

Village of Germantown Hills
Solicitation Permit

Date of Application: _____

Applicant Name: _____

Applicant Present Address: _____

City, State, Zip: _____

Years at this location: _____

Previous Address: _____

Telephone: _____ Email: _____

Organization Name: _____

Address: _____

Length of Employment or Representation with Company: _____

Date/Time of Solicitation: _____

Solicitation Area: _____

Description of Merchandise: _____

Previous Permit Date: _____

The following must be submitted with this application:

Physical Description of Applicant: _____

Drivers License or State ID Card

Village of Germantown Hills
Solicitation Permit

Vehicle Information

Plate Number: _____ State of Issue: _____ Plate Type: _____

Year: _____ Make: _____ Model: _____ Color: _____

Have you ever had any type of permit revoked for any reason:

Yes: _____ No: _____

Have you ever been convicted for violating provisions stated within the Village of Germantown Hills Solicitation Ordinance?

Yes: _____ No: _____

Have you ever been convicted of the commission of a felony under the laws of the State of Illinois or any other State of Federal Law of the United States:

Yes: _____ No: _____

I hereby certify that the information in this application form is true and correct to the best of my knowledge and belief, and I authorize the Village of Germantown Hills to investigate all statements or other information contained in this application form and any other attachments submitted with it.

Applicant Signature

Date

The above application for a solicitation permit is hereby granted.

Village Clerk

Date

The above application for a solicitation permit is hereby denied.

Reason for denial: _____

Village Clerk

Date

Chapter 3

SOLICITORS

3-3-1: DEFINITIONS:

For the purpose of this chapter, the following words, as used herein, shall be construed to have the meanings ascribed to them in this section:

NONPROFIT ORGANIZATION: Any person selling, peddling, soliciting or taking orders for any goods or services not prohibited by law on behalf of a nonprofit organization sponsored by or participated in by a local chapter of such organization; or by a national nonprofit organization not represented locally but which has filed a statement of registration with the village clerk specifying the name of the nonprofit organization, its permanent address, the names of its principal officers and the names of those persons who are authorized to sell, peddle or solicit or take orders for goods and services within the village.

REGISTERED SOLICITOR: Means and includes any person who has obtained a valid permit as hereinafter provided, and which permit is in the possession of the solicitor on his or her person while engaged in soliciting.

RESIDENCE: Means and includes every separate living unit occupied for residential purposes by one or more persons, contained within any type of building or structure.

SOLICITING: Means and includes any one or more of the following activities conducted on a door to door basis and whose primary means of attracting potential customers is by knocking on doors or ringing doorbells:

- A. Seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs, and services of any kind, character or description whatever, for any kind of consideration whatever; or
- B. Seeking to obtain prospective customers for application or purchase of insurance of any type, kind or character; or
- C. Seeking to obtain subscriptions to books, magazines, periodicals, newspapers and every other type or kind of publication; or
- D. Seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable, religious, political or nonprofit association, organization, corporation or project; or

- E. Seeking to proselytize beliefs by any charitable, religious, political or nonprofit association, organization, corporation or project. (Ord. 690, 8-25-2011)

3-3-2: PERMIT REQUIRED; EXEMPTIONS:

It shall be unlawful for any person, firm, or corporation to engage in soliciting without first having obtained a permit therefor in accordance with this chapter. This section applies to all persons except those seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of a "nonprofit organization" as defined in section [3-3-1](#) of this chapter, and except those seeking to proselytize the beliefs of any charitable, religious, political or nonprofit association, organization, corporation or project. (Ord. 690, 8-25-2011)

3-3-3: INELIGIBILITY OF PERMIT:

No permit shall be issued to any person who has been convicted of the commission of a felony under the laws of the state of Illinois or any other state or federal law of the United States, within five (5) years of the date of the application; nor to any person who has been convicted of a violation of any of the provisions of this chapter. Moreover, no permit shall be issued to any person whose permit issued hereunder has previously been revoked as herein provided. (Ord. 690, 8-25-2011)

3-3-4: APPLICATION FOR PERMIT:

- A. Application for the permit shall be made upon a form provided by the village clerk and filed with the village clerk. The applicant shall truthfully state in full the information requested on the application, as follows:
1. Name and address of present place of residence and length of residence at such address; also, business address if other than residence address; also, social security number.
 2. Address of place of residence during the past three (3) years if other than the present address.
 3. Physical description of the applicant; or photograph on a driver's license or state identification card.
 4. Name and address of the person, firm, corporation or association by whom the applicant is employed or represents, and length of time of such employment or representation.
 5. Description sufficient for identification of the subject matter of the soliciting in which the

applicant will be engaged.

