

APPLICATION FOR PEDDLER'S LICENSE

**TOWN OF CLIFTON PARK TOWN CLERK
#1 TOWN HALL PLAZA, CLIFTON PARK, NY 12065
TELEPHONE: 518-371-6681**

INSTRUCTIONS TO APPLICANT

1. Applicant is to answer all questions set forth in the application.
2. Any applicant and all employees thereof must be eighteen years of age or older.
3. If the applicant has one or more employees soliciting in the Town of Clifton Park, the information in Questions 1 through 15 inclusively, must be supplied as to each employee.
4. Attach to this application:
 - a) A notarized letter of authorization from each business supplying merchandise or services which you sell or solicit orders for.
 - b) Copies of all order and receipt forms used by you in soliciting sales or orders.
 - c) Two 2 by 2-inch photographs taken within the last 30 days of your full head and shoulders.
 - d) Food-copy of NYS Health Dept. Permit
 - e) If accepting payment or deposit in advance of delivery of goods or service-\$10,000 Surety Bond
 - f) Copy of driver's license
 - g) License fee: \$500 1st permit, \$50 for each additional permit (cash or check)
 - h) Signed Disclosure Regarding Background Check form
 - i) Signed and completed Acknowledgment and Authorization for Background Check forms (2 pages)

1. NAME _____

2. (a) LEGAL ADDRESS _____

(b) LOCAL ADDRESS (if different) _____

3. PHONE NO. _____ 4. EMAIL _____

5. DATE OF BIRTH _____ 6. SOCIAL SECURITY # _____

7. MANAGER & CONTACT PHONE NO. _____

8. Are you a United States Citizen? Yes No
If no, state country of citizenship, type of visa, or status (i.e. resident or alien) in the U.S.

9. What type of trade or business will you be conducting and generally what type of goods will be sold?

10. Have you every been convicted of a crime, misdemeanor or violation of any municipal ordinance or local law? Yes No

If yes, what crime, misdemeanor or violation and what was the punishment or penalty assessed therefor?

11. List all other municipalities in which you have peddled or hawked. Give inclusive dates of these activities for the last three-year period. Also list previous peddler's license permit number and indicate which is still in effect.

a.)Municipality:_____Permit Number_____Dates in that area:_____

b.)Municipality:_____Permit Number_____Dates in that area:_____

c.)Municipality:_____Permit Number_____Dates in that area:_____

d.)Municipality:_____Permit Number_____Dates in that area:_____

12. Name, address, phone number of company or organization represented:

Name_____Address_____Phone #_____

13. Name, address, phone number of your legal counsel, if any:

Name_____Address_____Phone #_____

14. If a vehicle(s) is to be used, give a description of the same together with license number or other means of identification.:

MAKE/MODEL_____YEAR_____COLOR_____PLATE #_____

MAKE/MODEL_____YEAR_____COLOR_____PLATE #_____

DRIVER'S LICENSE #/PHOTOCOPY_____

15. Will payment or deposit of money be demanded, accepted or received prior to final delivery? _____
If yes, need \$10,000 bond.

I, _____being duly sworn deposes and says that I have read the Town of Clifton Park Peddlers Law and agree to be bound by the provisions set forth therein and any amendments made thereto, and that I am the applicant above named. I am duly authorized to file this application and all statements contained in this application are true to the best of my knowledge and belief.

(Signature of Applicant)

Sworn to before me this _____day of _____,20____

Notary Public_____ (Seal)

TO BE COMPLETED BY TOWN CLERK

Date Application Received: _____

Date Filing Fee Received: _____

Date Application Granted: _____

Date Application Denied: _____

Date Applicant Notified of Denial: _____

Reason(s) for Denial :

Amt. Received: _____

License Number_____

Background Check

Courts_____

Sheriff_____

Intellicorp_____

DISCLOSURE REGARDING BACKGROUND REPORT

The Town of Clifton Park (“The Company”) may obtain information about you from a third-party consumer reporting agency for legitimate government needs. Thus, you may be the subject of a “consumer report” which may include information about your character, general reputation, personal characteristics, and/or mode of living. These reports may contain information regarding your criminal history, social security verification, and motor vehicles records (“driving records”).

You have the right, upon written request made within a reasonable time, to request whether a consumer report has been obtained about you and to request a copy of your report. These reports will be conducted by **IntelliCorp Records, 3000 Auburn Drive, Suite 410, Beachwood, Ohio 44122; Tel. No. 1.888.946.8355; www.intellicorp.net**. The scope of this disclosure is all-encompassing, however, allowing the Company to obtain from any outside organization all manner of investigative consumer reports to the extent permitted by law.

