

OFFICIAL
TOWNSHIP OF OHIO
ORDINANCE NO. 50

AN ORDINANCE OF THE TOWNSHIP OF OHIO, ALLEGHENY COUNTY, PENNSYLVANIA, REGULATING THE CONDUCT OF BUSINESS BY TRANSIENT VENDORS, REQUIRING PERMITS IN ALL CASES AND SETTING LICENSE FEES IN CERTAIN CASES; REQUIRING CERTAIN INFORMATION FOR PERMITS AND RECORDS TO BE KEPT; PERMITTING THE REVOCATION IN CERTAIN CASES AND PROVIDING PENALTIES FOR VIOLATION.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Ohio Township, Allegheny County, Pennsylvania and it is hereby ordained and enacted by and with the authority of the same:

SECTION 1. SHORT TITLE This ordinance shall be known as the Transient Vendors Ordinance.

SECTION 2. DEFINITIONS For the purpose of interpreting this Ordinance, words used herein shall have the following definitions:

(a) A Transient Vendor shall include any person, corporation, partnership, association or any agent thereof who conducts a business in Ohio Township, either from door to door or in any other manner where the said vendor does not have either a residence or a business office within the geographic limits of Ohio Township.

(b) Conducting Business is hereby defined to mean the conducting of retail sales of goods, wares, merchandise or publications of all kinds on the streets or in the homes of Ohio Township, including solicitations, taking orders or subscriptions, whether verbal or written. This term shall include work commonly done by peddlers, hawkers, auctioneers, hucksters, or other door to door salesmen or solicitors. It does not include sales of milk or milk products or bakery products or any sale by a person having a prior appointment with the prospective purchaser.

SECTION 3. GENERAL PROVISION Hereafter it shall be unlawful for any Transient Vendor to conduct a business within the geographic limits of Ohio Township without first obtaining a permit from the Township Police in accordance with the requirements of this Ordinance.

SECTION 4. PERMITS

(a) Fees

- (1) No fees shall be required for the issuance of a permit to farmers, selling their own products, or to

persons selling goods solely for charitable or religious purposes.

- (2) All other Transient Vendors shall be required to pay a license fee of \$2.00 per day, \$5.00 per week, or \$10.00 per annum to partially reimburse the Township for the expense of police supervision of Transient Vendors.
- (b) No permits shall be issued unless and until the necessary fee is paid and the following information be given by the applicant:
 - (1) His full identification, including proof by vehicle operator's plate number and/or motor vehicle registration number and sufficient physical identification.
 - (2) The name of Vendor's business or his employer, the Vendor's and employer's permanent address, the kind of merchandise sold and the type of transaction conducted.
 - (3) Names and addresses of at least two U. S. citizens who can vouch for applicant's good character.
 - (4) The length of time for which the permit is requested, the number and name and addresses of Vendor's helpers.
 - (5) Any criminal record of the vendor and his helpers shall be disclosed at the time of the application, including nature of offense, date of conviction and sentence imposed.
- (c) Each Transient Vendor shall carry his permit and each of his helpers shall carry a copy of the Transient Vendor's permit at all times while conducting business in Ohio Township.
- (d) Permits are not transferable and an individual permit shall be required for each person.

SECTION 5. RECORDS AND RIGHT TO REVOKE The Township Police are hereby required to keep records of all permits issued under this Ordinance and shall maintain a list of current permits issued. Any Township Police Officer shall have the power and is hereby authorized to suspend or revoke any permit issued under this Ordinance when he, in his judgment, deems such suspension or revocation to be beneficial to the public health, safety or morals, or for violation of any of the provisions of the Ordinance, or for giving false information upon any application for a permit hereunder.

SECTION 6. MANNER OF CONDUCTING BUSINESS No Transient Vendor shall deposit any refuse or waste on the streets or alleys or any private or public property in Ohio Township. Nor may he be parked or stopped for a longer time than is necessary for the reasonable conduct of his business.

SECTION 7. PENALTIES Any person who shall violate any of the provisions of this Ordinance shall, upon conviction thereof, before any Justice of the Peace, be sentenced to pay a fine of not more than fifty dollars (\$50.00) and costs of prosecution, and, in default of payment thereof, to imprisonment in the Allegheny County Jail for not more than thirty (30) days.

SECTION 8. ILLEGALITY Should any provisions of this Ordinance be held to be unconstitutional, invalid or illegal, by any court of competent jurisdiction, 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 enacted had such unconstitutional, invalid or illegal provision not been included therein.

ORDAINED AND ENACTED into law this 23 day of August, 1961.

TOWNSHIP OF OHIO
BOARD OF SUPERVISORS

Robert C. Roszman
~~President~~. CHAIRMAN

ATTEST:

E. J. [Signature]
Secretary.