

**TOWNSHIP OF CEDAR GROVE  
ESSEX COUNTY, NEW JERSEY**

**AGENDA ITEM #3 (a)**

**AUGUST 12, 2019**

**PASSED ORDINANCE #19-846**

**AN ORDINANCE OF THE TOWNSHIP OF CEDAR GROVE, COUNTY OF  
ESSEX, STATE OF NEW JERSEY AMENDING CHAPTER 190 OF THE  
TOWNSHIP CODE ENTITLED "PEDDLING AND SOLICITING"**

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**WHEREAS**, vendors routinely solicit business from the residents of the Township of Cedar Grove; and

**WHEREAS**, this Ordinance is intended to balance effective communication, freedom of speech, and the protection of public health, welfare, and safety in a way that preserves the integrity and character of the community; and

**BE IT ORDAINED** that the Township hereby amends Chapter 190 of the Township Code as follows:

**SECTION 1:**

**§190-5. Information and documents to be submitted with application.**

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B. The application shall state:

- (1) The name, permanent home address, birthdate, social security number, and telephone number of the applicant.

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C. The application shall be accompanied by the following documents and information:

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- (6) Driver's License or other state or federal government-issued identification.
- (7) A letter from the manufacturer or dealer represented by the applicant indicating whether or not it has performed a background check on the individual, and if so, affirming that the individual successfully passed same, and stating that the manufacturer or dealer will assume responsibility for the actions of the applicant.

## **SECTION 2:**

### **§190-14. Hours.**

Soliciting, peddling and canvassing shall be conducted only between the hours of 9:00 a.m. and 9:00 p.m.

## **SECTION 3:**

### **§ 190-20. Do not knock list.**

A “do not knock” list is hereby established and is to be maintained by the Township Clerk listing properties for which the owners, tenants, or residents do not wish to have solicitors visit the property for the purpose of soliciting. Any person who owns or rents property within the Township may register for their property to be included on the “do not knock” list by registering with the Township Clerk’s Office. Registration shall be accomplished in person at the Township Clerk’s Office in writing by providing proof of ownership, tenancy, or residency and a notarized letter from the property owner, tenant, or resident of the property indicating the person’s relationship to the property and that the person wishes for the property to be included on the “do not knock” list.

### **§190-21. Maintenance of the do not knock list.**

The “do not knock” list shall be maintained by the Township Clerk and consist solely of property addresses with no further identifying information concerning ownership of the property.

The Tax Assessor shall notify the Township Clerk of any change in ownership of property within the Township on a quarterly basis (four (4) times per year). The Township Clerk shall remove from the “do not knock” list any property which has changed ownership.

Other than by sale of property, a property, once listed, may only be removed from the registry by submitting a written, sworn, and notarized request to the Township Clerk.

### **§190-22. Duties of Township Clerk.**

The Township Clerk, or his or her designee, shall provide an up to date copy of the “do not knock” list to every applicant to whom a license is issued pursuant to this Chapter.

Copies of all notarized letters registering a property for the “do not knock” list and the accompanying proof of ownership, tenancy, or residency shall be kept on file by the Township Clerk.

**§190-23. Solicitation prohibited at residences on the do not knock list.**

It is prohibited for any person to conduct any commercial solicitation at any property listed on the “do not knock” registry. Any person who violates this section shall be subject to the penalties listed in Section 190-19.

**SECTION 4:**

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

**SECTION 5:**

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

**SECTION 6:**

This Ordinance shall take effect immediately as provided by law.

INTRODUCED BY: Councilman Cicala  
SECONDED BY: Councilman Tanella

| <b>ROLL CALL VOTE</b> |            |           |                |               |
|-----------------------|------------|-----------|----------------|---------------|
| <b>COUNCILMEMBER</b>  | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
| Cicala                | X          |           |                |               |
| Maceri                | X          |           |                |               |
| Tanella               | X          |           |                |               |
| Peterson              |            |           |                | X             |
| Vargo                 | X          |           |                |               |