

BOROUGH OF FAWN GROVE
YORK COUNTY, PENNSYLVANIA
ORDINANCE NO. 2003-_____

AN ORDINANCE OF THE COUNCIL OF THE
BOROUGH OF FAWN GROVE, YORK COUNTY,
PENNSYLVANIA, AMENDING THE FAWN GROVE
BOROUGH TRANSIENT RETAIL BUSINESS
ORDINANCE

IT IS HEREBY ENACTED AND ORDAINED by the Borough Council of Fawn Grove Borough, York County, Pennsylvania, as follows:

Section 1. Section 2, Definitions, shall be amended to read as follows:

- A. The term "transient retail business", as used in this Ordinance, shall mean and include the following: 1) engaging in peddling, canvassing, soliciting or taking orders, either by sample or otherwise, for any goods, wares or merchandise, upon any street, alley, sidewalk, or public ground, or from house to house, within the Borough of Fawn Grove; and 2) selling, soliciting or taking orders for any goods, wares or merchandise, from a fixed location within the Borough for a period of not more than six (6) continuous weeks, which shall include, but not be limited to, such activities conducted at the time of special occasions or celebrations, for seasonal purposes, or for or in advance of specific yearly holidays. Such term shall not include those activities set forth and governed by the Fawn Grove Borough Yard Sale Ordinance.

Section 2. Section 2, License, shall be amended by deleting the following language:

- D. To any person to conduct a garage sale, garage sale to mean and include all sales entitled "garage sale", "yard sale", "lawn sale", "rummage sale", or any similar casual sale of tangible personal property, provided such sales activities by the person does not exceed four (4) days within a calendar year.

Section 3. The provisions of this Ordinance shall be severable, and if any section, part of section or provision thereof shall be held to be unconstitutional, illegal or otherwise invalid, such decision shall not affect the validity of any of the remaining sections, parts or sections or provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or otherwise invalid provision had not been a part thereof.

Section 4. This Ordinance shall become effective immediately upon passage.

Section 5. All Ordinances or parts of Ordinances which are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

ENACTED AND ORDAINED by the Borough Council of Fawn Grove Borough, York County, Pennsylvania on September 8, 2003.

ATTEST:

FAWN GROVE BOROUGH

Monica L. Reinzfeldt
Secretary

BY James R. Harris
Vice President, Borough Council

Approved on September 8, 2003.

BY [Signature]
Mayor