

1-1973

AN ORDINANCE
SOLICITORS AND PEDDLERS ORDINANCE

AN ORDINANCE REGULATING THOSE ENGAGING IN SOLICITING AND PEDDLING IN THE NORTH ANNVILLE TOWNSHIP AND REQUIRING A LICENSE FOR THE SAME.

BE IT THEREFORE, ORDAINED BY THE BOARD OF SUPERVISORS OF NORTH ANNVILLE TOWNSHIP, LEBANON COUNTY, PENNSYLVANIA, AS FOLLOWS:

SECTION 1. DEFINITIONS

(a) "Peddling", as used in this Ordinance, means engaging in peddling, canvassing, soliciting or taking of orders, either by sample or otherwise, for any goods, wares or merchandise, upon any of the streets or sidewalks or from house to house within the Township of North Annville, County of Lebanon and Commonwealth of Pennsylvania. However, the word "peddling" shall not apply:

- (1) To farmers selling their own produce;
- (2) To the sale of goods, wares and merchandise, donated by the owners thereof, the proceeds whereof are to be applied to any charitable or philanthropic purpose or
- (3) To any manufacturer or producer in the sale of bread and bakery products, meat and meat products or milk or milk products.

(b) "Peddler", as used in this Ordinance, means any person who shall engage in peddling, as hereinabove defined.

(c) "Person", as used in this Ordinance, means any natural person, association, partnership, firm or corporation.

SECTION 2. LICENSE REQUIRED

(a) No person shall engage in peddling in the Township without first having taken out a license as herein provided.

(b) The foregoing provision notwithstanding, a license shall not be required for peddlers who are agents of a business which has its bona fide permanent office located within the boundaries of Lebanon County.

SECTION 3. LICENSE APPLICATION; NONTRANSFERABLE

Every person desiring to engage in peddling in the Township shall first make application to the Township Secretary for a license. Upon such application, such person shall give his name; address; his previous criminal record, if any; the name of the person for whom he works, if any; the type of goods, wares and merchandise he wishes to peddle; the length of time for which he wishes to be licensed; the type of vehicle he uses, if any; the number of helpers he has. Where a person makes application for himself and one or more helpers, all applicable personal information specified above shall be given for each helper, and an individual license shall be required for each helper. No license issued under this Ordinance shall be transferable from one person to another.

SECTION 4. LICENSE FEES

No license shall be issued under this Ordinance until the proper fee, as follows, shall be paid to the Township Secretary, which shall be for the use of the Township.

- (a) Foot peddler: one dollar (\$1.00) per day; five dollars (\$5.00) per month; twenty dollars (\$20.00) per year.
- (b) Peddler operating from a horse-drawn or motor vehicle: two dollars (\$2.00) per day; ten dollars (\$10.00) per month; forty dollars (\$40.00) per year.
- (c) Each and every additional peddler employed by a foot peddler or peddler operating from a horse-drawn or motor vehicle: one dollar (\$1.00) per day; five dollars (\$5.00) per month; twenty dollars (\$20.00) per year.

SECTION 5. LICENSE ISSUANCE, EXHIBIT; COMPLIANCE WITH LICENSE

Upon making application therefor and paying the proper fee, as herein specified, a license shall be issued to every peddler. Such license shall contain the information required to be given upon the application therefor. Every peddler shall, at all times when engaged in peddling in the Township, carry such license upon his person, and shall exhibit such license, upon request, to all police officers, Township officials and citizens. No peddler shall engage in selling any product not mentioned upon such license, nor shall any person having a foot peddler's license operate from or with any horse-drawn or motor vehicle.

SECTION 6. PROHIBITED TIMES

No person licensed as a peddler under this Ordinance shall engage in peddling at any time on Sunday, or upon any other day of the week before 9:00 a.m. or after 5:00 p.m.

SECTION 7. LOUD NOISES PROHIBITED

No person, licensed as a peddler under this Ordinance, shall hawk or cry his wares upon any of the streets or sidewalks of the Township, nor shall he use any loud speaker or horn or any other device for announcing his presence by which the public is annoyed.

SECTION 8. PARKING REGULATIONS; LITTERING

No person, licensed as a peddler under this Ordinance, shall park any vehicle upon any of the streets or alleys of the Township in order to sort, rearrange or clean any of his goods, wares or merchandise; nor may any such person place or deposit any refuse upon any of such streets or alleys; nor may any such person maintain or keep a street or curbstone market by parking any vehicle upon any street or alley in the Township for longer than necessary in order to sell therefrom to persons residing in the immediate vicinity.

SECTION 9. FIXED LOCATION ON STREETS, ETC., PROHIBITED

No person, licensed as a peddler under this Ordinance, shall occupy any fixed location upon any of the streets, alleys or sidewalks of the Township for the purpose of peddling, with or without any stand or counter.

SECTION 10. LICENSE SUSPENSION

The Township Secretary is hereby authorized to suspend any license issued under this Ordinance when he deems such suspension to be beneficial to the public health, safety or morals, or for violation of any of the provisions of this Ordinance, or for giving false information upon any application for a license hereunder.

SECTION 11. PENALTY

Any person violating any of the provisions of this Ordinance, shall be fined not more than three hundred dollars (\$300.00) and/or be imprisoned for not more than ninety (90) days.

SECTION 12. PARTIAL INVALIDITY

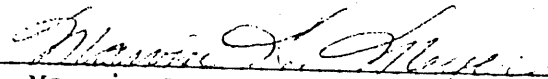
If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance which shall remain in full force and effect; and to this end the provisions of this Ordinance are hereby declared to be severable.

SECTION 13. EFFECTIVE DATE

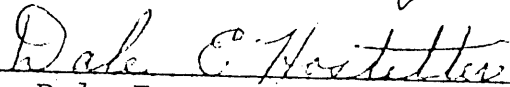
This Ordinance shall be effective on or after the 24th day of March, A.D., 1973.

Ordained and enacted as an Ordinance this 24th day of March, A.D., 1973.

NORTH ANNVILLE TOWNSHIP
BOARD OF SUPERVISORS



Marvin K. Meyer, President



Dale E. Hostetter, Vice President



Edgar G. Wagner, Secretary - Treas.