Signature: _____ Date: _____

ACKNOWLEDGMENT AND AUTHORIZATION FOR BACKGROUND CHECK

I acknowledge receipt of the separate stand-alone Disclosure and certify that I have read and understand it and this authorization. I hereby authorize the obtaining of “consumer reports” and/or “investigative consumer reports” by the Town of Clifton Park at any time after receipt of this authorization and throughout my employment, if applicable. To this end, I hereby authorize, without reservation, any law enforcement agency, administrator, state or federal agency, institution, school or university (public or private), information service bureau, employer, or insurance company to furnish any and all background information requested by **IntelliCorp, 5000 Corporate Court, Suite 203; Holtsville, NY 11742; Tel. No. 1.888.946.8355; www.intellicorp.net**.

I also consent to have any legally required notices sent electronically.

New York applicants only: Upon request, you will be informed whether or not a consumer report was requested by the Company, and if such report was requested, informed of the name and address of the consumer reporting agency that furnished the report. You have the right to inspect and receive a copy of any investigative consumer report requested by the Company by contacting the consumer reporting agency identified above directly. By signing below, you acknowledge receipt of Article 23-A of the New York Correction Law.

Printed Name

Signature

Date

Parent or Legal Guardian Signature
(for searches conducted on minors under
the age of 18)

Date

PERSONAL DATA

Last Name

First Name

Middle Name

Current Address

Dates Lived Here

Date of Birth

Other Names Used (including maiden name)

Years Used

Social Security Number

Driver's License #

DL State

Personal Email address (may be used for official correspondence)

NEW YORK CORRECTION LAW ARTICLE 23-A

LICENSURE AND EMPLOYMENT OF PERSONS PREVIOUSLY CONVICTED OF ONE OR MORE CRIMINAL OFFENSES

Section 750. Definitions.

751. Applicability.

752. Unfair discrimination against persons previously convicted of one or more criminal offenses prohibited.

753. Factors to be considered concerning a previous criminal conviction; presumption.

754. Written statement upon denial of license or employment.

755. Enforcement.

§750. Definitions. For the purposes of this article, the following terms shall have the following meanings:

- 1) "Public agency" means the state or any local subdivision thereof, or any state or local department, agency, board or commission.
- 2) "Private employer" means any person, company, corporation, labor organization or association which employs ten or more persons.
- 3) "Direct relationship" means that the nature of criminal conduct for which the person was convicted has a direct bearing on his fitness or ability to perform one or more of the duties or responsibilities necessarily related to the license, opportunity, or job in question.
- 4) "License" means any certificate, license, permit or grant of permission required by the laws of this state, its political subdivisions or instrumentalities as a condition for the lawful practice of any occupation, employment, trade, vocation, business, or profession. Provided, however, that "license" shall not, for the purposes of this article, include any license or permit to own, possess, carry, or fire any explosive, pistol, handgun, rifle, shotgun, or other firearm.
- 5) "Employment" means any occupation, vocation or employment, or any form of vocational or educational training. Provided, however, that "employment" shall not, for the purposes of this article, include membership in any law enforcement agency.

§751. Applicability. The provisions of this article shall apply to any application by any person for a license or employment at any public or private employer, who has previously been convicted of one or more criminal offenses in this state or in any other jurisdiction, and to any license or employment held by any person whose conviction of one or more criminal offenses in this state or in any other jurisdiction preceded such employment or granting of a license, except where a mandatory forfeiture, disability or bar to employment is imposed by law, and has not been removed by an executive pardon, certificate of relief from disabilities or certificate of good conduct. Nothing in this article shall be construed to affect any right an employer may have with respect to an intentional misrepresentation in connection with an application for employment made by a prospective employee or previously made by a current employee.

§752. Unfair discrimination against persons previously convicted of one or more criminal offenses prohibited. No application for any license or employment, and no employment or license held by an individual, to which the provisions of this article are applicable, shall be denied or acted upon adversely by reason of the individual's having been previously convicted of one or more criminal offenses, or by reason of a finding of lack of "good moral character" when such finding is based upon the fact that the individual has previously been convicted of one or more criminal offenses, unless:

- 1) There is a direct relationship between one or more of the previous criminal offenses and the specific license or

employment sought or held by the individual; or

2) the issuance or continuation of the license or the granting or continuation of the employment would involve an unreasonable risk to property or to the safety or welfare of specific individuals or the general public.

§753. Factors to be considered concerning a previous criminal conviction; presumption. 1. In making a determination pursuant to section seven hundred fifty-two of this chapter, the public agency or private employer shall consider the following factors:

- a. The public policy of this state, as expressed in this act, to encourage the licensure and employment of persons previously convicted of one or more criminal offenses.
- b. The specific duties and responsibilities necessarily related to the license or employment sought or held by the person.
- c. The bearing, if any, the criminal offense or offenses for which the person was previously convicted will have on his fitness or ability to perform one or more such duties or responsibilities.
- d. The time which has elapsed since the occurrence of the criminal offense or offenses.
- e. The age of the person at the time of occurrence of the criminal offense or offenses.
- f. The seriousness of the offense or offenses.
- g. Any information produced by the person, or produced on his behalf, in regard to his rehabilitation and good conduct.
- h. The legitimate interest of the public agency or private employer in protecting property, and the safety and welfare of specific individuals or the general public.

