

Chapter 71

PEDDLING AND SOLICITING

ARTICLE I Door-to-Door Solicitation

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[HISTORY: Adopted by the Board of Supervisors of the Township of Donegal as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Loitering and expectorating — See Ch. 59.

Nuisances — See Ch. 64

ARTICLE I Door-to-Door Solicitation

[Adopted 4-9-2014 by Ord. No. 2014-1]

§ 71-1. Purpose.

The purpose of this article is to secure for the residents of the Township the peaceful enjoyment of their homes and property by prohibiting door-to-door solicitation during those times when such solicitation is most intrusive and disruptive; to aid crime prevention and detection; and to ensure that persons engaged in door-to-door commercial solicitation have obtained required state registrations and permits.

§ 71-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

COMMERCIAL SOLICITATION — To offer goods, services or real property for sale or rent or to provide information for the purpose of promoting the sale or rental of goods, services or real property; provided, however, that offering goods or services for sale is part of fundraising for a nonprofit organization shall not be commercial solicitation.

§ 71-3. Registration required; time limits.

- A. It shall be unlawful to engage in door-to-door commercial solicitation without registration with the Township Secretary pursuant to this article.
- B. It shall be unlawful to engage in any type of door-to-door solicitation between 8:00 p.m. and 8:00 a.m.

C. The provisions of this section shall not apply to home visits by prearranged appointment.

§ 71-4. Registration.

Registration under this article shall be on forms provided by the Township. The form shall elicit at least the following information:

- A. Name, address and telephone number of the registrant;
- B. Physical description of the registrant;
- C. Name, address and telephone number of the registrant's employer;
- D. Description of the motor vehicles to be used by the registrant in conducting the solicitation;
- E. Brief description of the types of goods or services to be offered for sale by the registrant; and
- F. For any registrant whose activities would constitute the transient sale of consumer merchandise and require a sales tax license in the commonwealth.

§ 71-5. Issuance and term.

- A. The Township Secretary shall issue a proof of registration upon receipt of a completed registration form and license fee established pursuant to § 71-6 of this article.
- B. Each registration shall expire 30 days after issuance but shall be renewed by the Township for an additional thirty-day period upon request of the registrant.
- C. Each proof of registration shall contain the name, address, physical description and organizational affiliation of the permittee; a description of the solicitation activity to be engaged in; an expiration date; and the signature and seal of the Township. The Township Secretary shall keep a record of all registrations.

§ 71-6. License fee.

The license fee shall be established by a resolution adopted by the Board of Supervisors of Donegal Township.

§ 71-7. Presentation.

Every person engaged in door-to-door commercial solicitation shall have a valid proof of registration, as required by this article, in his or her possession at all times while so engaged in the Township and shall present the proof of registration for inspection upon request of any person.

§ 71-8. Exemptions.

- A. Persons engaged in door-to-door canvassing on religious or political subjects, or distributing religious or political handbills shall be exempt from the license requirements of this article. All such persons, however, shall carry official identification, such as a driver's license, upon their person at all times and shall exhibit such I.D. upon request.
- B. The application and license requirements may be waived by the Township for persons soliciting/peddling on behalf of organizations of purely public charities, such as local churches, scout troops, civic and service organizations, fire companies, school and/or athletic organizations and the like. However, said group must notify the Township in writing in advance of any solicitation.

§ 71-9. Violations and penalties.

- A. It shall be a violation of this article to engage in door-to-door solicitation activity prohibited by § 71-3 or to disregard a clearly visible sign on private property which prohibits solicitation.
- B. Any person who violates any provision of this article shall be subject to a fine of not more than \$300 for each violation. Each violation shall constitute a separate offense and all fines shall be in addition to costs of prosecution incurred by the Township.