



**CITY OF MIDDLETOWN
LEGISLATIVE COMMITTEE MEETING AGENDA
APRIL 7, 2026 - 7:15 PM**

1. ROLL CALL
2. NEW BUSINESS
 - 2.1. **Resolution Amending Chapter 353 of the Code of the City of Middletown to Establish a Do-Not-Knock Registry**

WHEREAS, the City Clerk has recommended that the City create a Do-Not-Knock Registry to prevent unwanted peddling and soliciting.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by adding a new Subsection I to Section 353-15, Locations where hawking, peddling and soliciting are prohibited, to read as follows:

I. Do-Not-Knock Registry.

(1) Any owner or occupant of property located in the City who wishes to prohibit hawking, peddling and soliciting on the premises shall complete a form available in the City Clerk's Office and on the City's website. The completion of the form will allow the owner/occupant's premises to be included on a list of properties that do not permit hawking, peddling or solicitation (herein referred to as the "Do-Not-Knock Registry" or "registry"). Stickers prohibiting hawking, peddling and solicitation may be obtained from the City Clerk's Office.

(2) In order to be removed from the registry, the owner or occupant must complete a form indicating that he/she/it does not want his/her/its property to be included on the registry.

(3) All hawkers, peddlers and solicitors shall obtain the current Do-Not-Knock Registry from the City Clerk at the time of issuance of a license to hawk, peddle or solicit pursuant to the provisions of this Chapter.

(4) No person shall hawk, peddle or solicit at any premises identified on the then-current Do-Not-Knock Registry, or at any premises displaying a sign or sticker prohibiting hawking, peddling, or soliciting.

(5) It shall be the responsibility of the hawker, peddler or solicitor to obtain updated copies of the registry from the City Clerk or from the City's website and carry it with them while engaging in hawking, peddling or soliciting activities.

(6) Activities related to a service requested by the owner or occupant of the property and undertaken in the ordinary course of business, including, but not limited to, deliveries of utility notices, telephone directory deliveries, regular newspaper deliveries, work order notices and service inquiries, are presumed to be requested or invited for the purpose of this Subsection.

(7) Nothing in this Subsection shall be construed to prohibit the distribution of leaflets, pamphlets or other literature, such as political or religious material, or other material protected by the United States or New York State Constitutions, distributed in a lawful manner.

(8) A violation of any provision of this Subsection shall, upon conviction, constitute an offense, and shall be punishable as provided in § 353-18.

Section 2 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending Section 353-18, Penalties for offenses, to read as follows:

§ 353-18. Penalties for offenses. Any person who violates any of the provision of this Chapter shall, upon conviction, be guilty of an offense punishable by a fine of not less than \$150 nor more than \$1,000 or by imprisonment for a period not exceeding 15 days, or by both such fine and imprisonment. Each day that a violation is permitted to exist shall constitute a separate offense.

Section 3. Severability.

The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional or illegal by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

Section 4. Effective Date.

This Resolution and Ordinance shall take effect immediately.

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2.2. **Resolution Amending Chapter 353 of the Code of the City of Middletown Regarding License Application Procedures for Hawking, Peddling and**

Soliciting

WHEREAS, the City Clerk has advised that the City Clerk's office is presently performing background checks for persons applying for hawking, peddling and soliciting licenses.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending Subsection B of Section 353-4, License application procedure, to read as follows:

B. Upon receipt of such application, the City Clerk shall perform a background check of the applicant as he/she deems necessary for the protection of the public good.

Section 2 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending Section 353-7, Renewal of license, to read as follows:

License renewal applications shall be made in person to the City Clerk, who shall issue the same in accordance with the terms of this chapter.

Section 3 – This resolution and ordinance shall take effect immediately.

2.3. Resolution Amending Chapter 353 Regarding Hours of Operation for Hawking, Peddling and Soliciting

WHEREAS, the Mayor has recommended that hawking, peddling and soliciting should not be allowed during early morning hours or sunset.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending the title of Section 353-15, to read as follows:

Restrictions upon hawking, peddling and soliciting.

Section 2 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending Subsection G of Section 353-15, Restrictions upon hawking, peddling and soliciting, to read as follows:

G. It shall be unlawful for any licensee to ply his or her trade before the hour of 10:00 a.m. and after the hour of sunset.

Section 3 – This resolution and ordinance shall take effect immediately.

2.4. Resolution Amending Chapter 353 to Eliminate Photograph Requirements for

License Applications

Whereas the City Clerk has advised that the city does not need the photograph of applicants for peddling and soliciting licenses.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by deleting paragraph 5 of Subsection A of Section 353-3, License Application Requirements.

Section 2. Effective Date.

This Resolution and Ordinance shall take effect immediately.

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2.5. Resolution Amending Chapter 353 of the Code of the City of Middletown to Revise License Fees for Hawking, Peddling and Soliciting

WHEREAS, the Mayor has recommended that the City increase the fees for non-resident applicants for peddling and soliciting.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 353, Peddling and Soliciting, is hereby modified by amending Paragraph 1 of Subsection A of Section 353-5, License fees and costs.

1. Fees:

(a) Annual fee for hawkers, peddlers and solicitors who are City residents per license: \$250. Annual fee for hawkers, peddlers and solicitors who do not reside in the City of Middletown per license: \$400.

(b) Semi Annual fee for City residents, per six-month-period, per license: \$150. Semi Annual fee for Non-City residents, per six-month-period, per license \$300.

(c) Replacement fee, lost/stolen license: \$75

3. ADJOURNMENT