2. In making a determination pursuant to section seven hundred fifty-two of this chapter, the public agency or private employer shall also give consideration to a certificate of relief from disabilities or a certificate of good conduct issued to the applicant, which certificate shall create a presumption of rehabilitation in regard to the offense or offenses specified therein.

§754. Written statement upon denial of license or employment. At the request of any person previously convicted of one or more criminal offenses who has been denied a license or employment, a public agency or private employer shall provide, within thirty days of a request, a written statement setting forth the reasons for such denial.

§755. Enforcement. 1. In relation to actions by public agencies, the provisions of this article shall be enforceable by a proceeding brought pursuant to article seventy-eight of the civil practice law and rules.

2. In relation to actions by private employers, the provisions of this article shall be enforceable by the division of human rights pursuant to the powers and procedures set forth in article fifteen of the executive law, and, concurrently, by the New York city commission on human rights

Para información en español, visite www.consumerfinance.gov/learnmore o escribe a la Consumer Financial Protection Bureau, 1700 G Street NW, Washington, DC 20552.

A Summary of Your Rights Under the Fair Credit Reporting Act

The federal Fair Credit Reporting Act (FCRA) promotes the accuracy, fairness, and privacy of information in the files of consumer reporting agencies. There are many types of consumer reporting agencies, including credit bureaus and specialty agencies (such as agencies that sell information about check writing histories, medical records, and rental history records). Here is a summary of your major rights under FCRA. **For more information, including information about additional rights, go to www.consumerfinance.gov/learnmore or write to: Consumer Financial Protection Bureau, 1700 G Street NW, Washington, DC 20552.**

- **You must be told if information in your file has been used against you.** Anyone who uses a credit report or another type of consumer report to deny your application for credit, insurance, or employment – or to take another adverse action against you – must tell you, and must give you the name, address, and phone number of the agency that provided the information.
- **You have the right to know what is in your file.** You may request and obtain all the information about you in the files of a consumer reporting agency (your “file disclosure”). You will be required to provide proper identification, which may include your Social Security number. In many cases, the disclosure will be free. You are entitled to a free file disclosure if:
 - a person has taken adverse action against you because of information in your credit report;
 - you are the victim of identity theft and place a fraud alert in your file;
 - your file contains inaccurate information as a result of fraud;
 - you are on public assistance;
 - you are unemployed but expect to apply for employment within 60 days.

In addition, all consumers are entitled to one free disclosure every 12 months upon request from each nationwide credit bureau and from nationwide specialty consumer reporting agencies. See www.consumerfinance.gov/learnmore for additional information.

- **You have the right to ask for a credit score.** Credit scores are numerical summaries of your credit-worthiness based on information from credit bureaus. You may request a credit score from consumer reporting agencies that create scores or distribute scores used in residential real property loans, but you will have to pay for it. In some mortgage transactions, you will receive credit score information for free from the mortgage lender.
- **You have the right to dispute incomplete or inaccurate information.** If you identify information in your file that is incomplete or inaccurate, and report it to the consumer

reporting agency, the agency must investigate unless your dispute is frivolous. See www.consumerfinance.gov/learnmore for an explanation of dispute procedures.

- **Consumer reporting agencies must correct or delete inaccurate, incomplete, or unverifiable information.** Inaccurate, incomplete, or unverifiable information must be removed or corrected, usually within 30 days. However, a consumer reporting agency may continue to report information it has verified as accurate.
- **Consumer reporting agencies may not report outdated negative information.** In most cases, a consumer reporting agency may not report negative information that is more than seven years old, or bankruptcies that are more than 10 years old.
- **Access to your file is limited.** A consumer reporting agency may provide information about you only to people with a valid need – usually to consider an application with a creditor, insurer, employer, landlord, or other business. The FCRA specifies those with a valid need for access.
- **You must give your consent for reports to be provided to employers.** A consumer reporting agency may not give out information about you to your employer, or a potential employer, without your written consent given to the employer. Written consent generally is not required in the trucking industry. For more information, go to www.consumerfinance.gov/learnmore.
- **You may limit “prescreened” offers of credit and insurance you get based on information in your credit report.** Unsolicited “prescreened” offers for credit and insurance must include a toll-free phone number you can call if you choose to remove your name and address from the lists these offers are based on. You may opt out with the nationwide credit bureaus at 1-888-5-OPTOUT (1-888-567-8688).
- The following FCRA right applies with respect to nationwide consumer reporting agencies:

CONSUMERS HAVE THE RIGHT TO OBTAIN A SECURITY FREEZE

You have a right to place a “security freeze” on your credit report, which will prohibit a consumer reporting agency from releasing information in your credit report without your express authorization. The security freeze is designed to prevent credit, loans, and services from being approved in your name without your consent. However, you should be aware that using a security freeze to take control over who gets access to the personal and financial information in your credit report may delay, interfere with, or prohibit the timely approval of any subsequent request or application you make regarding a new loan, credit, mortgage, or any other account involving the extension of credit.

