

BOROUGH OF NEW PROVIDENCE
ORDINANCE 2025-01

**AN ORDINANCE AMENDING CHAPTER 201 OF THE CODE OF THE
BOROUGH OF NEW PROVIDENCE ENTITLED "PEDDLING AND SOLICITING"**

BE IT ORDAINED by the Mayor and Council of the Borough of New Providence, County of Union, State of New Jersey that Chapter 201 of the Code of the Borough titled "Peddling and Soliciting, Article I, Peddlers" be amended as follows:

Section 201-1 "Definitions" shall be amended to delete the definition of peddler and replace with the following definition:

Any person who travels by foot, wagon, automotive vehicle or any type of conveyance from place to place, from house to house, or from street to street, carrying or conveying or transporting or having in their possession goods, wares, merchandise, meats, fish, vegetables, fruits, garden trucks, farm products or provisions, soil, topsoil, humus or fertilizer and who offers and exposes same for sale; or makes sales and delivers articles to purchaser or who sells or offers the same for sale from a wagon, automotive vehicle, railroad car or other vehicle or conveyance or otherwise. One who solicits orders and, as a separate transaction, makes deliveries to purchasers as part of a scheme or design to evade the provisions of this Article shall be deemed a "peddler" subject to the provisions of this Article. The word "peddler" shall include the words "hawker" and "huckster".

Amend Section 201-4, "Investigation of Application; Issuance of Denial of License", to replace "5 days" with "30 days" in Subsection B.

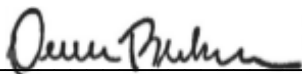
Amend Section 201-11, "Hours of Operation; Location", to replace the current section as follows:

No peddler shall carry on their business, except between the hours of 8:00 a.m. and 9:00 p.m. They shall not have any exclusive right to any location in a public street, nor shall they be permitted a stationary location, nor shall they carry on their business in any congested area where operations might impede or inconvenience the public. For the purposes of this Article, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced. In no case shall any goods, wares or merchandise be displayed or any business carried on within the limits of a public street or sidewalk area without special permission of the Council. A peddler shall not remain in a stationary location, other than a location at which such sales are displayed are lawfully permitted.

Introduction: January 28, 2025
Public Hearing: February 11, 2025
Adopted: February 11, 2025

BOROUGH OF NEW PROVIDENCE
COUNTY OF UNION
STATE OF NEW JERSEY

Attest:



Denise Brinkofski, Borough Clerk



Allen Morgan, Mayor