

## Solicitation Permit Application

Date \_\_\_\_\_

Applicants Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Solicitation of what product: \_\_\_\_\_

\_\_\_\_\_

Explanation: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Hours: \_\_\_\_\_

Day (s): \_\_\_\_\_

ORDINANCE NO. 2005-02

**AN ORDINANCE OF BETHEL TOWNSHIP,  
BERKS COUNTY, PENNSYLVANIA,  
REGULATING PEDDLING AND SOLICITING  
WITHIN BETHEL TOWNSHIP REQUIRING  
PEDDLERS AND SOLICITORS TO OBTAIN  
PERMITS, AND PRESCRIBING PENALTIES FOR  
VIOLATION.**

BE IT ENACTED AND ORDAINED by the Supervisors of Bethel Township, Berks County, Pennsylvania, and IT IS HEREBY ORDAINED and ENACTED by authority of the same, that:

**Section 1.** (a) The word "peddling" as used in this Ordinance shall mean engaging in peddling, canvassing, soliciting, or taking of orders either by sample or otherwise for any goods, wares, or merchandise, or for work or services of any nature to be performed, either by sample or otherwise, upon any of the streets or sidewalks or from house to house within Bethel Township, provided, the word "peddling" shall not apply (1) to farmers selling their own produce; (2) To the sale of goods, wares, or merchandise donated by the owners thereof, the proceeds whereof are to be applied to any charitable or philanthropic purpose; (3) To any manufacturer or producer in the sale of bread or bakery products, meat or meat products, or milk and milk products, public and/or private school sponsored activities, and youth organizations such as boy scouts, girl scouts, etc.

(b) The word "soliciting" as used in this Ordinance shall mean engaging in soliciting funds or contributions for any organization, cause or purpose whatsoever, upon any of the streets or sidewalks or from house to house within Bethel

Township, provided, the word "soliciting" shall not apply to the soliciting of funds or contributions by or on behalf of any organization, contributions to which have been determined to be deductible for Federal Income Tax purposes, if satisfactory evidence that contributions to such organizations have been determined to be deductible for income tax purposes is furnished to the Secretary of the Board of Supervisors of Bethel Township prior to such soliciting, public and/or private school sponsored activities, and youth organizations such as boy scouts, girl scouts, etc.

(c) The word "peddler" as used in this Ordinance shall mean any person who shall engage in peddling, as hereinabove defined.

(d) The word "solicitor" as used in this Ordinance shall mean any person who shall engage in soliciting, as hereinabove defined.

(e) The word "person" as used in this Ordinance shall mean any natural person, association, partnership, firm, or corporation.

(f) In this Ordinance the singular shall include the plural, and the masculine shall include the feminine and the neuter.

**Section 2.** No person shall engage in peddling or soliciting in Bethel Township without first having taken out a permit as hereinafter provided.

**Section 3.** In order to protect the public against fraud and imposition, every person desiring to engage in peddling or soliciting in Bethel Township, shall first make application to the Secretary of the Board of Supervisors of Bethel Township for a permit. Upon such application, such person shall provide proof of identity satisfactory to the Township and should provide his address, his previous criminal record, if any the name of

the person or entity for whom he works, if any; the type of goods, wares, merchandise or work he wishes to peddle, or the nature and activities of the organization, cause, or purpose for which he is soliciting, as the case may be; the length of time for which he desires a permit; the type of vehicle he uses, if any, and the number of helpers he has. Where a person makes application for himself and one or more helpers, all applicable personal information specified above shall be given for each helper or participant, and an individual permit shall be required for each helper. No permit issued under this Ordinance shall be transferable from one person to another.

**Section 4.** Upon making application therefor, as herein specified, a permit shall be issued to any peddler or solicitor. Such permit shall contain the information required to be given upon the application therefor. Every peddler or solicitor shall at all times when engaged in peddling in Bethel Township carry such permit upon his person, and shall exhibit such permit upon request to all police officers, Township officials and citizens. No peddler or solicitor shall engage in any activity not specifically authorized by his permit.

**Section 5.** Any person required by the provisions of this Ordinance to procure the permit herein required, shall pay for the same the sum of Twenty-five Dollars (\$25.00). Such fee shall be paid to the Secretary of the Board of Supervisors of Bethel Township for the use of Bethel Township, whereupon the Secretary of the Board of Supervisors of Bethel Township shall issue a permit to the person applying for the same. Permits shall expire and/or require renewal six months from the date of issuance.

**Section 6.** No person to whom a permit has been issued under this Ordinance shall occupy any fixed location upon any of the streets or sidewalks of Bethel Township, for the purpose of peddling or soliciting, with or without any stand or counter.

**Section 7.** The Secretary of the Board of Supervisors of Bethel Township shall keep a record of all permits issued under this Ordinance. The Secretary of the Board of Supervisors of Bethel Township, or any member of the Board of Supervisors of Bethel Township, or any policeman of Bethel Township, shall have the power to supervise the activities of all holders of such permits.

**Section 8.** Any person who shall violate any provision of this Ordinance shall be guilty of a summary offense and upon conviction thereof be sentenced to pay a fine of not less than Two Hundred Dollars (\$200.00) nor more than One Thousand Dollars (\$1,000.00), and costs of prosecution, penalties are by law collectible, and, in default of the timely payment of said fine and costs, to be imprisoned for a period not exceeding ninety (90) days.

**Section 9.** If any article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, or word in this Ordinance is for any reason declared to be illegal, unconstitutional or invalid by any court of competent jurisdiction, this decision shall not effect or impair the validity of the Ordinance as a whole or any other article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this Ordinance. The Board of Supervisors of the Township hereby declares that it would have adopted this Ordinance and each article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, and word

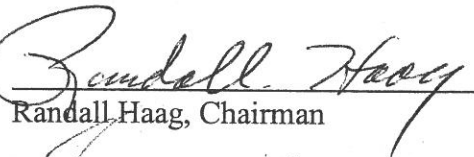
thereof irrespective of the limitations, restrictions, sentences, clauses, phrases or words that may be declared illegal, unconstitutional and/or invalid.

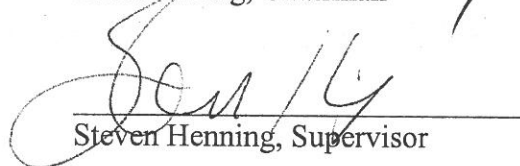
**Section 10.** This Ordinance shall become effective five days from the date of the signing of this Ordinance.

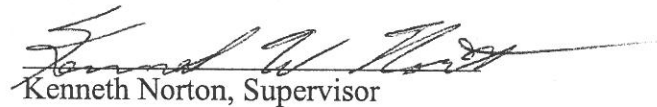
ENACTED and ORDAINED by the Board of Supervisors of the Township of Bethel, Berks County, Pennsylvania, in public session duly convened, this 21 day of March, 2005.

TOWNSHIP OF BETHEL  
Berks County, Pennsylvania

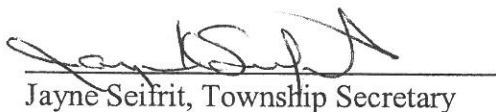
By:

  
Randall Haag, Chairman

  
Steven Henning, Supervisor

  
Kenneth Norton, Supervisor

Attest:

  
Jayne Seifrit, Township Secretary

**CERTIFICATE OF ENACTMENT**

I hereby certify that the foregoing is a true and accurate copy of Ordinance No. 2005-02 which was adopted by the Board of Supervisors of Bethel Township, Berks County, Pennsylvania at a public meeting held on March 21, 2005 pursuant to notice as required by law.

Date March 21, 2005

  
Township Secretary