As an alternative to a security freeze, you have the right to place an initial or extended fraud alert on your credit file at no cost. An initial fraud alert is a 1-year alert that is

placed on a consumer's credit file. Upon seeing a fraud alert display on a consumer's credit file, a business is required to take steps to verify the consumer's identity before extending new credit. If you are a victim of identity theft, you are entitled to an extended fraud alert, which is a fraud alert lasting 7 years.

A security freeze does not apply to a person or entity, or its affiliates, or collection agencies acting on behalf of the person or entity, with which you have an existing account that requests information in your credit report for the purposes of reviewing or collecting the account. Reviewing the account includes activities related to account maintenance, monitoring, credit line increases, and account upgrades and enhancements.

- **You may seek damages from violators.** If a consumer reporting agency, or, in some cases, a user of consumer reports or a furnisher of information to a consumer reporting agency violates the FCRA, you may be able to sue in state or federal court.
- **Identity theft victims and active duty military personnel have additional rights.** For more information, visit www.consumerfinance.gov/learnmore.

States may enforce the FCRA, and many states have their own consumer reporting laws. In some cases, you may have more rights under state law. For more information, contact your state or local consumer protection agency or your state Attorney General. For information about your federal rights, contact:

TYPE OF BUSINESS:	CONTACT:
<p>1.a. Banks, savings associations, and credit unions with total assets of over \$10 billion and their affiliates</p> <p>b. Such affiliates that are not banks, savings associations, or credit unions also should list, in addition to the CFPB:</p>	<p>a. Consumer Financial Protection Bureau 1700 G Street NW Washington, DC 20552</p> <p>b. Federal Trade Commission Consumer Response Center 600 Pennsylvania Avenue NW Washington, DC 20580 (877) 382-4357</p>
<p>2. To the extent not included in item 1 above:</p> <p>a. National banks, federal savings associations, and federal branches and federal agencies of foreign banks</p> <p>b. State member banks, branches and agencies of foreign banks (other than federal branches, federal agencies, and Insured State Branches of Foreign Banks), commercial lending companies owned or controlled by foreign banks, and organizations operating under section 25 or 25A of the Federal Reserve Act.</p> <p>c. Nonmember Insured Banks, Insured State Branches of Foreign Banks, and insured state savings associations</p> <p>d. Federal Credit Unions</p>	<p>a. Office of the Comptroller of the Currency Customer Assistance Group P.O. Box 53570 Houston, TX 77052</p> <p>b. Federal Reserve Consumer Help Center P.O. Box 1200 Minneapolis, MN 55480</p> <p>c. Division of Depositor and Consumer Protection National Center for Consumer and Depositor Assistance Federal Deposit Insurance Corporation 1100 Walnut Street, Box #11 Kansas City, MO 64106</p> <p>d. National Credit Union Administration Office of Consumer Financial Protection 1775 Duke Street Alexandria, VA 22314</p>
<p>3. Air carriers</p>	<p>Assistant General Counsel for Office of Aviation Protection Department of Transportation 1200 New Jersey Avenue SE Washington, DC 20590</p>
<p>4. Creditors Subject to the Surface Transportation Board</p>	<p>Office of Public Assistance, Governmental Affairs, and Compliance Surface Transportation Board 395 E Street SW Washington, DC 20423</p>
<p>5. Creditors Subject to the Packers and Stockyards Act, 1921</p>	<p>Nearest Packers and Stockyards Division Regional Office</p>
<p>6. Small Business Investment Companies</p>	<p>Associate Administrator, Office of Capital Access United States Small Business Administration 409 Third Street SW, Suite 8200 Washington, DC 20416</p>
<p>7. Brokers and Dealers</p>	<p>Securities and Exchange Commission 100 F Street NE Washington, DC 20549</p>
<p>8. Institutions that are members of the Farm Credit System</p>	<p>Farm Credit Administration 1501 Farm Credit Drive McLean, VA 22102-5090</p>
<p>9. Retailers, Finance Companies, and All Other Creditors Not Listed Above</p>	<p>Federal Trade Commission Consumer Response Center 600 Pennsylvania Avenue NW Washington, DC 20580 (877) 382-4357</p>

Statement of Consumer Rights under New York Law

In addition to the enclosed summary of consumer rights under the federal Fair Credit Reporting Act, this notice provides a summary of consumer rights regarding file disclosures under New York's Fair Credit Reporting Act, NY Gen. Bus. Law §§ 380 *et. seq.*

Disclosures to Consumers

Upon request and proper identification provided by you, IntelliCorp is required to advise you of its obligation to provide you with a disclosure of your consumer file, to the extent that IntelliCorp has any such files. IntelliCorp customarily only collects consumer report information when it has been asked to furnish a consumer report, so we may not have any information on file for you if we have not previously been asked to prepare a consumer report about you. IntelliCorp must provide disclosure of your files in person, by mail or by telephone; and must provide you a decoded written version of the file or a written copy of the file with an explanation of any code used, if you so request.

