

LICENSING

Chapter 71

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[HISTORY: Adopted by the Board of Trustees of the Village of Cold Spring 3-18-1992 as L.L. No. 1-1992.¹ Amendments noted where applicable.]

GENERAL REFERENCES

Games of Chance - See Ch. 55.

Nuisances - See Ch. 78.

Parades - See Ch. 83.

Peace and Good Order - See Ch. 87.

§ 71-1. Hawking and peddling. [Amended 7-17-01 by L.L. 2001-10]

A. No person shall engage in the hawking, vending or peddling of goods, wares or merchandise upon the streets, sidewalks or public places of the village without first obtaining a license therefore and paying the fees set forth in the following schedule:

(1) For each vehicle or person licensed to peddle: one hundred dollars (\$100) per month; twenty-five dollars (\$25) per day or less.

- (2) For events by an organization with its principal office in Cold Spring with multiple peddlers, the following fee schedule:

\$25.00 per day per peddler.

- (a) The organizing group is required to submit to the Mayor an estimate of peddlers to attend. The actual number of peddlers will be determined by the number of permits issued by the Village Clerk.

§ 71-2. Shows and exhibitions.

No person shall conduct any show or public exhibition of any kind to which an admission fee is charged, within the village, without first obtaining a license therefor and paying the fees set forth in the following schedule:

- A. Circuses: fifty dollars (\$50) per day.
- B. Menageries: fifty dollars (\$50) per day.
- C. Each side show act of either of the above: fifty dollars (\$50) per day.
- D. Minstrels or theatrical performances: fifty dollars (\$50) per day.
- E. Concerts, exhibitions or natural or artificial curiosities, exhibitions or spiritualism or hypnotism, merry-go-rounds or carousels, each: fifty dollars (\$50) per day.
- F. Use of gazebo, each use: fifty dollars (\$50) per day.

§ 71-3. Sales at auction.

No person shall sell goods, wares or merchandise at auction within the village, except auction sales held pursuant to court order or other official authority, without first obtaining a license therefor and paying a fee of twenty-five dollars (\$25) per day; or one hundred dollars (\$100) per month.

§ 71-4. Issuance of licenses.

All licenses shall be issued by the Mayor and countersigned by the Clerk, who shall keep a record thereof. Upon presentation of such license so signed and countersigned to the Village Treasurer and the payment to such Treasurer of the proper fee therefor, the Treasurer shall endorse thereon his receipt, whereupon the license shall become effective. All monies collected for licenses shall be applied to the contingent fund of the village.

The Village Board may approve application for fishing permits upon application to the Village Clerk. Such application shall be made by Village residents and water users only and if approved by the Village Board with the consent of the Water Board, shall only allow for use by the applicant at the location and times provided and under the conditions set out in the permit. Permit fees shall be \$5.00 per person upon application for the permit. Seniors (over 60 years of age) and children under 16 shall be free of charge. **[Amended 6-13-2000 by L.L. 2000-7]**

§ 71-5. Construal of provisions.

Nothing herein contained shall be construed to prevent the peddling of meat, fish, fruit and farm produce by farmers and persons who produce such commodities, nor the hawking or peddling by an honorably discharged soldier, sailor or marine who is disabled as the result of injuries received while in the naval or military service of the United States, nor by the holder of a license granted pursuant to § 32 of the General Business Law; nor shall this chapter require a license to be procured for any show or exhibition of which the proceeds are to be devoted principally to a religious, patriotic, educational, charitable, benevolent or philanthropic purpose.

§ 71-6. Street exhibitions.

No person shall conduct any show or other exhibition for money upon any of the streets or sidewalks in the village without a permit issued by the Mayor. Any person applying for such permit shall pay a fee therefor of twenty-five dollars (\$25) per day.

§ 71-7. Penalties for offenses.

Any person committing an offense against any of the provisions of this chapter shall be guilty of a violation under the Penal Law and, upon conviction thereof, shall be

punishable by a fine of not more than two hundred fifty dollars (\$250) or by imprisonment for not more than fifteen (15) days, or both.

§ 71-8. Revocation of permits.

Any of the previously listed permits in this chapter may be revoked or suspended at the discretion of the mayor.

§ 71-9. Changes to fees.

The amounts of the fees required in this chapter may be changed or amended by resolution of the Village Board of Trustees.

§ 71-10. Restricted Locations. [Added 5-9-95 by L.L. 95-6]

The following locations are not available for the activities licensed under this chapter:

<u>Street</u>	<u>Side</u>	<u>Location</u>	<u>Time</u>
West Street	Both	Entire Street	All

¹ Editor's Note- This local law superseded former Ch. 71, Licensing, adopted 8-11-1931 as Sections 33 and 12 of the Code of Ordinances, as amended.