

Chapter 13

Licenses, Permits and General Business Regulations

Part 1

Canvassing, Peddling, Soliciting

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Part 1**Canvassing, Peddling, Soliciting****§13-101. Definitions.**

The following terms shall have the meaning indicated:

Canvassing, peddling and/or soliciting - the taking of orders for goods and wares or the sale thereof, the taking of orders for or the sale of merchandise including, but not limited to, subscriptions for magazines or other printed matter and the obtaining of contracts for home repair, and improvements, and the sale of any items including, but not limited to, household cleaning products, household cleaning equipment, and associated items.

Person - any person, persons, corporation, partnership, or other entity.

(Ord. 2006-01, 5/3/2006, §1)

§13-102.. Permit Required.

No person shall engage in canvassing, peddling and/or soliciting in the Township for commercial purposes without first having registered and obtained a permit from Shrewsbury Township.

(Ord. 2006-01, 5/3/2006, §2)

§13-103. Application/Issuance of Permit.

1. Any person desiring to engage in canvassing, peddling and/or soliciting shall submit a written application to the Township during regular business hours on a form to be furnished by the Township and to pay an application fee in an amount as established from time to time by resolution of the Board of Supervisors. [Ord. 2008-02]

2. The application shall obtain, at a minimum, the name, business address of the solicitor, and the name and business address of the employer, if any. The nature of the products, goods, or services proposed to be canvassed, peddled, or solicited for, the length of time the applicant proposes to be engaged in such activity and the make and type of vehicle, if any, the applicant proposes to use in the furtherance of its business interests. If a vehicle is used in the business interest the registration number, and license plate number of the vehicle, proof of license to operate said vehicle.

3. The Township shall issue said permit upon proper completion of the application form, and providing of any and all information above required, or any additional information which the Township at its discretion would deem appropriate.

4. The permit would be valid for a period of 90 days and may be reissued at the discretion of the Township for an additional 90-day period upon proof of compliance with this Part.

(Ord. 2006-01, 5/3/2006, §3; as amended by Ord. 2008-02, 8/6/2008)

§13-104. Condition of Permit.

The applicant shall conduct his or her canvassing, peddling, and/or soliciting in accordance with the laws of the Commonwealth of Pennsylvania and the ordinances of

Shrewsbury Township. Such soliciting shall occur only between the hours of 9 a.m. to 9 p.m.

(Ord. 2006-01, 5/3/2006, §4)

§13-105. Exceptions.

This Part shall not apply to any charitable “not-for-profit” organization seeking to solicit funds, goods, or merchandise for that “not-for-profit” organization to and include, but not limited to, volunteer fire companies, volunteer ambulance companies, churches, political canvassers, boy scouts and girl scouts, and similar organizations.

(Ord. 2006-01, 5/3/2006, §5)

§13-106. Roadside Solicitation.

Notwithstanding anything else set forth herein from the date this Part is adopted, it shall be illegal for any group, partnership, corporate entity, or other such agencies to solicit donations, petition for signatures, or sell or solicit the sale of goods or products upon or directly adjacent to any highway, street, or road in Shrewsbury Township be the solicitations from “for-profit” or “not-for-profit” entities whether or not a permit has been issued. Upon notification by the police to cease such activity, the solicitation must end immediately. Failure to do so may result in policing agency bringing action pursuant to §13-110 hereof.

(Ord. 2006-01, 5/3/2006, §6)

§13-107. Enforcement Entity.

The Pennsylvania State Police, the duly adopted policing entity for Shrewsbury Township, shall have the responsibility for enforcing this Part.

(Ord. 2006-01, 5/3/2006, §7)

§13-108. Warning for Failure to Secure Permit.

Any person or persons, corporation, partnership, or other entity whatsoever violating any of the provisions of this Part shall first be granted a warning to cease and desist all such activities, and shall thereafter, immediately cease solicitation on or about highways, streets, and roadways in Shrewsbury Township.

(Ord. 2006-01, 5/3/2006, §8)

§13-109. Violation and Penalties for Failure to Secure Permit.

Record of the warning will be kept in the Township offices. Upon notice of second violation of these provisions, the person, persons, corporation, partnership, or other entity, whatsoever, violating this Part for a second time, upon conviction thereof, shall be sentenced to pay a fine of no less than \$300 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days; provided, however, that if the magisterial district judge determines that the defendant is without the financial means to pay the fines and costs immediately or in a single remittance, such defendant shall be permitted to pay the fines or costs in installments over a period of time as determined by the magisterial district judge to be fair and just.

(*Ord. 2006-01, 5/3/2006, §9; as amended by Ord. 2008-02, 8/6/2008*)

§13-110. Violation and Penalties.

Any person or person, corporation, partnership, or other similar entity whatsoever violating any of the provisions of this Section relating to solicitation upon, along, or directly adjacent to streets, highways, or roads, shall, upon conviction, be sentenced to pay a fine of no less than \$300, nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days; provided, however, that if the magisterial district judge determines that the defendant is without the financial means to pay the fines and costs immediately or in a single remittance, such defendant shall be permitted to pay the fines or costs in installments and over such a period of time as the magisterial district judge would deem just and appropriate.

(*Ord. 2006-01, 5/3/2006, §10; as amended by Ord. 2008-02, 8/6/2008*)