Once you have provided proper identification, IntelliCorp will disclose to you:

- 1) all information in its files at the time of the request concerning such consumer; and
- 2) the sources of the information; except that the sources of information acquired solely for use in preparing an investigative consumer report and actually used for no other purpose.

In the event you choose to bring legal action, then such sources shall be available to you under appropriate discovery procedures in the court in which the action is brought; and

- 3) the recipients of any consumer report on the consumer which it has furnished;
 - for employment purposes within the two-year period preceding the request, and
 - for any other purpose within the six month period preceding the request.

Charges for File Disclosures

IntelliCorp may impose a reasonable fee for a file disclosure request under certain circumstances. Except:

1. If you have been denied credit in the past thirty days you are entitled to receive a written copy of your complete file, at no charge whatsoever, should you choose to request such a copy.
2. The file disclosure is also made available free of charge to any consumer that receives a notification of adverse action pursuant to New York's Fair Credit Reporting Act, or receives notification from a debt collection agency affiliated with such consumer reporting agency stating the consumer's credit rating may be or has been adversely affected—if the consumer requests the file disclosure within thirty days of receipt of such notification.

IntelliCorp may require a written statement from you before processing the file disclosure, under one of the aforementioned circumstances, without charge.

Even though IntelliCorp is permitted to charge a fee for file disclosures in some situations, it is IntelliCorp's policy not to charge consumers for file disclosures even in cases where a fee is permitted by law.

Requesting a File Disclosure

If you would like to receive a copy of a particular consumer report Cive has furnished about you or a copy of all of the information in Cive's consumer file about you, you may request this information by contacting Cive at:

INTELLICORP
5000 Coporate Court Suite 203
Holtsville, NY 11742
Toll Free #: 1-866-202-1436
reinvestigation@intellicorp.net
www.intellicorp.net

NEW YORK CONSUMERS HAVE THE RIGHT TO OBTAIN A SECURITY FREEZE.

YOU HAVE A RIGHT TO PLACE A "SECURITY FREEZE" ON YOUR CREDIT REPORT, WHICH WILL PROHIBIT A CONSUMER CREDIT REPORTING AGENCY FROM RELEASING INFORMATION IN YOUR CREDIT REPORT WITHOUT YOUR EXPRESS AUTHORIZATION. A CONSUMER CREDIT REPORTING AGENCY IS PROHIBITED FROM CHARGING YOU A FEE FOR THE PLACEMENT, REMOVAL, OR TEMPORARY LIFT OF A SECURITY FREEZE, OR FOR THE ISSUANCE OF A REPLACEMENT PERSONAL IDENTIFICATION NUMBER (PIN) OR PASSWORD IN THE EVENT THAT YOU FAIL TO RETAIN THE ORIGINAL PIN OR PASSWORD PROVIDED TO YOU BY SUCH CONSUMER CREDIT REPORTING AGENCY. A SECURITY FREEZE MUST BE REQUESTED IN WRITING DELIVERY CONFIRMATION REQUESTED OR VIA TELEPHONE, SECURE ELECTRONIC MEANS, OR OTHER METHODS DEVELOPED BY THE CONSUMER CREDIT REPORTING AGENCY. THE SECURITY FREEZE IS DESIGNED TO PREVENT CREDIT, LOANS, AND SERVICES FROM BEING APPROVED IN YOUR NAME WITHOUT YOUR CONSENT. HOWEVER, YOU SHOULD BE AWARE THAT USING A SECURITY FREEZE TO TAKE CONTROL OVER WHO GETS ACCESS TO THE PERSONAL AND FINANCIAL INFORMATION IN YOUR CREDIT REPORT MAY DELAY, INTERFERE WITH, OR PROHIBIT THE TIMELY APPROVAL OF ANY SUBSEQUENT REQUEST OR APPLICATION YOU MAKE REGARDING A NEW LOAN, CREDIT, MORTGAGE, GOVERNMENT SERVICES OR PAYMENTS, INSURANCE, RENTAL HOUSING, EMPLOYMENT, INVESTMENT, LICENSE, CELLULAR PHONE, UTILITIES, DIGITAL SIGNATURE, INTERNET CREDIT CARD TRANSACTION, OR OTHER SERVICES, INCLUDING AN EXTENSION OF CREDIT AT POINT OF SALE. WHEN YOU PLACE A SECURITY FREEZE ON YOUR CREDIT REPORT, YOU WILL BE PROVIDED A PERSONAL IDENTIFICATION NUMBER OR PASSWORD TO USE IF YOU CHOOSE TO REMOVE THE FREEZE ON YOUR CREDIT REPORT OR AUTHORIZE THE RELEASE OF YOUR CREDIT REPORT TO A SPECIFIC PARTY OR FOR A PERIOD

