

ARTICLE III

PEDDLING AND SOLICITING

History: Adopted by the Board of Supervisors of Center Township as Ordinance No. 18, June 7, 1969, as amended by Ordinance 2004-12-12, December 8, 2004.

§7-301. Definitions

- A. Peddler: Any person who shall engage in peddling as herein below defined or selling.
- B. Peddling: The selling of any product along the highway, engaging in peddling, canvassing, soliciting, or taking of orders, either by sample or otherwise, for any goods, wares, merchandise, foodstuffs, and produce, upon any of the streets or sidewalks or from house to house within the Township of Center. Provided: the word "peddling" shall not apply to:
 - 1. Farmers selling their own produce, produced in Center Township;
 - 2. The sale of goods, wares, and merchandise donated by the owners thereof, the proceeds thereof are to be applied to any charitable, patriotic, religious, civic, or philanthropic purpose; or
 - 3. Any manufacturer or producer in the sale of baked and bakery products, meat and meat products, or milk and milk products.
- C. Person: Any natural person, association, partnership, firm or corporation.

§7-302. Licensing

- A. No person shall engage in peddling in the Township of Center without first having taken out a license as herein provided. Every peddler granted a license as herein provided shall, at all times, when engaged in peddling in Center 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.
- B. Application for License: Every person desiring to engage in peddling in the Township of Center shall first make application to the Secretary of the Board of Supervisors of Center Township 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 desires to be licensed, the type of vehicle he uses, if any, and the number of helpers he has. Provided, where a

person makes application for himself and one (1) 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. Provided further, that any person making application for a license may obtain an individual license for himself and a maximum of three (3) helpers. No licenses issued under this Article shall be transferable from one (1) person to another.

- C. License Fee: No license shall be issued under this Article until the proper fee, as established from time to time by the Board of Supervisors, has been paid to the Secretary of the Board of Supervisors, such license fee to be deposited in an interest bearing account for the use of the Township of Center.
- D. Suspension: The Board of Supervisors of Center Township is hereby authorized to suspend any license issued under this Article when it deems such suspension to be beneficial to the public health, safety or morals, or for violation of any of the provisions of this Article, or for giving false information upon any application for a license hereunder.

§7-303. Time Restrictions

No person licensed as a peddler under this Article shall engage in peddling at any time on Sunday, or upon any other day of the week before 9:00 a.m. or after 6:00 p.m.

§7-304. Other Provisions

- A. No person licensed as a peddler under this Article 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.
- B. No person licensed as a peddler under this Article 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.

§7-305. Violations and Penalties

Any person, firm or corporation who or which shall violate any of the provisions of this Article shall for every such offense, upon conviction thereof before any District Magistrate of the Township, be sentenced to pay a fine of not less than one hundred dollars (\$100.00) and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the County Prison for not more than ten (10) days. Each day's violation of any of the provisions of this Article, after conviction thereof, shall constitute a separate offense.