

**PENN TOWNSHIP  
CUMBERLAND COUNTY  
BOARD OF SUPERVISORS  
1301 Centerville Road  
Newville, PA 17241  
Phone: (717) 486-3104  
Fax: (717) 486-3522**

ORDINANCE NO.   2   OF 2012

AN ORDINANCE PROVIDING FOR THE REGULATION OF PERSONS WHO SOLICIT IN PENN TOWNSHIP, CUMERLAND COUNTY, AND THE PENALTIES FOR VIOLATION THEREOF, TO BE KNOWN AS

**THE PENN TOWNSHIP PEDDLING AND SOLICITIATION ORDINANCE**

1. **Purpose-** The purpose of this ordinance is to protect the health, safety, and general well-being of the citizens of Penn Township. For the protection of Penn Township residents, the following rules and regulations are established and must be followed by solicitors and peddlers.

2. **Definitions –**

Charitable Solicitation Act: The Solicitation of Funds for Charitable Purposes Act enacted by the Commonwealth of Pennsylvania, may be amended from time to time.

Person: Any individual, organization, corporation, association, partnership, trust, foundation or other entity, however styled, including but not limited to charitable organizations, business organizations, professional solicitors, and volunteer fundraisers and solicitors.

Solicit: To go door to door in the Township for the following purposes:

- A. Soliciting contributions or pledges for contributions.
- B. Selling or attempting to sell subscriptions, products or services, or taking orders or attempting to take orders for subscriptions, products or services, including organizations such as the Boy Scouts and Girl Scouts of America.

- C. Handing a pamphlet, handbill, advertising material or other form of literature to an occupant of a residence.

The term "solicit" does not include simply leaving literature at a residence without knocking on the door or ringing the doorbell nor does it include official Township, County or Commonwealth business.

Solicitation: Acts of individual solicitors on behalf of a particular person.

Solicitor: A person who solicits.

Soliciting Organization: The person on whose behalf solicitors are acting.

Municipality: Shall mean Penn Township, Cumberland County.

Township Solicitation Permit: An identification card issued by the Township to a qualified person who has met the application requirements of this Ordinance, and allowing such person to solicit within the Township according to the terms and conditions of this Ordinance.

3. **Registration** - It shall be unlawful for any person to engage in business as a Solicitor, calling at residences or places of business without the previous consent of the occupant for the purpose of soliciting orders, sales, subscriptions, or business of any nature, or seeking information or donations without first having registered in the Township Office. The registrant shall give his complete identification, signature, the name of his employer, the nature of the products or services in which he is interested, the names of the manufacturers of such products, or of the organization which he is representing, and the proposed method of operation in the Township. The Employer/Company shall be listed with the Better Business Bureau.

4. **Registration Fee** – Each Solicitor/Person shall pay to the Township a non/refundable registration fee for the period expiring thirty (30) days after issuance. The registration fee shall be established by Resolution by the Board of Supervisors. Each Solicitor/Person shall at all times while soliciting in the Township, carry upon his person the Permit and the same shall be exhibited by the Solicitor whenever he is required to do so by any Township Official or person being solicited. Each Solicitor shall submit to a background check and pay the fee as established by the Board of Supervisors.

5. **Exceptions** – The provisions of this Ordinance shall not apply to the following individuals and organizations.

- A. Fundraising activities to benefit school sponsored organizations, churches, or other non-profit charitable and civic organizations.

- B. Persons delivering or distributing goods or services previously ordered or contracted for whether ordered by mail, telephone or the internet.
- C. Persons who solicit for an organization which has registered with the Pennsylvania Department of State under the Solicitation of Funds for Charitable Purposes Act, and produce proof of such current registration.
- D. Officers or employees of the Township, County, State or Federal Government, or any subdivision thereof, when on official business and all political activities by and for candidates for public office and their representatives.
- E. Persons engaged in interstate commerce.
- F. Trick or Treat activities on a date authorized by the Township and religious or civic contacts with Township residents.

6. **Revocation** – Any such registration of a Solicitor/Person may be revoked by the Board of Supervisors because of any violation of this Ordinance or any other Ordinances of the Township or of any state or federal law, or whenever the registrant shall cease to possess the qualifications and character required in this Ordinance for the original permit.

7. **Consent of Occupant** – The practice of going in and upon private residences in the Township by Solicitors, not having been requested or invited so to do by the owner or owners, occupant or occupants of said private residences, for the purpose of soliciting is hereby declared to be a nuisance.

8. **Standards of Conduct** – Every person engaged in soliciting within the confines of the Township shall, in the conduct of his activities, comply with the following standards of conduct:

- A. Saturday, Sunday and Federal Holiday solicitation is prohibited.
- B. Soliciting shall be permitted only during the hours of 9 a.m. to 7 p.m. prevailing time.


9. **Violations and Penalties** – Any Person who shall engage in soliciting without registering with the Township or any Person, whether or not required to be registered under this Ordinance, who shall violate any of the other provisions set forth herein shall, upon conviction thereof before a Magisterial District Judge, be subject to a fine or penalty of not more than \$500.00, plus costs of prosecution.


10. **Effective Date** – This Ordinance shall take effect and be enforced from and after its approval as provided by law.

DULY ENACTED and ORDAINED this 3<sup>RD</sup> day of May, 2012.

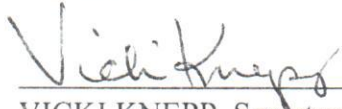
By the Supervisors of Penn Township in public session duly assembled.

  
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GARY MARTIN, Chairman

  
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KENNETH SHEAFFER, Vice Chairman

  
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AMOS SEIDERS, Supervisor

ATTEST:

  
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VICKI KNEPP, Secretary