



CITY OF LYNN
In City Council

**AN ORDINANCE AMENDING AN ORDINANCE PERTAINING
TO TRANSIENT VENDORS IN THE CITY OF LYNN**

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

SECTION 1. CHRISTMAS TREES, WREATHS AND DECORATIONS SOLD ON A SEASONAL BASIS

Every transient vendor, who sales Christmas trees, Christmas wreaths and/or Christmas decorations, on seasonal basis shall apply to the City Council for a license, and shall accompany any such application with a fee of One Hundred (\$100.00) Dollars. Thereupon, the City Council shall authorize the City Clerk to issue a license to the applicant, authorizing the sale of Christmas trees, Christmas wreaths and/or Christmas decorations, which license shall remain in force until the first day of January following its date. All open-air stands shall be subject to Council approval in accordance with Section 4 & 12 of the Zone Ordinances of the City of Lynn. Each license shall be used at only one location at a time by said licensee, and no copies of licenses are to be made for use by any other persons.

SECTION 2. STATE LICENSE REQUIRED – DISPLAY OF LICENSE

- a. No license shall be granted under this ordinance until the applicant has complied with the provisions of Massachusetts General Laws, Chapter 101, Section 3, and has exhibited to the City Clerk a license.
- b. Any license who fails, neglects or refuses to exhibit a license granted under the provisions of this chapter and applicable Massachusetts General Laws when the same is demanded to be displayed by the Sealer of Weights and Measures, agents of the Health Department or a police officer shall be subject to the same penalty as if the person had no license, as found in Massachusetts General Laws, Chapter 101, Sections 9 and 32.

SECTION 3. REVOCATION

The City Clerk is authorized to revoke any license issued under the provisions of this ordinance where the licensee is guilty of violation any provisions of this ordinance or any provisions of laws or ordinances which violation would make such licensee a person unfit to hold the license.

SECTION 4. All Ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect thirty-one (31) days after its final adoption as advertised.



CITY OF LYNN
In City Council

May 14, 1985

IN THE YEAR ONE THOUSAND NINE HUNDRED EIGHTY FIVE AN ORDINANCE AMENDING
THE ORDINANCE PERTAINING TO TRANSIENT VENDORS IN THE CITY OF LYNN

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:

SECTION 1. The Ordinance Pertaining to Transient Vendors in the City of Lynn is hereby amended as follows:

Definition "Transient vendor," for the purpose of this ordinance, means as defined in Section 1 of Chapter 101 of the Massachusetts General Laws.

SECTION 2. License required—Application. Every transient vendor, before making any sale of goods, wares or merchandise in the city, shall apply to the City Council for a license, and shall accompany any such application with a license fee of One Thousand (\$1,000.00) Dollars. Thereupon, the City Council shall authorize the City Clerk to issue a license to the applicant, authorizing the sale of goods, wares and merchandise, which license shall remain in force so long as the licensee shall continuously keep and expose for sale in the city such stock of goods, wares or merchandise, but not later than the first day of January following its date. All open-air stands shall be subject to Council approval in accordance with Section 18A and B of the zone of the City of Lynn.

SECTION 3. STATE LICENSE REQUIRED – DISPLAY OF LICENSE

- a. No license shall be granted under this ordinance until the applicant has complied with the provisions of Massachusetts General Laws, Chapter 101, Section 3, and has exhibited to the City Clerk a license.
- b. Any licensee who fails, neglects or refuses to exhibit a license granted under the provisions of this chapter and applicable Massachusetts General Laws when the same is demanded to be displayed by the Sealer of Weights and Measures, agents of the Health Department or a police officer shall be subject to the same penalty as if the person had no license, as found in Massachusetts General Laws, Chapter 101, Sections 9 and 32.

SECTION 4. REVOCATION OF LICENSE

The City Clerk is authorized to revoke any license issued under the provisions of this ordinance where the licensee is guilty of violating any provisions of this ordinance or any provisions of laws or ordinances which violation would make such licensee a person unfit to hold

SECTION 5. CHRISTMAS TREE AND SIMILAR SALES

- a. No person, whether principal or agent, who engages in temporary or transient business, shall offer for sale, expose for sale or sell any article in any open area, alley or vacant lot, and without limiting the generality of the foregoing, such items as wreaths, flowers, Christmas trees or Christmas decorations, unless such person has first obtained a license therefor from the City



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Clerk as provided in Section 2.

- b. This section shall not apply to any person who is assessed, or is liable to assessment for personal property taxes, as of January 1st in the year in which the sales referred to above are to be made.
- c. Religious, fraternal and charitable organizations, as determined by the City Council, shall be exempt from the provisions of this section in the outside sale of goods, wares or merchandise, conducted on premises owned or rented by said organization.
- d. Notwithstanding the foregoing provisions, any person declared to be a "blind person," as described in Section 133 of Chapter 6 of the Massachusetts General Laws, who has registered with the Massachusetts Commission For The Blind, as provided for by Section 135, of Chapter 6 of the Massachusetts General Laws, shall be exempted from the license fee set out in this Ordinance.

