



## APPLICATION FOR LICENSE

City of Kenai  
210 Fidalgo Avenue  
Kenai, AK 99611  
Phone: 283-8231  
Fax: 283-5068  
Email: [cityclerk@kenai.city](mailto:cityclerk@kenai.city)

Contact Information	
Name of Applicant:	Date:
Daytime Phone No.:	Email Address:
Permanent Residence Address:	
Permanent Business Address:	
Business Information	
<input type="checkbox"/> Transient Merchant	<input type="checkbox"/> Peddler
Nature or description of merchandise or activity to be conducted:	
Location of Activity:	
Length of time business will be conducted:	
Attachments	
<input type="checkbox"/> Tax Compliance Certificate	
<input type="checkbox"/> Proof of valid Alaska Business License	
<input type="checkbox"/> \$25.00 Fee Plus 6% Tax Received	
Signature of Applicant/Owner or Authorized Personnel of Applicant/Owner:	
FOR CITY USE ONLY ROUTING: <input type="checkbox"/> Clerk's Office DISTRIBUTION: <input type="checkbox"/> Clerk's Office <input type="checkbox"/> Kenai Police Department <input type="checkbox"/> File	



## Sales Tax Compliance Certification

City of Kenai  
210 Fidalgo Avenue  
Kenai, AK 99611  
Phone: 283-8231  
Fax: 283-5068  
Email: [cityclerk@kenai.city](mailto:cityclerk@kenai.city)

Please complete and return this form to the City of Kenai Clerk's Office. We will contact the Kenai Peninsula Borough Sales Tax department for certification.

Business Name: \_\_\_\_\_

Business Type: ☐ Corporation ☐ Partnership ☐ Sole Proprietorship/Individual

Owner(s) Name(s): \_\_\_\_\_

Business Mailing Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Email: \_\_\_\_\_

As a business or individual, have you ever conducted business within the Kenai Peninsula Borough? ☐ YES ☐ NO

If Yes, Kenai Peninsula Borough Sales Tax Registration Number: \_\_\_\_\_

### TO BE COMPLETED BY BOROUGH PERSONNEL

I hereby certify that the above-named business or individual(s) are, to the extent ascertainable, found to be:

☐ **In compliance** with all Borough sales tax provisions.

☐ **Not in compliance** with all Borough sales tax provisions.

\_\_\_\_\_  
(Signature Required)  
Kenai Peninsula Borough Finance Department

\_\_\_\_\_  
(Date)

## Chapter 5.30

### PEDDLERS AND TRANSIENT MERCHANTS

Sections:

- 5.30.010**     **Defined.**
- 5.30.020**     **License required.**
- 5.30.030**     **Application for license.**
- 5.30.040**     **License fee.**
- 5.30.050**     **Record retention.**
- 5.30.060**     **Penalty.**

#### **5.30.010     Defined.**

Transient Merchants:

- (a) A transient merchant is defined as any person, firm, or corporation, whether as owner, agent, consignee, or employee, whether a resident of the City or not, who engages in a temporary business of selling and delivering goods, and/or the services, wares, and merchandise within this City, and who, in furtherance of such purpose, peddles from door to door or uses any building or structure, or any street, alley, or other place within the City, for the exhibition and sale of such goods, wares, and merchandise, and/or the performance of services, either privately or publicly. The person, firm, or corporation so engaged shall not be relieved from complying with the provisions of this ordinance merely by reason of associating temporarily with any local dealer, trader, merchant, or auctioneer, or by conducting such transient business in connection with, as a part of, or in the name of any local dealer, trader, merchant, or auctioneer. As used in this chapter, "temporary" means for a period contemplated to be less than one hundred twenty (120) days duration.
- (b) Every person who would be a transient merchant, as defined in subsection (a) above, except for his or her declaration of intent to remain in business in the City for longer than one hundred twenty (120) days, shall nonetheless be presumed to be a transient merchant unless or until he or she has:
  - (1) Purchased or leased for a term of at least four (4) months, real property within the City from which his or her business is being or will be conducted;
  - (2) Engaged in the same business within the City for at least five (5) consecutive months during each of the preceding two (2) calendar years; or
  - (3) Otherwise objectively demonstrated his or her intent to remain in business in the City for a period longer than one hundred twenty (120) days by other than his or her declaration of intent to so remain.

- (c) The foregoing notwithstanding, however, a transient merchant for the purposes of this section, shall not include the following:
- (1) The sale of personal goods or wares at such functions as garage sales, flea markets, bake sales, or items that, by their nature, have intrinsic value based solely on artistic, visual, or decorative appeal (examples are, but are not limited to, art work, art reproduction, Christmas trees and flowers); or
  - (2) Fund raising activities of non-profit organizations or groups which have filed with the State of Alaska under the provisions of AS [10.20](#); or
  - (3) Commercial travelers who regularly take orders for goods in the usual course of business where orders are taken from persons regularly engaged in wholesale or retail business and where no payment prior to delivering of such goods is required.

