

**THE BOROUGH OF GLEN RIDGE**  
Essex County, New Jersey

**ORDINANCE NO. 1579**

**AN ORDINANCE TO AMEND CHAPTER 5.28 –  
HAWKERS & PEDDLERS**

**BE IT ENACTED AND ORDAINED**, by The Mayor and The Borough Council of The Borough Of Glen Ridge, in The County Of Essex and The State Of New Jersey that the Chapter 5, Section 5.28.10 - Regulations is amended as follows:

3. It shall be unlawful for any peddler to prosecute his business of peddling or hawking by remaining in a fixed location waiting for business within the boundaries of any street within the borough. This prohibition does not apply to the acts of selling, delivering or transporting of merchandise within such streets.
4. Obstruction of traffic or pedestrians; litter receptacle; receptacle requirements: park, station, or maintain his vehicle in such a way as would substantially restrict, obstruct, interfere with or impede the pedestrian's right-of-way; substantially restrict, obstruct, interfere with or impede the ingress or egress from the abutting property; create or become a nuisance; increase traffic congestion, cause or increase traffic delay or hazards; cause, create or constitute a danger to life, health or property; or sell food, drinks, ice cream or confections of any kind for immediate consumption unless he has available for public use his own litter receptacle which shall be clearly marked and maintained for his patronage use. No peddler shall leave any location without first picking up, removing and disposing of any and all trash or refuse remaining from sales made by him.
- 5 It shall be unlawful for any peddler to misrepresent the character or quality of merchandise offered for sale, to importune or otherwise annoy any person for the purpose of effecting or inducing a purchase or to conduct himself otherwise than honestly and courteously.
- 6 Conduct, or attempt to conduct, his business within 200 feet of any place occupied exclusively as a train station, public or private school or for school purposes, nor, during such times, shall he permit his cart, wagon or vehicle to stand on any public highway within such distance of any school property.

**5.28.71 SUSPENSION**

The Borough Administrator and / or Borough Council may immediately suspend a license issued under this article for a period of not more than 30 days, pending a hearing to revoke the permit for any of the following causes:

- (1) Fraud, misrepresentation or false statement in any application for a license; or
- (2) Fraud, misrepresentation, false statement or other dishonesty in the conduct of the licensed activity; or
- (3) An alleged violation of any provisions of this article; or
- (4) Conviction of the licensee for any felony or high misdemeanor or a misdemeanor or disorderly person's offense involving moral turpitude; or
- (5) Conduct of the licensed activity in an unlawful manner or in a manner that constitutes a breach of the peace or a menace to the public health, safety or general welfare; or
- (6) Whenever a license has been issued based upon an application pending the results of the investigation, the license may be summarily revoked if the result of the investigation is such as would have resulted in denial of the application.

**B.** Notice of a hearing for the revocation of a license shall be given to the licensee in writing by the Municipal Clerk. The notice shall specifically set forth the grounds on which the proposed revocation is based and the time and place of the hearing. The notice shall be served by mailing a copy to the licensee at his last known address by certified mail, return receipt requested, at least five days prior to the date set for the hearing.

**C.** At the hearing, the licensee shall have the right to appear and be heard in his own behalf, to cross-examine opposing witnesses and to have a permanent record made of the proceedings at his own expense. The Borough Council may revoke or suspend the license if it is satisfied by a preponderance of the evidence that the licensee is guilty of the acts charged.

**§ 5.28.072. Reinstatement of revoked licenses.**

The Borough Council may issue another license to a person whose license has been revoked or denied if after hearing it is satisfied by clear and convincing evidence that the acts which led to the revocation or denial will not occur again; otherwise, no person whose license has been revoked or denied nor any person acting for him, directly or indirectly, shall be issued another license to carry on the same activity.

**§ 5.28.073. Insurance requirements.**

**A.** Every licensee shall carry and maintain in force insurance covering its operations written by an insurance company licensed to do business in the State of New Jersey, providing the following minimum coverage and language:

**(1)** Comprehensive general liability : \$ 500,000 ( combined single limit each occurrence ).

**(2)** Business automobile liability: \$ 500,000 ( each accident ), or if the license is granted to an entity that does not own any automobiles and uses employees that would use their own automobiles to conduct business, then employer's non-ownership automobile liability will be accepted for the business auto insurance requirement.

**B.** The Borough and its agents and employees shall be indemnified and held harmless from all claims and demands, losses and expenses arising from the permission granted and shall be named as an additional insured.

**C.** The issuing company shall notify the Borough with 10 days of the cancellation of any of the policies.

**D.** The licensee shall provide proof of paid-up insurance coverage, and in the case of not having paid the policy for a full year, appropriate i.e., monthly, quarterly or semiannual proof shall be provided.

If any clause, sentence, subdivision, paragraph, section or part of this Ordinance be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, subdivision, paragraph, section, or part thereof, directly involved in the controversy in which said judgment shall have been rendered.

Ordinance Adopted: Monday,

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Peter A. Hughes,  
Mayor

ATTEST:

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Michael J. Rohal,

Municipal Clerk