SECTION 6. DOOR-TO-DOOR SOLICITATION PERMIT

- a. No person shall solicit from door to door in the city for any purpose without first having properly registered and secured a permit from the police chief. The permit issued by the police chief shall be conspicuously worn on the solicitor's outer wearing apparel in a manner which will allow residents to easily identify the door-to-door solicitor as an officially registered door-to-door solicitor licensed by the city.
- b. To defray the costs of registration and issuance of permits for door-to-door solicitors, the police chief is authorized to charge and collect on behalf and for the city.

SECTION 7. STANDING NO.

Walker or peddlers shall, on a street of the city and while offering or exposing goods, wares or other merchandise for sale, remain in one place, or within two hundred feet thereof, for longer than five minutes, unless actually engaged in making a sale.

SECTION 8. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 9. This ordinance shall take effect thirty-one (31) days after its final adoption as advertised.

June 21, 1994

IN THE YEAR ONE THOUSAND NINE HUNDRED NINETY-FOUR AN ORDINANCE
AMENDING THE ORDINANCE RELATIVE TO THE GRANTING OR RENEWING OF CERTAIN



CITY OF LYNN
In City Council

LICENSES AND PERMITS IN THE CITY OF LYNN

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

SECTION 1. The Ordinance relative to the granting or renewing of certain licenses and permits in the City of Lynn is hereby amended by deleting the existing Section 2, and inserting the following new section:

SECTION 2. The City of Lynn may deny any application for, or revoke or suspend any local license or permit including renewals and transfers issued by any board, officer, department for any person, corporation or business enterprise, who has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate whose owner has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges. Any City of Lynn licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the licensing and the tax collector; provided however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect thirty-one (31) days after its final approval as adopted and advertised.

April 8, 1986

IN THE YEAR ONE THOUSAND NINE HUNDRED EIGHTY-SIX AN ORDINANCE
ESTABLISHING AN ORDINANCE RELATIVE TO THE GRANTING OR RENEWING OP



CITY OF LYNN

In City Council

CERTAIN LICENSES AND PERMITS IN THE CITY OF LYNN

Be it Ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

SECTION 1. An ordinance is hereby established relative to the granting or renewing of certain licenses and permits in the City of Lynn.

SECTION 2. The City of Lynn may deny any application for, or revoke, or suspend any local license or permit including renewals and transfers issued by any board, officer, department for any person, corporation or business enterprise who has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges.

SECTION 3. The Tax Collector or other municipal official responsible for records of all municipal taxes, assessments, betterments and other municipal charges, hereinafter referred to as the Tax Collector, shall annually furnish to each department, board, commission or division, hereinafter referred to as the licensing authority, that issues licenses and permits including renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the party, that has neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve month period, and that such party has not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board.

SECTION 4. The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the licensing authority from the Tax Collector; provided however, that written notice is given to the party and the Tax Collector, as required by applicable provisions of law, and the party is given a hearing to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The Tax Collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension.

Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the municipality as the date of issuance of said certificate.

SECTION 5. Any party shall be given an opportunity to enter into a payment agreement, thereby allowing the licensing authority to issue a certificate indicating said limitations to the license or permit and the validity of said license shall be conditioned upon the satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by applicable provisions of law.

SECTION 6. The City Council may waive such denial, suspension or revocation if it finds there is no



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direct or indirect business interest by the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in Section One of Chapter Two Hundred and Sixty-Eight in the business or activity conducted in or on said property.

SECTION 7. This ordinance shall not apply to the following licenses and permits: open burning, Section Thirteen of Chapter Forty-Eight; bicycle permits, Section Eleven A of Chapter Eighty-Five; sales of articles for charitable purposes, Section Thirty-Three of Chapter One Hundred and One; children work permits, Section Sixty-Nine of Chapter One Hundred and Forty-Nine; clubs, associations dispensing food or beverage licenses, Section Twenty-One E of Chapter One Hundred and Forty; dog licenses, Section One Hundred and Thirty-Seven of Chapter One Hundred and Forty; fishing, hunting, trapping license, Section Twelve of Chapter One Hundred and Thirty-One; marriage licenses, Section Twenty-Eight of Chapter Two Hundred and Seven and theatrical events, public exhibition permits, Section one Hundred and Eighty-One of Chapter One Hundred and Forty.

SECTION 8. The City of Lynn by its City Council may exclude any local license or permit from this ordinance.

SECTION 9. All ordinances or parts of ordinances inconsistent here- with are hereby repealed.

SECTION 10. This ordinance shall take effect Thirty-One (31) Days after its final adoption as advertised.