

Rec. 1/19/90  
M.J.

AN ORDINANCE REGULATING PEDDLING WITHIN THE BOROUGH OF NEW MILFORD, REQUIRING PEDDLERS TO OBTAIN A LICENSE AND PRESCRIBING PENALTIES FOR VIOLATION.

The Borough of New Milford hereby ordains as follows:

SECTION I. (a) The word "peddling" as used in this ordinance shall mean engaging in peddling, canvassing, soliciting, or taking orders, either by sample or otherwise for any goods, wares, or merchandising, including magazines or books upon any of the streets or sidewalks or from house to house within the Borough of New Milford. PROVIDED the word "peddling" shall not apply to (1) farmers selling their own produce, (2) the sale of goods, wares, and merchandise, donated by the owners thereof, the proceeds whereof are to be applied to any charitable or philanthropic purpose, or (3) to any manufacturer or producer in the sale of bread and bakery products, or milk or milk products or (4) any soliciting the proceeds whereof are to be applied to any charitable or philanthropic purpose.

(b) The word "peddler or person" as used in this ordinance shall engage in peddling as herein above defined.

SECTION II. (a) No person shall engage in peddling in the Borough of New Milford without first having taken out a license as herein provided.

(b) Every person desiring to engage in peddling in the Borough of New Milford shall first make application to the Mayor or Secretary for a license.

(c) No license issued under this ordinance shall be transferable from one person to another.

SECTION III. No license shall be issued under this ordinance until a fee of Seventy-Five and 00/100 Dollars (\$75.00) is paid to the Mayor or Secretary, which shall be for the use of the Borough and issued for one (1) year beginning January 1, and ending December 31, of each year

or Seven and 00/100 Dollars (\$7.00) per day. The Mayor and the Chief of Police shall supervise the activities of all holders of such licenses.

SECTION IV. The Mayor of the Borough of New Milford is hereby authorized to suspend any license issued under the ordinance when he deems such suspension to be beneficial to the public health, safety, or morals, or for the violation of any of the provisions of this Ordinance or for giving false information upon any application for license hereunder.

SECTION V. No person licensed as a peddler under this ordinance shall occupy any fixed location upon any of the streets, alleys, or sidewalks of the Borough of New Milford for the purpose of peddling with or without any stand or counter.

SECTION VI. No person licensed as a peddler under this ordinance shall hawk or cry his wares upon any of the streets or sidewalks of the Borough nor shall he use any loud speaker or horn or any other device for announcing his presence by which the public is annoyed.

SECTION VII. Any person who shall violate any of the provisions of this ordinance shall, upon conviction hereof, in a summary proceedings before any Justice of the Peace be sentenced to pay a fine of not more than Fifty and 00/100 Dollars (\$50.00) and costs of prosecution, and in default of payment thereof, to imprisonment for not more than thirty (30) days.

Passed on November 5, 1964, as amended on February \_\_\_\_, 1990.

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Joseph Conigliaro, Pres.

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Secretary

Becky Tierney

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Mayor

Garry Dearborn