

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2001 Legislative Session

Bill No. CB-68-2001

Chapter No. _____

Proposed and Presented by Council Member Gourdine

Introduced by Council Member Gourdine

Co-Sponsors _____

Date of Introduction October 23, 2001

BILL

1 AN ACT concerning

2 Peddlers and Itinerant Vendors

3 For the purpose of providing criminal penalties for violations of Subtitle 5, Division 12 of the
 4 County Code.

5 BY repealing and reenacting with amendments:

6 SUBTITLE 5. BUSINESSES AND LICENSES.

7 Section 5-193.04,

8 The Prince George's County Code

9 (1999 Edition, 2000 Supplement, as amended by CB-22-2001).

10 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
 11 Maryland, that Section 5-193.04 of the Prince George's County Code be and the same is hereby
 12 repealed and reenacted with the following amendments:

13 SUBTITLE 5. BUSINESSES AND LICENSES.

14 DIVISION 12. PEDDLERS AND ITINERENT VENDORS.

15 Sec. 5-193.04. Violations of law and monetary fines and penalties.

16
 17 (a) Any person who shall sell, barter, or trade or offer or expose for sale, barter or trade in
 18 or upon any street or highway in the County, or go from house to house, either on foot, or with a
 19 horse or other beast of burden, or with a wagon, or motor vehicle, or other conveyance
 20 whatsoever, upon the streets or highways in the County selling, bartering or trading or offering to
 21 sell, barter or trade, or from any roadside stand or roadside market upon any street or highway in
 22 the County, any items except those expressly permitted by Section 5-193.01(b)(1) who operates

1 in violation of this Subtitle, or who knowingly directs or authorizes another person as an agent to
2 do so, shall, upon citation issued by the Director of Environmental Resources, be deemed to have
3 committed a violation of this Subtitle and shall pay the County a monetary fine of Fifty Dollars
4 (\$50.00) for each violation. Each separate day the violation remains uncorrected is a separate and
5 distinct violation subject to an additional citation and fine.

6 (b) The Department of Environmental Resources shall deliver or mail a citation to the
7 responsible party(ies). The citation shall serve as the notification to the person that he has
8 committed a civil violation and that he has been assessed a monetary fine, the nonpayment of
9 which, in the absence of a successful appeal, shall result, where applicable, in the immediate
10 revocation of the person's license.

11 (c) A person who receives a citation may file with the Director a written notice of request
12 for a hearing on the citation within five (5) days of the issuance of the citation. The Director
13 shall render a decision within thirty (30) days of the hearing based upon the record compiled.

14 (d) Any person who shall sell, barter, or trade or offer or expose for sale, barter or trade in
15 or upon any street or highway in the County, or go from house to house, either on foot, or with a
16 horse or other beast of burden, or with a wagon, or motor vehicle, or other conveyance
17 whatsoever, upon the streets or highways in the County selling, bartering or trading or offering to
18 sell, barter or trade, or from any roadside stand or roadside market upon any street or highway in
19 the County, any items except those expressly permitted by Section 5-193.01(b)(1) who operates
20 in violation of this Division, or who knowingly directs or authorizes another person as an agent
21 to do so, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined
22 Fifty Dollars (\$50.00) for each offense.
23

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

Adopted this _____ day of _____, 2001.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Ronald V. Russell
Chairman

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.
Asterisks *** indicate intervening existing Code provisions that remain unchanged.