OF TIME AFTER THE FREEZE IS IN PLACE. TO PROVIDE THAT AUTHORIZATION YOU MUST CONTACT THE CONSUMER CREDIT REPORTING AGENCY AND PROVIDE ALL OF THE FOLLOWING:

2. THE PERSONAL IDENTIFICATION NUMBER OR PASSWORD;
3. PROPER IDENTIFICATION TO VERIFY YOUR IDENTITY; AND
4. THE PROPER INFORMATION REGARDING THE PARTY OR PARTIES WHO ARE TO RECEIVE THE CREDIT REPORT OR THE PERIOD OF TIME FOR WHICH THE REPORT SHALL BE AVAILABLE TO USERS OF THE CREDIT REPORT; AND

A CONSUMER CREDIT REPORTING AGENCY MUST AUTHORIZE THE RELEASE OF YOUR CREDIT REPORT NO LATER THAN THREE BUSINESS DAYS AFTER RECEIVING THE ABOVE INFORMATION. EFFECTIVE SEPTEMBER FIRST, TWO THOUSAND NINE, A CONSUMER CREDIT REPORTING AGENCY THAT RECEIVES A REQUEST VIA TELEPHONE OR SECURE ELECTRONIC METHOD SHALL RELEASE A CONSUMER'S CREDIT REPORT WITHIN FIFTEEN MINUTES WHEN THE REQUEST IS RECEIVED.

A SECURITY FREEZE DOES NOT APPLY TO CIRCUMSTANCES IN WHICH YOU HAVE AN EXISTING ACCOUNT RELATIONSHIP AND A COPY OF YOUR REPORT IS REQUESTED BY YOUR EXISTING CREDITOR OR ITS AGENTS OR AFFILIATES FOR CERTAIN TYPES OF ACCOUNT REVIEW, COLLECTION, FRAUD CONTROL OR SIMILAR ACTIVITIES.

IF YOU ARE ACTIVELY SEEKING CREDIT, YOU SHOULD UNDERSTAND THAT THE PROCEDURES INVOLVED IN LIFTING A SECURITY FREEZE MAY SLOW YOUR APPLICATION FOR CREDIT. YOU SHOULD PLAN AHEAD AND LIFT A FREEZE, EITHER COMPLETELY IF YOU ARE SHOPPING AROUND, OR SPECIFICALLY FOR A CERTAIN CREDITOR, BEFORE APPLYING FOR NEW CREDIT. WHEN SEEKING CREDIT OR PURSUING ANOTHER TRANSACTION REQUIRING ACCESS TO YOUR CREDIT REPORT, IT IS NOT NECESSARY TO RELINQUISH YOUR PIN OR PASSWORD TO THE CREDITOR OR BUSINESS; YOU CAN CONTACT THE CONSUMER CREDIT REPORTING AGENCY DIRECTLY. IF YOU CHOOSE TO GIVE OUT YOUR PIN OR PASSWORD TO THE CREDITOR OR BUSINESS, IT IS RECOMMENDED THAT YOU OBTAIN A NEW PIN OR PASSWORD FROM THE CONSUMER CREDIT REPORTING AGENCY.

Chapter 156

PEDDLING AND SOLICITING

§ 156-1.	Definitions.	§ 156-7.	Vehicle identification.
§ 156-2.	Exemptions.	§ 156-8.	Revocation of license.
§ 156-3.	License required.	§ 156-9.	Operating restrictions and responsibilities.
§ 156-4.	Application for license; bond requirement.	§ 156-10.	Advance payment orders.
§ 156-5.	Issuance, loss, restrictions, expiration and exhibition of license.	§ 156-11.	Records.
§ 156-6.	License fees.	§ 156-12.	Penalties for offenses.

[HISTORY: Adopted by the Town Board of the Town of Clifton Park 9-3-2019 by L.L. No. 7-2019.¹ Amendments noted where applicable.]

§ 156-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PERSON — Includes one or more persons of either sex, natural persons, corporations, partnerships, associations, joint-stock companies, societies and all other entities of any kind capable of being sued.

SOLICITOR — Includes any person who goes from place to place or house to house or who stands in any street or public place taking or offering to take orders for goods, wares or merchandise, except newspapers or milk, or for services to be performed in the future or for making, manufacturing or repairing any article or thing whatsoever for future delivery.

