

LOWER MORELAND TOWNSHIP POLICE DEPARTMENT

SOLICITOR PERMIT APPLICATION

NAME:

ADDRESS:

TELEPHONE

NUMBER(S):

DATE OF BIRTH:

SSN:

COMPANY INFORMATION

NAME:

ADDRESS:

PHONE NUMBER:

TYPE OF BUSINESS:

DESCRIPTION

OF PRODUCT:

SERVICE OFFERED:

VEHICLE REGISTRATION & STATE:

VEHICLE MAKE/MODEL, YEAR, COLOR:

Have you ever been arrested? Yes/No (circle one).

If yes, list date of arrest and charge:

I have received a copy of the Lower Moreland Township Solicitation Ordinance and the No Solicitation Registry and will comply with all aspects of the Solicitation Ordinance. I have read and understand the permit regulation form.

Signature:

Date:

LMPD

Permit issued: YES/NO

Date issued:

Duration 30 days:

use only

LOWER MORELAND TOWNSHIP POLICE DEPARTMENT
640 Red Lion Road
Huntingdon Valley, PA 19006
215-947-3132

You are required to submit:

1. Completed Solicitor Permit Application.
2. Current PA State Police criminal history/records check (obtained through PSP website at <https://epatch.state.pa.us>). We will accept record checks within 6 months of dissemination date.
3. Valid photo identification.
4. Payment: **Money will only be accepted when the application process is completed. This money will be accepted by the Chief's office.** We will only accept a check or cash in the amount of \$100 per person that will be soliciting. If paying cash you must have the exact amount.
5. All paperwork should be returned Monday through Friday, 9:00 AM to 4:00 PM.
6. Our paperwork process will take 1 to 2 weeks to complete. You will be called when the paperwork is completed to arrange a time to pick it up. Every individual issued a permit must appear in person at this time.

Note: Any false information submitted will be grounds for denial of the permit.

Along with your Solicitor's Permit, you will be given:

1. A copy of the Lower Moreland Township Solicitation Ordinance.
2. A letter regarding solicitor's conduct with an image of a "No Solicitation" Decal.
3. A current "No Solicitation" address list.

The information above outlines the Lower Moreland Township Solicitation rules and regulations. Failure to comply will result in sanctions to include revocation of your permit and possibly all other permits issued to your company. Some violations may result in criminal prosecution.

ORDINANCE NO. 665

AN ORDINANCE OF LOWER MORELAND TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 140, PEDDLING AND SOLICITATION, OF THE LOWER MORELAND TOWNSHIP CODE OF ORDINANCES, PROVIDING FOR THE LICENSING OF COMMERCIAL PEDDLERS AND ESTABLISHING REVISED VIOLATIONS AND PENALTIES

WHEREAS, Lower Moreland Township is authorized to regulate peddling and solicitation throughout the township; and

WHEREAS, the Township has received numerous complaints regarding door-to-door solicitation; and

WHEREAS, the Township deems it necessary to regulate commercial solicitation within the township in order to insure the health, safety and welfare of township residents with respect to such solicitation.

NOW, THEREFORE, be it *ORDAINED* that the Board of Commissioners of Lower Moreland Township does hereby *ENACT* an amendment to the Lower Moreland Township Code of Ordinances, Chapter 140, Peddling and Solicitation, by adding new Sections 140-7 Licensing of commercial peddlers, 140-8 License suspension or revocation, and 140-9 Violations and penalties, as follows:

SECTION 1.

§140-7. Licensing of commercial peddlers.

- A. In addition to the requirements of §140-5 of this Chapter, any person or organization desiring to engage in peddling within Lower Moreland Township must first make application to the Police Department of Lower Moreland Township for a license. The Police Department may require such information as the Chief of Police deems appropriate including, but not limited to, fingerprinting, photograph, prior criminal record, name of employer and type of solicitation being made to the public.
- B. Every person intending to peddle within Lower Moreland Township shall be required to file an application and obtain a license. No license issued under this section shall be transferable from one person to another and there shall be a three-to-five business day waiting period between application and issuance of license. Peddling may only occur from 9:00 a.m. to dusk, Monday through Saturday.
- C. All fees for peddling licenses shall be set by separate resolutions of the Lower Moreland Township Board of Commissioners.
- D. All licenses issued by the Police Department of Lower Moreland Township shall be exhibited in clear view by the person soliciting at all times, it shall be shown upon

request by any resident, and it shall not be altered or used by any other person except the applicant and licensee.

E. All licenses issued by the Police Department shall be in effect for 30 days after which a new license must be issued by the Department.

§140-8. License suspension or revocation.

The Chief of Police is hereby authorized to suspend or revoke any license issued under this Chapter for any violation of any of the provisions of this Chapter or for giving false information upon any application for license. The Chief of Police is further authorized to refuse a license to any person with a prior criminal record and to any other person who would present a threat of harm or danger to the citizens of Lower Moreland Township.

§140-9. Violations and penalties.

