

ORDINANCE O-6-09
Code of the Town of Cheverly

An Ordinance whereby the Mayor and Council broaden the definition of solicitors who must obtain a license to include those going door-to-door to provide estimates or evaluations of the property in reasonable anticipation of a sale of goods or services.

WHEREAS, Article VII, Section C-23A(11) of the Charter of the Town of Cheverly grants to the Mayor and Town Council the power to regulate any business or trade; and

WHEREAS, the Mayor and Town Council deem it appropriate to amend the Town Code to broaden the definition of door-to-door solicitors to include those who are not overtly selling goods and services, but are doing the kind of evaluations or estimates of conditions on properties that are ordinarily done before a sale of goods and services; and

WHEREAS, the Mayor and Town Council deem it important for the safety of the citizens to be able to identify those soliciting commercial sales and transactions door-to-door in the Town.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Town Council, in regular session assembled, that Section 9-2(f) of the Cheverly Code be repealed and reenacted with amendments as follows:

SECTION 9-2 Definitions

- *Solicitor of a residential dwelling.* Any person who goes from place-to-place, house-to-house or door-to-door visiting any residential dwelling for the purpose of:

(1) Selling or accepting subscriptions or orders for any goods, wares, merchandise or services for the personal use, benefit or pleasure of the owner or residents; [or]

- Accepting or requesting donations for any charitable purpose [.]; **OR**

(3) PERFORMING EVALUATIONS OR ESTIMATES THAT ARE ORDINARILY DONE PRIOR TO A SALE OF GOODS AND/OR SERVICES.

AND BE IT FURTHER ORDAINED that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other applications of the Ordinance which can be given effect without the invalid provision or applications, and to this end, all the provisions of this Ordinance are hereby declared to be severable.

AND BE IT FURTHER ORDAINED that this Ordinance shall take effect thirty (30) days from the date of its adoption; provided, however that a fair summary of the Ordinance is published at least once in a newspaper of general circulation in the Town of Cheverly.

INTRODUCED by the Mayor and Town Council of the Town of Cheverly, Maryland, at a regular meeting on _____, 2009, at which meeting copies were available to the public for inspection.

ADOPTED by the Mayor and Town Council of the Town of Cheverly, Maryland, at a regular meeting on _____, 2009, at which meeting copies were available to the public for inspection.