



City of Destin

Community Development Department

Planning Division

City of Destin Annex
4100 Indian Bayou Trail
Destin, Florida 32541

Phone (850) 837-4242 • Fax (850) 460-2171

www.cityofdestin.com/index.aspx?nid=91

HOME SOLICITATION SALES PERMIT APPLICATION

REFERENCE: Code of Ordinances, City of Destin, Chapter 13, Article III

It shall be unlawful for any person to conduct any home solicitation sale within the city without first obtaining a permit or certificate of registration from the city.

1. **County Permit.** Have you registered with the Okaloosa County Clerk of Circuit Court and have been issued a Home Solicitation Sales Permit Identification Card? ___ Yes ___ No

- If Yes, complete only Item 2 below, sign, date application on page 4 and pay application fee. The City will issue a certificate of registration to the applicant.
- If No, complete entire application and pay application fee. The City will issue a home solicitation permit to the applicant.

2. **Applicant's Full Name:** _____

Full Permanent Residential Address: _____

Mailing Address: _____

Phone: _____ Email: _____

3. **Local Residential Address:** _____

4. **Date of Birth:** _____

5. **Name & Address of Employer:**

6. **Business Description.** Brief description of the nature of the business and the goods to be sold:

7. **Duration.** Length of time for which the right to conduct home solicitation sales is desired: _____
8. **Manufacturer Location.** Place where the goods or property proposed to be sold, or orders taken for the sale, are manufactured or produced:

9. **Merchandise Location & Delivery Method.** Place where the goods or property proposed to be sold, or orders taken for the sale, are located at the time this application is filed and the proposed method of delivery:

10. **Photos.** Two (2) color photographs of the applicant, taken within sixty (60) days immediately preceding the date of filing of application with the city. Such pictures shall be at a minimum two (2) inches by two (2) inches clearly showing the head and shoulders of the applicant.

11. **Criminal History.** Have you ever been convicted of or pleaded guilty or nolo contendere (no contest) to any crime or violation of any municipal ordinance? ___ Yes ___ No

If Yes, please state the nature of the offense and the punishment or penalty assessed:

12. **Advance Payment.** Upon sale or order, will applicant demand, accept or receive payment or deposit of money in advance of final delivery? ___ Yes ___ No

13. **Vehicle to be used during Home Solicitation.**

Year: _____ Make: _____ Model: _____

License Plate Number: _____ Registration Number: _____

14. **Race:** _____ **Sex:** ___ Male ___ Female

15. **Fingerprints.** A complete set of fingerprints taken by an authorized law enforcement agency.

16. **Application Fee: 55.00 – Home Solicitation Sales**

(FY2017 Schedule of Fees, Resolution 17-05, adopted 02/22/17, effective 02/23/17)

Accepted Payments are Cash, Check, MasterCard or Visa. Checks shall be made payable to the City of Destin and submitted to the Planning Division, Community Development Department, City Hall Annex, 4100 Indian Bayou Trail, Destin, Florida 32541

WARNING: The applicant is hereby notified that should any information on this form be found to be inaccurate or incomplete, the Home Solicitors Permit approval shall be revoked and the solicitation activity permitted therewith shall cease immediately until all defects have been corrected.

NOTICE: The applicant hereby declares that he or she will abide by the following City of Destin Code of Ordinances sections as they relate to Home Solicitation, as adopted by Ord. No. 237, § 2, 6-7-93:

Sec. 13-45. Entrance to premises restricted. It shall be unlawful for any person conducting any home solicitation sale to enter upon any private premises when such premises are posted with a sign stating "No Peddlers Allowed" or "No Solicitation Allowed" or other words to such effect. Home solicitation sales shall be conducted at the front door of any private premises and no solicitation at any side or rear doors of any private premises is allowed except upon consent of the owner or tenant of such premises.

Sec. 13-46. Refusing to leave. It shall be unlawful for any person conducting a home solicitation sale to enter upon a premises owned, leased or rented by another and refuses to leave such premises after having been notified by the owner, or his agent or designee, to leave the same and not return to such premises.