Peddlers:

- (a) A peddler is one who engages in selling or peddling goods, wares, merchandise, or services within the City of Kenai from house to house, and any person who goes from house to house, or from place to place selling or taking orders for the sale of such goods, wares, merchandise, or services by sample or otherwise for future delivery, and any person who goes from house to house selling or taking orders for loan agreements, contracts, insurance, newspapers, books, pictures, periodicals, or services; provided, however, that the provisions of this chapter shall not apply to sales to dealers by commercial travelers, who regularly take orders for goods in the usual course of business where orders are taken by persons regularly engaged in wholesale or retail business and where no payment prior to delivery of such goods is required.
- (b) No peddler shall ply his or her vocation on any street, sidewalk, park, parkway or in any other public place unless his or her peddler's license specifies that peddling in such public places is permitted thereunder.
- (c) Any resident of the City who wishes to exclude peddlers or solicitors from premises occupied by him or her may place upon or near the usual entrance to such premises a printed placard or sign bearing the following notice: "peddlers and solicitors prohibited." Such placard shall be at least three and three-fourths inches (3 3/4") by three and three-fourths inches (3 3/4") and the printing thereon shall not be smaller than forty-eight (48) point type. No peddler shall enter in or upon any premises, or attempt to enter in or upon any premises, where placard or sign is placed and maintained. No person other than the person occupying such premises shall remove, injure or deface such placard or sign.

(Ord. 1860-2000)

### **5.30.020 License required.**

- (a) It is unlawful for any person or for any agent, servant or employee of any person to engage in, carry on or conduct the business of a transient merchant or peddlers without first obtaining a license to do so.

- (b) License issued under the provisions of this section shall not authorize any person or persons, except the identical person or persons named in said license, to engage in business thereunder and such license shall not be transferable.
- (c) Every person licensed under this section shall have with him or her while engaged in such business, the license received by him or her from the City Clerk and shall produce the same at the request of any City official or at the request of any individual within the City of Kenai to whom he or she is exhibiting his or her goods or selling or attempting to sell same.
- (d) Any license, issued under the provisions of this section, shall be subject to revocation by the City Clerk upon satisfactory proof of a violation of the provisions of this section by such licensee, provided, however, that such licensee shall be given notice of such proposed revocation and reasonable opportunity to appear before the City Clerk when such revocation is considered.

(Ord. 1860-2000)

### **5.30.030 Application for license.**

- (a) Applications for such licenses shall be on forms prescribed and furnished by the City Clerk, and shall include the following information:
  - (1) The full name of the applicant;
  - (2) The permanent mailing, residential, and business address of the merchant;
  - (3) The date of the application;
  - (4) The nature and description of the merchandise to be sold or activity to be conducted;
  - (5) Location of activity;
  - (6) The length of time during which it is proposed the business shall be conducted;
  - (7) A tax compliance certificate, signed by the appropriate Kenai Peninsula Borough authority, or, if the applicant had not previously done business in the Kenai Peninsula Borough, proof of opening a sales tax account with the appropriate Kenai Peninsula Borough authority;
  - (8) Proof of a valid Alaska Business license.
- (b) With the application, the applicant shall also furnish:
  - (1) The fee for the City license as prescribed herein;
  - (2) The legible signature of the applicant/owner or person authorized to sign on behalf of the applicant/owner;

- (3) An affirmation or oath that the information and statements made in connection with the application are true, correct, and complete.

(Ord. 1860-2000)

#### **5.30.040 License fee.**

The license fee for engaging in, carrying on, or conducting business as a peddler or transient merchant shall be an annual fee as set forth in the City's schedule of fees adopted by the City Council. (Ords. 1860-2000, 2528-2011)

#### **5.30.050 Record retention.**

The City Clerk shall keep a record of all transient merchant and peddler licenses issued for two (2) years. (Ord. 1860-2000)

#### **5.30.060 Penalty.**

Any person, firm or corporation violating any provision of this chapter shall be fined not more than five hundred dollars (\$500.00) for each offense and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. (Ord. 1860-2000)

---

---

**The Kenai Municipal Code is current through Ordinance 3057-2019, passed April 3, 2019.**

Disclaimer: The City Clerk has the official version of the Kenai Municipal Code. Users should contact the City Clerk for ordinances passed subsequent to the ordinance cited above.

[City Website: www.kenai.city](http://www.kenai.city)

City Telephone: (907) 283-7535

[Code Publishing Company](#)