6. Period of time for which the permit is applied.
 7. The date, or approximate date, of the latest previous application for permit under this chapter, if any.
 8. Has a permit issued to the applicant, other than any nonprofit organization or any person seeking to proselytize the beliefs of any charitable, religious, political or nonprofit association, organization, corporation or project, ever been revoked?
 9. Has the applicant, other than an applicant seeking to obtain gifts or contributions of money, clothing or other valuable thing on behalf of a nonprofit organization and other than an applicant seeking to proselytize the beliefs of any charitable, religious, political or nonprofit association, organization, corporation or project, ever been convicted of a violation of any of the provisions of this chapter regulating soliciting?
 10. Has the applicant, other than an applicant seeking to obtain gifts or contributions of money, clothing or any other valuable thing for the support or benefit of any charitable, religious, political or nonprofit association, organization, corporation or project and other than an applicant seeking to proselytize the beliefs of any charitable, religious, political or nonprofit association, organization, corporation or project, ever been convicted of the commission of a felony under the laws of the state of Illinois or any other state or federal law of the United States?
- B. All statements made by the applicant under the application or in connection therewith shall be under oath.
- C. The village clerk shall cause to be kept in his or her office an accurate record of every application received and acted upon, together with all other information and data pertaining thereto, and all permits issued under the provisions of this chapter, and of the denial of applications.
- D. Applications for permits shall be numbered in consecutive order as filed, and every permit issued, and any renewal thereof, shall be identified with the duplicate number of the application upon which it was issued. (Ord. 690, 8-25-2011)

3-3-5: PERMIT FEE AND TERM:

No permit shall be issued until a fee of fifty dollars (\$50.00) has been paid to the village clerk. Each permit issued hereunder shall be for a period of time not to exceed thirty (30) days, and the permit shall state the expiration date thereof. (Ord. 690, 8-25-2011)

3-3-6: APPROVAL OR DENIAL OF PERMIT:

The village clerk, after consideration of the application and all information obtained relative thereto, shall deny the application if the applicant does not possess the qualifications as herein required. Endorsement shall be made by the village clerk upon the application of the denial of the application. When the applicant is found to be fully qualified, the permit shall be issued forthwith. (Ord. 690, 8-25-2011)

3-3-7: REVOCATION OF PERMIT:

Any permit issued hereunder shall be revoked by the village clerk if the holder of the permit violates any of the provisions of this chapter, or has made a false material statement in the application, or otherwise becomes disqualified for the issuance of a permit under the terms of this chapter. Immediately upon such revocation, written notice thereof shall be given by the village clerk to the holder of the permit in person or by certified U.S. mail addressed to his or her residence address set forth in the application. Immediately upon the giving of such notice, the permit shall become null and void. (Ord. 690, 8-25-2011)

3-3-8: NOTICE REGULATING SOLICITING:

Every person desiring to secure the protection intended to be provided by the regulations pertaining to soliciting contained in this chapter shall comply with the following regulations:

- A. Notice of the determination by the occupant of giving invitation to solicitors, or the refusal of invitation to solicitors, to any residence, shall be given in the following manner:

A weatherproof card, approximately three inches by four inches (3" x 4") in size, shall be exhibited upon or near the main entrance door to the residence, indicating the determination by the occupant, containing the applicable words, as follows: "No Solicitors Invited".

- B. The letters shall be at least one-third inch ($\frac{1}{3}$ ") in height. For the purpose of uniformity, the cards shall be provided by the village clerk to persons requesting, at the cost thereof.
- C. Such card so exhibited shall constitute sufficient notice to any solicitor of the determination by the occupant of the residence of the information contained thereon. (Ord. 690, 8-25-2011)

3-3-9: DUTY OF SOLICITORS:

- A. It shall be the duty of every solicitor, upon going onto any premises in the village upon which a "residence" as defined in section [3-3-1](#) of this chapter is located, to first examine the notice provided in section [3-3-8](#) of this chapter, if any is attached, and if the notice states "No Solicitors Invited", then the solicitor, whether registered or not, shall immediately and peacefully depart from the premises.
- B. Any solicitor who has gained entrance to any residence, whether invited or not, shall immediately and peacefully depart from the premises when requested to do so by the occupant. (Ord. 690, 8-25-2011)

3-3-10: DAYS AND HOURS OF SOLICITING:

It is hereby declared to be unlawful and shall constitute a nuisance for any person, whether registered under this chapter or not, to go upon any premises and ring the doorbell upon or near any door of such residence located thereon, or rap or knock upon any door, or create any sound in any other manner calculated to attract the attention of the occupant of such residence, for the purpose of "soliciting" as defined in section [3-3-1](#) of this chapter, on any day of the week prior to nine o'clock (9:00) A.M. or after the later to occur of seven o'clock (7:00) P.M. or sunset. (Ord. 690, 8-25-2011)

3-3-11: UNINVITED SOLICITING PROHIBITED:

It is hereby declared to be unlawful and shall constitute a nuisance for any person to go upon any premises and ring the doorbell upon or near any door of such residence located thereon, or rap or knock upon any door, or create any sound in any other manner calculated to attract the attention of the occupant of such residence for the purpose of securing an audience with the occupant thereof and engage in "soliciting" as defined in section [3-3-1](#) of this chapter, in defiance of the notice exhibited at the residence in accordance with the provisions of section [3-3-8](#) of this chapter. (Ord. 690, 8-25-2011)

3-3-12: PENALTY:

Any person violating any of the provisions of this chapter shall, upon conviction thereof, be subject to a fine of not more than seven hundred fifty dollars (\$750.00) for each offense. (Ord. 690,

8-25-2011)