

Ordinance # 120

An ordinance regulating peddling and soliciting within the Borough of Atglen, requires peddlers and solicitors to obtain licenses or permits and prescribing penalties for violation.

- Section 1 (a) The words peddling and soliciting as used in this ordinance shall mean soliciting for contributions such as money and engaging in peddling, canvassing, soliciting or taking 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 Borough of Atglen, Provided, 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, any bakery products, meats and meat products, or milk or milk products.
- (b) the word "peddler" as used in this ordinance, shall mean any person who shall engage peddling as herein above defined, also the word solicitor shall mean any person soliciting money other than the local charities.
- (c) The word "person" as used in this ordinance shall mean any natural person, association, partnership, firm or corporation.
- (d) In this ordinance, the singular shall include the plural and the masculine shall include the feminine and the neuter.

Section 2 No person shall engage in the peddling or soliciting in the Borough of Atglen without having first taken out a license as herein provided.

Section 3 Every person desiring to engage in peddling or soliciting in the Borough of Atglen shall first make application to the Mayor or Secretary for such 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, and the number of helpers he has. Provided, where a person makes application for himself and one or more helpers, all applicable personal information specified above shall be give 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 No license shall be issued under this ordinance until the proper fee, as follows, shall be paid to the Mayor or Secretary which shall be for the use of the Borough. (a) One dollar per day, Five dollars per month, Twenty dollars per year.

- Section 5 Upon making application therefor and paying proper fee, as herein specified, a license shall be issued to every peddler or solicitor. Such license shall contain the information required to be given upon the application thereof. Every peddler or solicitor shall at all times when engaged in peddling or soliciting in the Borough of Atglen, carry such license upon his person, and shall exhibit such license upon request to all police officers, Borough officials and citizens. No peddler shall engage in selling any product not mentioned upon such license.
- Section 6 The Mayor of the Borough of Atglen, 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 the violation of any of the provisions of this ordinance, or for having false information upon any application for a license hereunder.
- Section 7 Any person who shall violate any of the provisions of this ordinance shall upon conviction thereof, be sentenced to pay a fine of not more than fifty dollars (\$50.00) and cost of prosecution, and in default of payment thereof to imprisonment for not more than thirty (30) days.

Enacted into ordinance this 7th day of January A.D. 1963
Clarence Cain – President

Attest: Frank W. Shaub – Secretary

Approved this 7th day of January
Charles Michael – Mayor

I hereby attest that this is a true and accurate copy of Ordinance # 120

Carol L. Festerman