

## **DIVISION 4. - SOLICITATIONS FOR CHARITABLE AND RELIGIOUS PURPOSES**

### **Sec. 22-301. - Permit—Required.**

It shall be unlawful for any person to go from house to house soliciting funds or subscriptions or to publicly solicit, either in person or by agent, upon the public streets, sidewalks or other public places in the village, subscriptions for charitable or religious or educational or other organizations or purposes, whether present gifts of money or promises are sought, without having first secured a permit therefor. There shall be no registration or permit requirement for any person or organization who is spreading information only regarding religious, political or other non-commercial purposes, provided such person or organization is not soliciting funds or peddling or hawking any goods or services.

(Code 1972, § 16-116; Ord. No. 02-146, § 4, 12-16-2002)

### **Sec. 22-302. - Same—Application; issuance.**

Application for a permit required by this division shall be made to the village clerk who shall approve and issue the permit upon compliance with all requirements of this division.

(Code 1972, § 16-117; Ord. No. 16-045, § 2, 3-17-2016)

### **Sec. 22-303. - Statewide fundraising drives—Application for permit to solicit contributions at intersections.**

Any charitable organization registered with the attorney general in the manner provided by law may stand upon the streets or highways within the village at any intersection where all traffic is required to come to a full stop, for the purpose of soliciting contributions from the occupants of any vehicle as part of a statewide fundraising activity. The charitable organization is limited to one such charitable solicitation per year upon village streets or highways. The charitable organization shall be liable for any injuries to any person or property during the solicitation which is casually related to any act of ordinary negligence of the soliciting agency. Any person engaged in the act of solicitation shall be at least 16 years of age and shall wear a high visibility vest. Any charitable organization wishing to engage in such solicitation for contributions shall apply to the village clerk for a permit. The application shall state the following facts, along with such other facts as may be required by the village clerk:

- (1) The name, address and telephone number of the organization.
- (2) The name, address and telephone number of a local representative of the organization or that person making the application.
- (3) Proof that the organization is registered with the attorney general.
- (4) A statement of the statewide fundraising activity of which the local solicitation effort is a part.
- (5) A certificate of insurance showing whether the organization is insured against any claims for injuries or damage to property which is causally related to an act of ordinary negligence of the soliciting agent acting on behalf of the organization. The village shall be named as an additional insured on such certificate of insurance.
- (6) The location or locations at which approval to solicit is being sought.
- (7) The days and times of days at which such solicitation is proposed to take place.
- (8) The number of persons proposed to solicit at each location.

(Code 1972, § 16-118; Ord. No. 15-111, § 2, 6-25-2015; Ord. No. 16-045, § 2, 3-17-2016)

State Law reference— Solicitation of charitable contributions upon highways within municipalities, 625 ILCS 5/11-1006.

**Sec. 22-304. - Same—Duties of police chief in issuance of solicitation permit.**

The village clerk shall issue a permit for solicitation as provided in section 22-303 if he/she finds that the applicant has complied with all of the provisions of state law regarding such solicitation and the provisions of section 22-303. The village clerk must also find that the locations, times and durations of the proposed solicitation and number of proposed solicitors shall not result in an interference with the flow of vehicular traffic.

(Code 1972, § 16-119; Ord. No. 16-045, § 2, 3-17-2016)

**Sec. 22-304.5. - No solicitors sign.**

It shall be unlawful for any person to engage in solicitation of funds, contributions, memberships, or subscriptions of any nature for charitable or religious or educational or other organizations or purposes, whether present gifts of money or promises are sought, or for any person to engage in spreading information, regarding either commercial or non-commercial issues or purposes, upon any premises or residence located thereon if such premises or residence is posted against solicitation by means of a notice, prominently displayed, upon which is printed the legend: "No Solicitors."

For purposes of this section, a dwelling house, apartment or other place of residence shall be deemed to be posted against such solicitation and spreading of information if there is exhibited, on or near the main entrance to the premises, or on or near the main door to any residence located thereon, a sign at least three inches by four inches in size, with letters at least one-third inch in height, which bears the above legend. Signs complying with the requirements of this section shall be made available at cost at the office of the village manager to persons requesting such sign. A sign posted in compliance with section 22-281(b) shall be deemed in compliance with and effective for the purposes set forth in this section.

**Sec. 22-305. - Same—Violation; penalty.**

Any person, corporation, unincorporated association or other entity violating any provision of section 22-303, ~~or~~ 22-304 or 22-304.5 shall, upon a judicial finding of such violation, be fined not less than \$50.00 nor more than \$500.00 for each separate violation.

(Code 1972, § 16-120)