VENDOR, HAWKER and PEDDLER — Includes, except as hereinafter expressly provided, any person, either principal or agent, who, from any car, bicycle, or in any public street or public place or by going from house to house or place of business to place of business on foot or from any vehicle, sells or barter, offers for sale or barter or carries or exposes for sale or barter any goods, wares or merchandise except milk or newspapers.

§ 156-2. Exemptions.

- A. Generally, nothing in this chapter shall apply to sales conducted pursuant to statute or by order of any court or to any person selling personal property at wholesale to dealers in such article.
- B. The licensing provisions of this chapter shall not apply to:
 - (1) Farmers and truck gardeners who, themselves or through their employees, vend, sell or dispose of the products of their own farms or gardens.
 - (2) Party plans.

1. This local law also repealed former Ch. 156, Peddling and Soliciting, adopted 6-1-1970.

- (3) Calls in response to prior invitation.
 - (4) Honorably discharged members of the Armed Forces of the United States and veterans of any war who shall have obtained a license from the County Clerk of the County of Saratoga pursuant to the provisions of § 32 of the General Business Law of the State of New York. However, such persons must present the license issued by the County Clerk to the Town Clerk, who will issue a Town license without payment of a license fee. Such persons shall otherwise be subject to the requirements of this chapter.
 - (5) Minors 18 years of age or under engaged in providing such services as snow shoveling, grass cutting, leaf raking, cookie sales, lawn clearing and other similar home services as independent contractors, or for school club, sports or civic associations.
- C. This chapter shall not be construed to prevent route salesmen or other persons having established customers to whom they make periodic deliveries
- D. Charitable, religious, educational or civic organizations, or political organizations.

§ 156-3. License required.

It shall be unlawful for any person within the corporate limits of the Town of Clifton Park to act as a vendor, hawker, peddler or solicitor, as herein defined, without first having obtained and paid for, and having in force and effect, a license therefor.

§ 156-4. Application for license; bond requirement.

- A. Every applicant for a license under this chapter shall file with the Town Clerk a sworn application in writing on a form to be furnished by the Town Clerk setting forth the following:
- (1) A brief description of the nature of the business and the goods or services to be sold, and a copy of any sales material or handouts proposed to be distributed.
 - (2) Name, address, telephone number, web address and email address for the company or entity seeking the license as well as the owners, partners and principals of the Company
 - (3) A letter of authorization from each business supplying merchandise or services which the applicant sells or solicits orders for.
 - (4) Copies of all order and receipt forms used by the applicant in soliciting sales or orders.
 - (5) With regard to each person or individual for whom authorization to solicit under this license is sought, the following information must be provided:
 - (a) The name and address of each such employee or agent, both legal and local, if different.
 - (b) Date of birth.
 - (c) Copy of driver's license or government issued ID.
 - (d) Two photographs of the applicant, two inches by two inches in dimension, taken within 30 days of the date of the application. Such photographs shall show the head, full face and shoulder of the applicant. One copy of the photograph shall be attached to the application, and one to the license.

- (e) A list of all other municipalities in which the applicant has peddled within the last three years, together with inclusive dates of such activities, together with a list of previous peddler's license permit numbers, noting which are still in effect.
 - (f) For vendors selling ice cream, shaved ice, or other food items, an active permit from The NYS Department of Health.
 - (g) A description of all vehicles to be used to transport any of the individuals to be covered by the license, including make, model, color and license plate number.
 - (h) A statement as to whether the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance or local law, the nature of the offense and the punishment or penalty assessed therefor.
 - (i) The Town Clerk is authorized to update the form of application from time to time in a manner not inconsistent with this chapter.
- (6) Each application shall identify by year, make, model and license plate each vehicle to be used by licensees issued under this chapter.
- B. An application for a license as a solicitor who demands, accepts or receives payment or deposit of money in advance of final delivery shall also be accompanied by a bond to the Town of Clifton Park, approved as to form and surety by the attorney employed by the Town Board, in the sum of \$1,000 with a sufficient surety or sureties, or sufficient collateral security, conditioned for making a final delivery of the goods, wares or merchandise ordered or services to be performed in accordance with the terms of such order or, failing therein, that the advance payment on such order be refunded. Any person aggrieved by the action of any licensed solicitor shall have right by action on the bond for the recovery of money or damages, or both. Such bond shall remain in full force and effect, and in case of a cash deposit, such deposit shall be retained by the Town of Clifton Park for a period of 90 days after the expiration of any such license, unless sooner released by the Town Board.

§ 156-5. Issuance, loss, restrictions, expiration and exhibition of license.

