

**TOWNSHIP OF HAMPTON
ORDINANCE NO. _____**

**AN ORDINANCE OF THE TOWNSHIP OF HAMPTON,
ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING §221-13.B
OF ITS PEDDLING AND SOLICITATION ORDINANCE, AS
CODIFIED AT CH. 221 OF THE TOWNSHIP CODE OF
ORDINANCES, ESTABLISHING PERMISSIBLE HOURS OF
CANVASSING AND SOLICITATION ACTIVITIES, TO WIT,
BETWEEN THE HOURS OF 9 A.M. AND 9 P.M.**

WHEREAS, the Township is empowered to and does regulate peddling and solicitation activities through its Peddling and Solicitation Ordinance, as currently codified at Chapter 22 of the Hampton Township Code of Ordinances;

WHEREAS, Township Council has been advised by the Township Solicitor that certain time restrictions in the current Ordinance, as codified at §221-13.B of the Township Code of Ordinances, that limit permissible hours of peddling and solicitation activities to between the hours of 9 a.m. and 7 p.m., may be susceptible to legal challenge based on recent federal caselaw; and

WHEREAS, Township Council, accordingly, desires to amend §221-13.B of its Peddling and Solicitation Ordinance, to establish updated permissible hours of regulated peddling and solicitation activities under the Ordinance, to between the hours of 9 a.m. and 9 p.m.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Council of the Township of Hampton, and it is hereby ordained and enacted by and with the authority of the same as follows:

I. That §221-13.B of Peddling and Solicitation Ordinance, as codified at Chapter 221 the Hampton Township Code of Ordinances, is hereby amended to establish updated permissible hours of regulated peddling and solicitation activities under the Ordinance, to wit, between the hours of 9 a.m. and 9 p.m., as follows:

*No canvasser or solicitor shall be permitted to solicit or canvass before 9:00 a.m. or after ~~7:00 p.m.~~ **9:00 p.m.****

[*Editor's Note: Word(s) denoted in **Bold** are being added, and Word(s) ~~stricken~~ are being repealed by this amendment.]

II. That all Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict only.

III. That the provisions of this Ordinance shall be severable and, should any provisions hereof be held invalid or unenforceable, the remaining provisions shall remain in full force and effect, inasmuch as Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsection, sentence, clause or phrases be declared unconstitutional. Therefore, if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remainder of this ordinance.

IV. That this Ordinance shall be effective upon enactment in accordance with applicable law.

ORDAINED AND ENACTED into law this _____ day of _____, 2022.

ATTEST:

THE TOWNSHIP OF HAMPTON

Secretary

Hampton Township Council

Approved as to form by:

Vincent A. Tucceri, Township Solicitor