Any person, partnership or corporation who or which has violated or permitted the violation of the provisions of this Chapter shall, upon conviction thereof in an action brought before a District Justice be subject to a fine of not less than \$300 nor more than \$600, plus court costs and attorneys' fees, and default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Chapter continues shall constitute a separate offense.

SECTION 2.

Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 3.

Severability. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

SECTION 4.

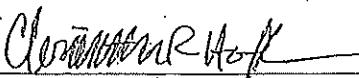
Effective Date. This Ordinance shall become effective five (5) days after final enactment.

ENACTED and *ORDAINED* this 17th day of April, 2013.

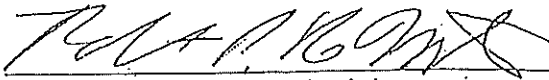
(Township Seal)

LOWER MORELAND TOWNSHIP
BOARD OF COMMISSIONERS

Attest:


Name: Christopher R. Hoffman
Title: Township Secretary

By:


Name: Robert P. DeMartinis
Title: President

Chapter 140

PEDDLING AND SOLICITING

§ 140-1. Purposes.

§ 140-2. Definitions.

§ 140-3. Posting of property.

§ 140-4. Entering upon posted property prohibited.

§ 140-5. Conduct of peddlers.

§ 140-6. Exemptions for noncommercial peddlers.

§ 140-7. Violations and penalties.

HISTORY: Adopted by the Board of Commissioners of the Township of Lower Moreland 10-15-2008 by Ord. No. 609. Amendments noted where applicable.]

GENERAL REFERENCES

Peace and good order -- See Ch. 136.

§ 140-1. Purposes.

It is the purpose and intent of this chapter to provide the Township with standards defining and regulating peddling and soliciting. These standards are intended to protect the safety and privacy of the residents of Lower Moreland Township by regulating the behavior of peddlers and limiting peddlers' access to residents who do not wish to interact with them.

§ 140-2. Definitions.

The following words shall have the following meanings when used in this chapter, unless the context requires otherwise:

§ 140-2 LOWER MORELAND CODE § 140-5

PEDDLER -- Any person who shall engage in peddling or soliciting.

PEDDLING or SOLICITING -- Engaging in the peddling, canvassing, soliciting, hawking, vending, taking of orders, selling, or offering for sale of any commercial services, goods, wares, merchandise, printed matter or food products by visitation to private homes or residences without the direct invitation of the inhabitants thereof, or on the public streets or highways of the Township.

§ 140-3. Posting of property.

Any person, firm or corporation who is the owner or lawful occupant of private property within Lower Moreland Township may prohibit the practice of going in or upon the private property of such owner or occupant by peddlers by posting upon such property a sign which reads "No Peddling or Soliciting" in a location which is reasonably visible to persons who intend to enter upon such property.

§ 140-4. Entering upon posted property prohibited.

Any and all peddlers are prohibited from entering upon any property that is posted with a "No Peddling or Soliciting" sign and may be prosecuted for trespassing.

§ 140-5. Conduct of peddlers.

Every peddler shall, in the carrying on of his or her business or activities in the Township, comply with the following rules of conduct:

- A. The peddler shall carry official identification, such as a driver's license, upon his or her person at all times and shall exhibit it upon request of any person to whom the peddler is attempting to peddle.

§ 140-5 PEDDLING AND SOLICITING § 140-6

- B. The peddler shall not enter or attempt to enter any dwelling house or place of business without invitation or permission of the occupant and shall immediately leave the premises upon request.
- C. The peddler shall only engage in peddling or soliciting within the Township on Monday through Saturday during daylight hours. No peddling shall be allowed on Sundays or on any state or federal legal holidays.
- D. The peddler shall not call out or shout to sell his or her services or goods, nor shall the peddler use any loudspeaker or horn or other device for announcing his or her presence by which the public is annoyed.
- E. The peddler shall not occupy any fixed location upon or along any of the streets, alleys or sidewalks of the Township for the purpose of peddling or soliciting, with or without any stand, counter or cart.
- F. The peddler shall not park any vehicle upon or along any of the streets, alleys or sidewalks of the Township for the purpose of sorting, rearranging or cleaning any of his or her goods, wares or merchandise or of disposing of any carton, wrapping material or of any stock or wares or foodstuffs that have become unsalable through handling, age or otherwise.

§ 140-6. Exemptions for noncommercial peddlers.

Persons or organizations engaged in door-to-door canvassing on religious or political subjects, or distributing religious or political handbills, shall be exempt from requirements of this chapter. All such persons, however, shall carry official identification, such as a driver's license, upon his or her person at all times and shall exhibit it upon request of any person to whom the peddler is attempting to solicit.

§ 140-7 LOWER MORELAND CODE § 140-7

§ 140-7. Violations and penalties.

Any person, partnership or corporation who or which has violated or permitted the violation before a District Justice, be chapter shall, upon conviction before a District Justice, be subject to a penalty of not less than \$200 nor more than \$600, plus costs of prosecution and, in default of payment of such fine and costs, to imprisonment not to exceed 30 days, or both such fine and imprisonment. Each day that a violation continues may be regarded as a separate offense and punishable as such.