- A. Upon filing of the application, bond and certificate as provided in § 156-3, the Town Clerk shall, review the application and references provided, and make a determination on the application within seven business days. If an application is denied, the applicant may appeal to the Town Board or its designee within five days of denial. The Town Board or its designee will hold a hearing on the Denial within 15 days of the notice of appeal and issue a determination within five days of the hearing. Such determinations on appeal shall be reviewable by the Supreme Court pursuant to Article 78 of the CPLR.
- B. A license shall not be assignable. Any holder of such license who permits it to be used by any other person and any person who uses such license granted to any other person shall each be guilty of a violation of this chapter.
- C. Whenever a license shall be lost or destroyed on the part of the holder or his agent or employee, a duplicate in lieu thereof, under the original application and bond, may be issued by the Town Clerk upon the filing with him by the licensee of an affidavit setting forth the circumstances of the loss and what, if any, search has been made for its recovery.
- D. All licenses shall be issued by the Town Clerk in form and content determined by the Clerk.
- E. Such licenses shall expire on January 1 following the date of issuance of such licenses, but such

licenses may specifically state and provide for an earlier expiration date.

- F. No license shall be granted to a person under 18 years of age.
- G. No applicant to whom a license has been refused or who has had a license which has been revoked shall make further application until a period of at least six months shall have elapsed since the last previous rejection or revocation, unless he can show that the reason for such rejection no longer exists.
- H. Every licensee, while exercising his license, shall carry the license with him and shall exhibit the same upon demand.

§ 156-6. License fees. [Amended 9-15-2025 by L.L. No. 10-2025]

The license fee shall be \$500 per annum, and if the licensee shall have more than one person be covered by the license issued, there shall be an additional fee of \$50 per person for each license so issued.

§ 156-7. Vehicle identification.

Vehicle permits will be issued for placement on the dashboard of each vehicle to be used in the solicitation or door-to-door activity.

§ 156-8. Revocation of license. [Amended 9-15-2025 by L.L. No. 10-2025]

Upon receipt of repeated complaints from residents that a licensed vendor, hawker, peddler or solicitor, through their officers, agents, or employees, have conducted themselves in violation of § 156-9, Operating restrictions and responsibilities, the Town Clerk may suspend the license of the vendor, hawker, peddler or solicitor which is the subject of such complaints. Upon referral from the Town Clerk, the Town Board may schedule a public hearing to determine if good cause has been shown for revocation of any license issued under this chapter, consistent with Section 137 of the New York State Town Law. When a license shall be revoked, no refund of any unearned portion of the license shall be made. Notice of such revocation and the reason or reasons therefor in writing shall be served by the Town Board or its designee upon the person named in the application by mailing same to the address given in the application, at least 10 days prior to the hearing. The applicant shall have the right to attend the hearing and to present any evidence or information in reply to the notice of revocation.

§ 156-9. Operating restrictions and responsibilities. [Amended 9-15-2025 by L.L. No. 10-2025]

A licensed vendor, hawker, peddler or solicitor shall:

- A. Not falsely or fraudulently misrepresent the quantity, character or quality of any article offered for sale or offer for sale any unwholesome, tainted or diseased provisions of merchandise.
- B. Not use the license provided by the Town after the expiration or revocation of the license represented by him.
- C. Keep the vehicles and receptacles used by him in a clean and sanitary condition.
- D. Not blow a horn, ring a bell or use any other noisy device to attract public attention to his wares or shout or cry out his wares.
- E. Not permit any vehicle used by him to stop or remain on any crosswalk.

- F. Not create or maintain any booth or stand or place any barrels, boxes, crates or other obstructions upon any street or public place for the purpose of selling or exposing for sale any goods, wares or merchandise.
- G. Not hawk, peddle, vend or solicit orders for goods, wares or merchandise door-to-door before 10:00 a.m. or after 7:00 p.m.
- H. Behave in an orderly and peaceful manner, refraining at all times from aggressive or deceptive sales technique. Individuals issued licenses under this chapter agree to immediately depart the premises of a householder, owner or occupant upon being requested to do so.
- I. Not remain stopped or standing at any one place for a period of time in excess of four hours within any twenty-four-hour period.

§ 156-10. Advance payment orders.

All orders taken by licensed solicitors who demand, accept or receive payment or deposit of money in advance of final delivery shall be in writing, in duplicate, stating the terms thereof and the amount paid in advance, and one copy shall be given to the purchaser at the time the deposit is paid to the solicitor.

§ 156-11. Records.

It shall be the duty of the Town Clerk to keep a record of all the applications and of all licenses granted under the provisions of this chapter, giving the number and date of each license, the name and residence of the person licensed, the amount of license fee paid and the date of revocation of all licenses revoked.

§ 156-12. Penalties for offenses. [Amended 9-15-2025 by L.L. No. 10-2025]

Any person who himself or by his clerk, agent or employee shall act as a vendor, hawker, peddler or solicitor, as herein defined, without a license or who shall violate any provisions of this chapter, including but not limited to § 156-9, Operating restrictions and responsibilities, or who, having had his license revoked, shall continue to act as a vendor, hawker, peddler or solicitor shall be liable to a penalty of not more than \$500 for each offense, and/or imprisonment of up to 15 days.