

**VILLAGE OF CARBON HILL  
GRUNDY COUNTY, ILLINOIS**

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**ORDINANCE NO. 19-05**

**AN ORDINANCE REGULATING PEDDLERS AND SOLICITORS  
WITHIN THE VILLAGE OF CARBON HILL, ILLINOIS**

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**PASSED AND APPROVED BY THE  
CARBON HILL VILLAGE BOARD  
THIS 3<sup>RD</sup> DAY OF SEPTEMBER, 2019**

Published in Pamphlet Form by the  
authority of the Board of Trustees of the  
Village of Carbon Hill,  
Grundy County, Illinois.  
this 3<sup>rd</sup> day of September, 2019.

Prepared by:  
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ORDINANCE NO. 19-05

**AN ORDINANCE REGULATING PEDDLERS AND SOLICITORS  
WITHIN THE VILLAGE OF CARBON HILL, ILLINOIS**

WHEREAS, the Village of Carbon Hill Village Board has deemed it reasonable and necessary to regulate peddlers and solicitors within the Village of Carbon Hill; and

WHEREAS, the regulations contained herein have determined by the Village of Carbon Hill Village Board to be in the best interest of the health, safety and welfare of the residents of the Village of Carbon Hill, Illinois.

NOW, THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CARBON HILL, ILLINOIS, AS FOLLOWS:

**SECTION 1.** For the purpose of this Ordinance "soliciting" means and includes any one or more of the following activities:

A. Seeking to obtain orders for the purchase of goods, wares, merchandise, food stuffs, 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 or nonprofit association, organization, corporation or project; or

E. Peddling or hawking any merchandise, article or thing.

**SECTION 2.** It shall be unlawful for any person, firm or corporation to engage in soliciting as defined herein from any person, firm, business, residence, right-of-way, municipal property or municipal park within the corporate limits of the Village without first having obtained a permit therefore. The term "residence" shall include all types of dwelling units as defined in the building codes or zoning codes of the Village of Carbon Hill as may be amended. The term "business" includes every separate commercial or retail establishment occupied for commercial purposes contained within any type of business or structure. A permit is not required for any person, firm or corporation engaged in the supplying of products to retail establishment for resale.



**SECTION 3.** Any person desiring to secure such a solicitor's permit shall apply therefore in writing with the Village Clerk on forms provided by the Village, and such application shall state:

1. The name and address of the applicant;
2. The name and address of the person, firm or corporation by whom employed;
3. The number of years the person, firm or corporation by whom the applicant is employed has been in business.
4. The nature or character of the goods, wares, or merchandise to be offered by the applicant;
5. The name, address, date of birth and driver's license number of the applicant and any additional solicitors;
6. The models and license plate number of the vehicles to be used by the applicants or additional solicitors.

Such application shall be accompanied by such credentials and other evidence of the identity, honesty and good character of the applicant as may be deemed reasonable and/or required by the Village Clerk and a twenty-five dollar (\$25.00) nonrefundable application fee. There is hereby established a ten-day waiting period from the time the completed application is submitted and the time of the issuance of the solicitor's permit. Such applicant shall pay to the Village Clerk, the application fee prior to the issuance of any solicitor's permit.

**SECTION 4.** If the Village Clerk determines, after reasonable investigation, that the applicant has presented reasonable evidence of his honesty and good character, and intends to engage in a lawful and legitimate commercial or professional enterprise, the Village Clerk shall then issue the permit applied for.

**SECTION 5.** The applicant to whom such permit was issued shall carry at all times the permit when soliciting, and shall exhibit the permit whenever requested to do so by any police officer or any person solicited.

**SECTION 6.** Any licensed solicitor who is guilty of any fraud, cheating or misrepresentation, whether through himself or through an employee, while acting as a solicitor in the Village or who solicits any goods, wares or merchandise other than those specified in his application for a permit shall be fined in accordance with Section 9 of this Ordinance, and the permit shall be revoked.

**SECTION 7.** It is unlawful and shall constitute a nuisance for any person, whether registered under this section or not, to go upon any premises and ring the doorbell upon or near any door of a 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 of such residence, with the occupant thereof and engage in soliciting as defined herein, prior to 10:00 a.m. or after 8:00 p.m. on any day of the week.

**SECTION 8.** Any permit will be subject to revocation by the Village Clerk if the holder of the permit violates any of the provisions of this section or has made a false material statement in the application or ceases to possess the character or qualifications required by this section for the issuance of the permit under the terms of this Ordinance. Violators shall be entitled to notice and the opportunity for a hearing in the event that the Village seeks to revoke a permit pursuant to this Ordinance.

**SECTION 9.** Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be subject to a fine of not less than seventy-five dollars (\$75.00) and not more than seven hundred fifty dollars (\$750.00) for each offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Whenever a monetary fine is assessed by the court pursuant to this Code, the court is further expressly authorized by the Village of Carbon Hill to use dispositions including, but not limited to, court supervision, deferred judgment, conditional discharge, and suspended sentence.

**SECTION 10.** In the event any Section, Paragraph, sentence, clause, or phrase of this Ordinance is declared invalid or unconstitutional for any reason, the remainder of this Ordinance shall not be affected thereby and shall remain in full force and effect.


**SECTION 11.** This Ordinance shall be effective from and following its passage, approval, and publication as required by law.

**SECTION 12.** The Village Clerk is hereby authorized and directed publish a true and correct copy of this Ordinance in pamphlet form for not less than ten (10) days, and shall complete a Certificate of Posting consistent therewith.

**SECTION 13.** Any Ordinances or Resolutions inconsistent with the terms and the provisions hereof are hereby repealed and revoked to the extent of any such inconsistency.

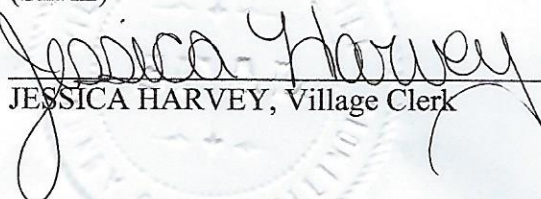
PASSED AND APPROVED THIS 3<sup>RD</sup> DAY OF SEPTEMBER, 2019.

Ayes	<u>4</u>
Nays	<u>0</u>
Abstain	<u>0</u>
Absent	<u>1</u>

  
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RICH JURZAK, President

ATTEST:

(SEAL)

  
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JESSICA HARVEY, Village Clerk