

**TOWNSHIP OF RICHLAND  
BUCKS COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 286**

**AN ORDINANCE OF THE TOWNSHIP OF RICHLAND, COUNTY OF BUCKS, COMMONWEALTH OF PENNSYLVANIA AMENDING AND REVISING CHAPTER 13, PART 1 (TRANSIENT MERCHANTS) OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF RICHLAND TO REGULATE TRANSIENT MERCHANTS OPERATING WITHIN THE TOWNSHIP OF RICHLAND, TO REVISE THE HOURS THAT PEDDLING/SELLING/SOLICITING IS PERMITTED FROM 10AM TO 6PM, MONDAY – SATURDAY; TO CLARIFY AND REVISE THE EXISTING APPLICATION AND PERMIT REQUIREMENTS; TO CREATE A “DO NOT SOLICIT” LIST; AND TO REQUIRE NOTIFICATION TO THE POLICE DEPARTMENT OF PEDDLING ACTIVITIES.**

**WHEREAS**, Richland Township is a Township of the Second Class, located in Bucks County, Commonwealth of Pennsylvania; and

**WHEREAS**, the Township of Richland adopted Ordinance # 218 on June 27, 2005, enacting the Code of Ordinances of the Township of Richland (hereinafter referred to as the “Code”); and

**WHEREAS**, the Township of Richland previously adopted Ordinance # 242, on September 28, 2009, relating to Transient Merchants; and

**WHEREAS**, the Township of Richland desires to amend Chapter 13, Part 1, (Transient Merchants) of the Code of Ordinances of the Township of Richland to revise the hours that peddling, selling, or soliciting are permitted from 10am to 6pm, Monday – Saturday; to clarify and revise the existing application and permit requirements; to create a “Do Not Solicit” list; and to require notification to the Police Department of peddling activities; and

**WHEREAS**, the adoption of this Ordinance is intended to promote the health, safety, comfort, convenience, and general welfare of the citizens of Richland Township.

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** by the Board of Supervisors of the Township of Richland, County of Bucks, and Commonwealth of Pennsylvania as follows:

**SECTION 1. Whereas Clauses.**

The foregoing Whereas clauses are incorporated herein as if the same were fully set forth again at length.

**SECTION 2. Amendment to Chapter 13, Part 1(Transient Merchants) – revision and addition of terms.**

Chapter 13, Part 1 is hereby amended by deleting all references to the term “License, license, or licensing” and replacing those terms with the terms “Permit, permit, or permitting”.

Chapter 13, Part 1 is hereby further amended by adding the phrase “or his designee” after all references to the term “Chief of Police”.

**SECTION 3. Amendment to Chapter 13, Part 1, Section 13-104 (Permit required, Exemption).**

Chapter 13, Part 1, Section 13-104 is hereby further revised by adding subsection 3 as follows:

“3. The Permit and other requirements of this Section 104 shall not apply to farmers selling their own produce, or Persons engaged in any religious or political activity that does not involve the sale of goods or merchandise.”

**SECTION 4. Amendment to Chapter 13, Part 1, Section 13-105 (Application for Permit).**

Chapter 13, Part 1, Section 13-105 is hereby revised by deleting subsection K in its entirety and replacing it as follows:

“K. The application shall require the disclosure of the person’s name and address, his or her previous criminal record (along with a copy of a criminal history record report obtained from the Federal Bureau of Investigation (FBI), at the applicant’s expense), the type of goods, wares and merchandise he or she wishes to peddle, the length of time for which he or she wishes to be licensed, the type and make of vehicle he or she uses, if applicable, and the number of persons assisting the applicant in the peddling activities. The FBI report shall be dated no earlier than 30 days prior to the submission of the application for a permit. All information requires to be submitted for the applicant shall also be submitted for each person assisting the applicant. No permit shall be issued to any person who has, within the last 10 years from the date of the application, been convicted, or served a sentence or period of criminal probation, for any felony or misdemeanor involving moral turpitude (as that term is defined in Section 237.9 of the Pennsylvania Code, as may be amended from time to time).”

**SECTION 5. Amendment to Chapter 13, Part 1, Section 13-108 (Hours of Operation).**

Chapter 13, Part 1, Section 13-108 is hereby revised by changing the permitted hours of transient merchant activity from “8 a.m. to 8 p.m.” 10am to 6pm.

**SECTION 6. Amendment to Chapter 13, Part 1, Section 13-109 (Prohibition Against Entering Posted Property).**

Chapter 13, Part 1, Section 13-109 is hereby revised by amending the title to read “Prohibition Against Entering Posted Property, Do Not Solicit List.”

Chapter 13, Part 1, Section 13-109 is hereby revised renumbering the existing text as “1.”;and by adding a subsection “2.” as follows:

“2. The Richland Township Police Department shall maintain a registry of individual property owners who have registered their property with the Department as a “Do Not Solicit” property. The Department shall provide all persons issued a permit, in accordance with this Part,

with a copy of this registry. Any contact with a property owner listed on the registry shall constitute a violation of this Chapter, and shall be grounds for revocation of a permit.

**SECTION 7. Severability**

The provisions of this Ordinance are severable. If any sentence, clause, or Section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid; such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional illegal or invalid provision not been included herein.

**SECTION 8. Repealer**

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 9. Effective Date**

This Ordinance shall become effective five (5) days after adoption thereof.

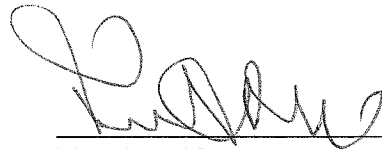
ENACTED and ORDAINED this 8<sup>th</sup> day of April, 2019.

ATTEST

RICHLAND TOWNSHIP



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Tim Arnold  
Chairman – Richland Township Board of Supervisors