

**CITY OF WASHINGTON
WASHINGTON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1925 BILL NO. 5 of 2019

**AN ORDINANCE OF THE CITY OF WASHINGTON, WASHINGTON
COUNTY, PENNSYLVANIA, AMENDING CHAPTER 246 (Peddling and
Soliciting) OF THE CODE OF THE CITY OF WASHINGTON,**

WHEREAS, the City of Washington, through **ORDINANCE NO 1925 BILL NO. 5 of 2019** seeks to provide strengthened safety and security of residents and taxpayers;

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the City of Washington, Washington County, Pennsylvania, and it is hereby ordained and enacted by and with the authority of same as follows:

SECTION 2. Chapter 246 – Peddling and Soliciting – is hereby amended:

§ 246-1: Transient and wholesale and retail merchants to obtain licensing.

(a) No person shall sell or offer for sale, order or exchange, or go from door to door soliciting the purchase of, or gift of any products, wares, merchandise, Retail Food, or other articles of value or any money, or any services, in any place, in, upon, along or through the streets, alleys or other public places within the City, unless he is the holder of a license which is in full force and effect issued pursuant to provisions of this article. Such person shall at all times have the license with him while exercising such calling, and shall exhibit the license at all times and present it to any officer, official or City resident upon demand. A Transient Sales License must always be posted at the point of sales in plain view.

(b) This section shall not apply to any person engaged in the sale or distribution of any item as a Farmers Market Food Vendor, children under the age of 18 years who take orders and deliver fund raising items that directly support a charity, school, child-based club, or organization, political circulations or engagements, newspaper carriers along their regular delivery routes, or any City Business that already engages in retail sales in the City and pays mercantile or business privilege taxes.

(c) Transient Sales License means a license issued to any person, firm or corporation, as principal or agent, or both, which engages in, does or transacts any temporary or transient business in this City, either in one locality or in traveling from place to place in this City, offering for sale or selling goods, wares, merchandise, food or beverages, and including those who, for the purpose of carrying on such business, hire, lease, use or occupy any permanent or mobile building, structure, motor vehicle including trucks, or real estate for the exhibition by means of samples, catalogues, photographs and price lists or sale of such goods, wares or merchandise.

§ 246-2: License Fee.

(a) Any person who desires to engage in the business of a peddler, solicitor, or transient sales, shall make application in person for a license at the City Clerk's Office upon a form provided when presenting proper ID.

(b) For a Peddlers or Soliciting License: Upon application to the City Clerk's Office, the applicant shall pay a license fee of Fifty dollars (\$50.00) per day, two hundred fifty dollars (\$250.00) per month, or five hundred dollars (\$500.00) per year or any part thereof, for each peddler/solicitor, depending upon the term of the license applied for.

(c) For a Transient Sales License: Upon approval by application to the City Clerk's Office, the applicant shall pay a license fee of seventy-five dollars (\$75.00) per month, or four hundred dollars (\$400.00) per year.

(d) Fifty dollars (\$50.00) of the application fee is non-refundable for any reason to cover administrative costs. If the License is not approved, the amount paid less the \$50 non-refundable fee will be sent to the applicant within 45 days.

(e) Applicants shall allow up to three (3) business days to process all applications. Once a decision is rendered, the applicant will be contacted and, if approved, the applicant can pick up the license at the City Hall. No applicant may engage in any soliciting until the license is in hand.

(f) The Peddlers, Soliciting or Transient Sales License does not replace or supersede any other License required by the State, City or Federal Authorities.

§ 246-6: LICENSE SUSPENSION OR REVOCATION.

(a) Any Officer of the City, may suspend or revoke any peddler's, solicitor's, or transient sale's license for violation of any City ordinance, false or incorrect information submitted on the license application or for any fraud, or if the sales create any danger or nuisance to any City Resident or visitor of the City, or if the sales create any traffic congestion, or misrepresentation made in the solicitation or sale. Such person whose license is suspended above may not apply for a new license thereafter until one complete calendar year after such revocation or license suspension.

(b) Any business, person, or entity that is required to obtain a License and fails to do so shall cease all sales immediately and is in violation of this ordinance.

(c) If any person, business, or entity fails to stop selling or soliciting after instructed to do so by an Officer of the City, may be cited for each additional item sold or solicitation made.

§ 246-9: HOURS AND BUSINESS RESTRICTIONS.

(a) No person, whether licensed or not, with the exception of those defined in section 246-1(b), shall engage in any door to door for profit solicitation before the hour of 9:00 a.m. or after the hour of 5:00 p.m., nor on Sundays or on any legal holiday. All other types of sales will restrict the hours of operations

from 9am to dusk on any day.

(b) No licensed peddler or solicitor shall engage in or transact any type of business or solicitation other than that specified on the license application.

SECTION 3. This Ordinance shall become effective immediately upon enactment and may be amended by resolution.

ORDAINED AND ENACTED by the City of Washington, Washington County, Pennsylvania, this day of May 2, 2019.

City of Washington



Scott Putnam, Mayor

ATTEST:



Michelle R. Sperl, City Clerk