

ORDINANCE NO. 3 of 2026
Borough of New Florence
Westmoreland County, Pennsylvania

AN ORDINANCE OF THE BOROUGH OF NEW FLORENCE, WESTMORELAND COUNTY, PENNSYLVANIA PROVIDING FOR THE REGISTRATION OF AND STANDARDS OF CONDUCT OF THOSE PERSONS CANVASSING AND SOLICITING IN THE BOROUGH.

WHEREAS, the Borough of New Florence (“Borough”) has determined that it is in the best interest of the Borough and its residents to regulate the conduct of those in the Borough who desire to engage in Canvassing and Soliciting within the Borough; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Borough Council of the Borough of New Florence, Westmoreland County, Pennsylvania, as follows:

Section 1. Title. This Ordinance shall be known and may be cited as the “Borough of New Florence Canvassing and Soliciting Ordinance.”

Section 2. Definitions. The following words shall be construed to have the meanings set forth below. The singular number includes the plural, and the masculine includes the feminine and the neuter.

Canvassing and Soliciting

The taking of orders for goods, wares or merchandise, including subscriptions for magazines or other printed matter, the obtaining of contracts for home and building devices, repairs and improvements and the securing of contributions to various causes and organizations from house to house or upon any street or sidewalk in the Borough.

Person

Any natural person, association, partnership, firm or corporation.

Police Department

St. Clair Township Police Department

Section 3. Permit Required.

It shall be unlawful for any person to engage in Canvassing and Soliciting or the soliciting of contributions or funds from the general public within the Borough for any religious, charitable, patriotic, political, philanthropic, public interest or community service purpose without first

applying for and obtaining a solicitation permit, as set forth herein.

Section 4. Application and Issuance of Permit.

At least thirty (30) days before the date Canvassing and Soliciting is to begin, applicants for a permit under this Ordinance must file with the Borough Secretary an application in writing on a form or forms to be furnished by the Borough which shall provide the following information:

- A. The name of the person, organization or institution, its aim and purpose.
- B. Local and national address and telephone numbers.
- C. Dates of intended Canvassing and Soliciting.
- D. Names of person(s) authorized to engage in Canvassing and Soliciting, their home addresses, telephone numbers, social security numbers, driver's license number and state automobile registration information and a photograph of the person to engage in Canvassing and Soliciting.
- E. Whether the person has ever been convicted of a felony, misdemeanor or a crime of any kind involving moral turpitude.
- F. The Borough Secretary will issue to the applicant an identification card, to which a photograph of the person engaging in Canvassing and Soliciting will be affixed, within ten (10) days from the date of filing of the application.
- G. An identification card will not be issued to any person who has been convicted of a felony, misdemeanor or a crime of any kind involving moral turpitude, and such person shall not be allowed to engage in Canvassing and Soliciting in the Borough.
- H. An identification card will be valid for the balance of the calendar year in which it is issued. Such card may not be transferred from one person to another.

Section 5. Application Fee.

Every applicant for a permit under this Ordinance shall pay a fee of Ten Dollars (\$10.00) plus Ten Dollars (\$10.00) for each person desiring to engage in Canvassing and Soliciting as provided herein. The Application Fee may be set forth from time to time by Resolution of the Borough Council.

Section 6. Standards of Conduct. Every person to whom an identification card has been issued shall in the conduct of his activities comply with the following standards of conduct:

- A. He shall carry his identification card at all times and exhibit it upon request to any police

officer or to any person on whom he shall call or with whom he shall talk.

- B. He shall not permit any person to have possession of his identification card and shall immediately report its loss to the Borough Secretary. He shall not cause or permit his identification card to be altered or defaced in any way.
- C. He shall not enter or attempt to enter any dwelling without the invitation or permission of the occupant and shall immediately leave any premises upon request of the occupant.
- D. Hours of Canvassing and Soliciting shall be limited to 9:00 a.m. to 5:00 p.m., Monday through Friday. No person shall engage in Canvassing and Soliciting before 9:00 a.m. or after 5:00 p.m., or on Saturdays, Sundays or any holiday observed by the Government of the United States of America, as set forth in 5 U.S.C. § 6103.
- E. He shall not be guilty of any false pretense or misrepresentation, and particularly he shall not represent his identification card to be an endorsement of himself or his goods or services or of the goods or services of his employer.
- F. He shall immediately surrender his identification card to the Borough Secretary upon revocation thereof.

Section 7. Revocation of Identification Card. Any identification card may be revoked by the Borough Secretary if the holder fails to comply with the standards of conduct contained in Section 6 of this Ordinance, or any of them, or upon ascertainment by the Police Department that the holder has made a false statement in his application.

Section 8. Applicability. This Ordinance shall not apply to boys or girls under eighteen (18) years of age who take orders for and deliver newspapers, greeting cards, candy and the like, or who represent the Boy Scouts and Girl Scouts or similar organizations and take orders for and deliver cookies and the like, nor to any person who works for an organization which has registered with the Pennsylvania Department of State as required by the Solicitation of Funds for Charitable Purposes Act.

Section 9. Violations and Penalties. Any person who shall engage in Canvassing and Soliciting without registering with the Borough or who shall violate any other provisions of this chapter shall, upon conviction thereof before the Magistrate, be subject to a fine or penalty of not more than Six Hundred Dollars (\$600.00) plus costs of prosecution and, in default of payment of such fine and costs, to imprisonment in the county jail for a term not to exceed thirty (30) days.

Section 10. Severability. The provisions of this Ordinance are severable, and if any section, clause, sentence, part or provision thereof shall be held illegal, invalid, and unconstitutional by any court of competent jurisdiction, such decision of the court shall not effect impair, or invalidate any of the remaining sections, clauses, sentences, parts or provisions of this Ordinance.

Section 11. Repealer. The provisions of any prior Ordinance which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 12. Effective Date. This Ordinance shall become effective immediately upon enactment thereof.

ENACTED, ORDAINED, AND APPROVED this 18th day of August, 2026.

Borough Council of the Borough of New Florence,
Westmoreland County, Pennsylvania

By: _____
Jason L. Beatty, Council President

ATTEST:

Cheryl A. Priest, Borough Secretary

Mark Dellett, Mayor