, residences and post office addresses and telephone numbers of three (3) individuals who will act as character and business references for the applicant and will provide such information concerning the applicant as may be requested by the city.
- (g) Whether or not the applicant has engaged in any of the activities named in the proceeding section in other cities, and if so, the names of the last three (3) such cities and the dates of the applicant's activities in such cities.
- (h) If the applicant is an individual, the applicant's age, sex, height, weight, complexion, color of hair, color of eyes and fingerprints.
- (i) If the applicant is an individual, a full and complete statement of the applicant's criminal record, if any, including a detailed account of all arrest, charges filed, offenses committed, convictions, sentences received, time served, paroles or pardons received, and the date, place and jurisdiction relating to each such item.

- (j) If the applicant is an individual, there shall be attached to the application a recent photographic likeness of the applicant.
- (k) If the applicant is the agent of another, the name, address and telephone number of the applicant's principal and the attachment of credentials issued by the principal to the applicant's authority to act for and bind the principal.
- (l) If the applicant is a partnership, association or joint venture, the full names, addresses and telephone numbers of all partners, associates or joint venturers.
- (m) If the applicant is a corporation, the state of incorporation, the principal place of business, the name and addresses and telephone numbers of its officers, and, if the applicant is a foreign corporation, whether it has a permit to do business in the State of Texas. (Ord. No. 404, § 1, 2-11-80)

Sec. 10-25. Bond.

- (a) At the time of the application filed, the applicant shall also file with the police chief a bond in the penal sum of one thousand dollars (\$1,000.00), signed by the applicant as principal and by a corporate surety company authorized to do business in the State of Texas as surety, conditioned upon the final delivery of the merchandise or performance of the services in accordance with the terms of any contract or order obtained prior to delivery or performance of the services in accordance with the terms of any contract or order obtained prior to delivery or performance, and also conditioned to indemnify any and all purchasers for any and all defects in material or workmanship that may exist in the merchandise sold or the services performed by the principal at the time of delivery or performance, or that may be discovered within thirty (30) days after delivery or performance. Such bond shall be for the use and benefit of all persons who may make any purchase, give any order or enter into any contract with the principal on such bond or the principal's agents. The surety may terminate its liability under such bond giving ten (10) days written notice to the police chief, after which time the surety will not be liable for any subsequent act of the principal. There shall be attached to the bond a certified copy of the surety company's resolution authorizing the person signing for the surety company to act as its attorney in fact.
- (b) In the event the applicant is acknowledged to be an agent of a person holding a permit hereunder who has on file with the police chief a blanket bond conditioned as provided in the proceeding section and covering the activities of all such person's agents. No individual bond shall be required so long as the applicant acts solely as the agent of such permittee. Acknowledgement of such agent shall be made in writing by such permittee and mailed directly to the police chief. (Ord. No. 404, § 1, 2-11-80)

Sec. 10-26. Fee.

At the time the application is filed with the police chief the applicant shall pay to the city a fee in the sum of ten dollars (\$10.00), which sum shall be compensation to the city for the services herein required of it and to enable the city to partially defray the expenses of investigation, surveillance and enforcement of the provisions of this article. If the applicant is a corporation, partnership, association, joint venturer or individual having more than one agent engaging in any of the activities named in section 10-20 of this article on behalf of the applicant, a fee of ten dollars (\$10.00) shall be charged for the first ten (10) of such agents and a fee of five dollars (\$5.00) per agent shall be required for each agent of the applicant in excess of ten (10). (Ord. No. 404, § 1, 2-11-80)

Sec. 10-27. Issuance of permit.

Within ten (10) days after the applicant has fully complied with the provisions of this article, the police chief shall issue to the applicant a permit to engage in the activities named in section 10-20 for a period of one year from the date of issuance. Provided, however, no permit shall be issued to an applicant whose application contains one or more statements or answers which are false in whole or in part, nor shall a permit be issued to any applicant who has been convicted of a felony or a crime involving moral turpitude.

The permit provided for in this article shall not be transferable, nor shall it give authority to anyone other than the permittee named thereon to engage in the activities named in section 10-20 hereof. (Ord. No. 404, § 1, 2-11-80)

Sec. 10-28. Suspension and revocation of permit.

Any permit issued under the provisions of this article shall be automatically suspended when the surety terminates its liability on the permittee's bond, or the principal's bond if the permittee is the agent of another, or upon expiration of the permittee's bond or the principal's bond if the permittee is the agent of another, and such permittee shall be reinstated only upon filing with the police chief a new bond meeting the requirements of section 10-25 hereof.

Any permit issued under the provisions of this article shall be automatically revoked and cancelled upon the holder's conviction of a felony or a crime involving moral turpitude, and the city council may revoke and cancel the permit of any holder who is convicted in the municipal court of this city of a violation of a provision of this article or whose agents are convicted in the municipal court of this city of a violation of the provision of this article, and they may provide that no permit shall thereafter be issued to such holder for a period of twelve (12) months. Revocation of any permit, for whatever cause, shall automatically revoke the permit of all agents of such permittee. (Ord. No. 404, § 1, 2-11-80)

Sec. 10-29. Display of permit.

When engaged in door-to-door selling, the permit required by this article shall be carried by the salesperson and shall upon request be given to any law enforcement personnel or customer for examination. Otherwise, such permit shall be prominently displayed upon the premises or place where the business authorized thereunder is being carried on or conducted. (Ord. No. 404, § 1, 2-11-80).