Sec. 13-47. Misrepresentation. In conducting a home solicitation, no person shall:

- (1) Misrepresent the terms or conditions of the sale, lease, or rental.
- (2) Misrepresent the seller's affiliation with the parent company or sponsor.
- (3) Misrepresent the seller's reasons for soliciting the sale, lease, or rental of goods or services, such as participation in a contest or inability to perform any other job, when such is not a fact.
- (4) Misrepresent the terms and conditions of the cancellation policy applicable to the agreement to purchase, lease, or rent goods or services.
- (5) Perform any other act which constitutes misrepresentation.

Sec. 13-48. Hours of operation. It shall be unlawful for any person conducting a home solicitation sale to engage in the business of home solicitation sales within the city between the hours of one-half hour before sunset and 9:00 a.m. the following morning, or at any time on Sundays, New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, or Christmas Day, except by specific appointment with or invitation from the prospective customer.

Sec. 13-49. Application fee. Any person required by section 13-43(b) of this article to obtain a permit from the city shall, at the time of filing the required application, pay a fee to the city to cover the administrative cost associated with issuing such permit. Such fee shall be established from time to time by resolution of the city council.

Sec. 13-50. False information. It shall be unlawful for any person to give any false or misleading information in connection with his application for a permit or certificate of registration required by this article.

Sec. 13-51. Denial of permit. If the applicant for the permit required by section 13-43(b) of this article is found to have been convicted of, or entered a plea of guilty or nolo contendere to, a crime against the laws of the State of Florida or any other state or the United States, involving moral turpitude, fraudulent or dishonest dealing or illegal use or sale of a controlled substance, or been convicted of, or entered a plea of guilty or nolo contendere to, a violation of any provisions of Sections 501.021 through 501.055, Florida Statutes, the permit shall be denied. The city shall endorse on the application the specific reasons for the denial and return the application to the applicant.

Sec. 13-52. Contents of permit. Each permit issued pursuant to section 13-43(b) of this article shall contain the signature of the issuing city employee and seal of the city and shall show the name, address and photograph of the permittee, the kind of goods to be sold thereunder, the amount of fee paid, the date of issuance and the length of time the same shall be operative, as well as the permit number and other identifying description of any vehicle used in such business.

Sec. 13-53. Records. The city shall keep a permanent record of all permits and certificates of registration issued pursuant to this article.

Sec. 13-54. Display of permit. Every person having a permit issued pursuant to this article or Chapter 501, Florida Statutes, and conducting business within the city shall display his or her permit upon request of any person; shall carry such permit at all times while engaged in home solicitation sales; and shall display such permit to all prospective buyers before initiating the solicitation.

Sec. 13-55. Duration. Every permit issued pursuant to section 13-43(b) of this article shall be valid for the period of time stated therein, but in no event shall any such permit be issued for a period of time in excess of one (1) year.

Sec. 13-56. Revocation. Any permit issued pursuant to section 13-43(b) of this article may be denied, revoked, or suspended by the city for the violation by the permittee of this article, any city ordinances or state law. Such denial, revocation or suspension is in addition to any penalty provided herein.

Sec. 13-57. Penalty. It shall be unlawful for any person to violate or fail to comply with the provisions of this article. Violation of any provision hereof shall be punishable by a fine not exceeding five hundred dollars (\$500.00) or imprisonment for a term not exceeding sixty (60) days or by both such fine and imprisonment. Each day any violation of any provision of this article occurs shall constitute a separate offense.

Application is hereby made to obtain a permit for home solicitation sales within the City of Destin for goods or services as indicated. I hereby certify that the information provided in this application is true.

Applicant's Signature

Date

FOR OFFICIAL USE ONLY

Application Fee: \$55.00 (FY2017 Schedule of Fees, Resolution 17-05, adopted 02/22/17, effective 02/23/17)

Amount Paid: Cash _____ Check _____ Credit Card _____

_____ Approved

_____ Denied

Permit No.: _____ Length of Permit Validity: _____

If denied, reasons for denial:

Reviewed by

Date