

TOWNSHIP OF FRANKLIN
O-09-2020

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF
GLOUCESTER, AND STATE OF NEW JERSEY, AMENDING CHAPTER 235 OF
THE CODE OF THE TOWNSHIP OF FRANKLIN ENTITLED, “HAWKERS,
PEDDLERS and ITINERANT VENDORS”**

WHEREAS, Chapter 235 of the Code of the Township of Franklin, entitled, “Hawkers, Peddlers and Itinerant Vendors” promotes the proper licensing of individuals who wish to solicit in the Township of Franklin , and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law.

WHEREAS, a worldwide pandemic has occurred involving the coronavirus more commonly known as Covid-19; and

WHEREAS, on March 9, 2020 pursuant to Executive Order No. 103, the Governor of the State of New Jersey declared a State of Emergency pursuant to N.J.S.A App. A.:9-33 et seq. and a Public Health Emergency pursuant to N.J.S.A. 26:13-1 et seq. due to COVID-19;

WHEREAS, on March 16, 2020, pursuant to Executive Order No. 104, the Governor of the State of New Jersey set forth numerous restrictions encouraging the practice of social distancing so as to help minimize the the slow and spread of COVID-19; and

WHEREAS, on August 1, 2020, pursuant to Executive Order No. 169, the Governor of the State of New Jersey extended the Public Health Emergency that was declared on March 9, 2020 through Executive Order 103, which was previously extended on April 7, May 6, June 4 and July 2; and

WHEREAS, this pandemic has presented unprecedented conditions that have caused countries throughout the world to shut down their economies, resulting in the worst economic contraction in modern times; and

WHEREAS, in consideration of all of the aforementioned factors delineated above, the Township Committee of Franklin Township has determined that it is in the best interests of Franklin Township, its businesses, residents and visitors to implement

thoughtful and meaningful health policies in Franklin Township; and

WHEREAS, Franklin Township Municipal Code Chapter 235, entitled Hawkers, Peddlers and Itinerant Vendors requires persons who wish to solicit door to door in Franklin Township to register and obtain a license; and

WHEREAS, the aforementioned Executive Orders and others signed by the Governor of the State of New Jersey have required masks and social distancing as a means to prevent the spread of Covid-19

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Franklin, County of Gloucester and State of New Jersey as follows:

1. The Franklin Township Code requirements of Chapter 235 are suspended to the extent that no licenses are being issued and that any of the activities delineated in Chapter 235-1 are temporarily prohibited in Franklin Township.

2. This Resolution will expire with the aforementioned States of Emergency issued and extended by the Governor of the State of New Jersey on March 9, 2020.

SECTION 2: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 4: Upon adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board, the Pinelands Commission and other agencies as required by law.

SECTION 5: This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Attest:

Township of Franklin

BARBARA FREIJOMIL, RMC

MAYOR JOHN BRUNO

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the foregoing Ordinance was introduced at the meeting of the Township of Franklin held on August 25, 2020 and thereafter duly advertised in the legal newspaper of the Township at least ten (10) days prior to it being considered for final passage and adoption at a subsequent meeting to be held on September 8, 2020, at which time any person interested therein will be given an opportunity to be heard.

BARBARA FREIJOMIL
Township Clerk

Introduced August 25, 2020

Name	Yes	No	Abstain	Absent
Flaim				
Deegan				
Petsch-Wilson				
Doyle				
Mayor Bruno				

Adopted September 8, 2020

Name	Yes	No	Abstain	Absent
Flaim				
Deegan				
Petsch-Wilson				
Doyle				
Mayor Bruno				