

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**1995 Legislative Session**

Bill No. \_\_\_\_\_ CB-88-1995

Chapter No.

Proposed and Presented by \_\_\_\_\_ Council Member Estep

Introduced by

Co-Sponsors

Date of Introduction

**BILL**

AN ACT concerning

Peddlers and Itinerant Vendors

For the purpose of amending the list of products permitted to be sold in the right-of-way.

BY repealing and reenacting with amendments:

**SUBTITLE 5. BUSINESSES AND LICENSES.**

Section 5-193.01,

The Prince George's County Code

(1991 Edition, 1994 Supplement).

SECTION 1. BE IT ENACTED by the County Council of Prince George's County, Maryland, that Section 5-193.01 of the Prince George's County Code be and the same is hereby repealed and reenacted with the following amendments:

**SUBTITLE 5. BUSINESS AND LICENSES.**

**DIVISION 12. PEDDLERS AND ITINERANT VENDORS.**

**Sec. 5-193.01. Prohibited sales, solicitations and distributions in roadway(s) and certain other portions of the right-of-way.**

(a) It shall be unlawful for any person, firm or corporation, by its officers, agents or employees, to sell or to attempt to sell goods, wares or merchandise of any description to, or to solicit or accept any donation from, or to distribute printed matter or materials of any description to, any occupant of a motor vehicle when said motor vehicle is in a roadway, as defined under the Transportation Article of the Annotated Code of Maryland.

(b) Notwithstanding any other provision of this Division, it shall be unlawful for any hawker, peddler, roadside vendor, huckster, itinerant vendor, or any other person to sell, attempt to sell, or display for sale any goods, wares, merchandise, or other items of any description while upon the right-of-way, or from a vehicle upon the right-of-way except for the following:

(1) Automotive equipment to the owner or occupant of a vehicle disabled in a roadside emergency;

[(2) Live or cut flowers, plants, artificial flowers (and including crosses or other adornments for graveside use);

(3) Fruits, vegetables, or other agricultural products;

(4) Baked goods;

(5) Fish or shellfish;

(6) Any meat or meat product, cooked and offered for immediate consumption;]

(7) Gum or candy; chips or other edible goods offered in individual servings for immediate consumption;

(8) Individual cans, bottles, or other single serving containers of soft drinks, juice, or other nonalcoholic beverages;

(9)](2) Ice cream, ice cream products, or other frozen novelties, provided the vehicle is not stopped for more than a ten (10) minute period.

(c) It shall be unlawful for any hawker or peddler to park on public rights-of-way to sell, or attempt to sell goods, wares, or merchandise of any description from a motor vehicle, vehicle or stand when:

(1) Within one hundred (100) yards of an intersection of two roads.

(2) Within one hundred (100) yards of the vehicular entrance to or exit from a public school.

(3) Within one hundred (100) yards of a vehicular entrance to or exit from an integrated shopping center as defined in the Zoning Ordinance of Prince George's County, or entrance to or exit from said shopping center's parking lot.

(d) It shall be unlawful for any hawker, peddler, or itinerant vendor to sell or offer for

sale on a public right-of-way any goods, wares, or merchandise which are displayed separately and apart from his parked motor vehicle or vehicle except for those items described in Subsection (b), above.

(e) Any person who violates the provisions of Subsections (a), (b), (c), or (d) of this Section shall be deemed guilty of a misdemeanor, and, upon conviction, shall be subject to a fine of not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00).

SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 1995.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY:

Anne T. MacKinnon  
Chairwoman

ATTEST:

Joyce T. Sweeney  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_

BY:

Wayne K. Curry  
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.