
ORDINANCE NO. 766

**ORDINANCE REGULATING SOLICITORS AND PEDDLERS
IN THE VILLAGE OF GRANVILLE**

WHEREAS, the Village of Granville, Illinois, A Municipal Corporation, considers it in the best interest of the public health, safety and morals to regulate solicitors and peddlers within the Village of Granville.

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Granville, Putnam County, Illinois, a municipal corporation, as follows:

Section I – Definitions

The following words as used herein shall be construed to have the meaning ascribed thereto:

"Commercial and business establishment" shall mean and include every store, office and bank located in a commercial zone under the Granville zoning ordinance or such units located in a residential district as defined by the Granville zoning ordinance pursuant to a nonconforming use classification as defined by the Granville zoning ordinance.

"Local non-profit organization" means any non-profit organization with its headquarters or regional office within ten miles of Granville's corporate limits.

"Manufacturing and industrial" shall mean and include every establishment employing one or more persons located in an industrial zone as defined by the Granville zoning ordinance.

"Peddler" means an itinerant trade who sells, or offers to sell, at retail, goods, wares or other commodities which he carries with him or her from place to place and sells in the street.

"Registered solicitor" shall mean and include any person who has obtained a valid certificate of registration as hereinafter provided and which certificate is in the possession of the solicitor on his person while engaging in soliciting.

"Residence" shall mean and include every separate living unit occupied for residential purposes by one or more persons, contained within any type of building or structure.

"Soliciting" shall mean and include any one or more of the following activities:

- A. Seeking to obtain orders for the purchase of goods, wares, merchandise, foodstuffs, 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. Seeking to canvass the residents of the Village of Granville to determine public opinion or to disseminate political information to the residents of the Village of Granville.

Section II - Certificate of registration.

Every person desiring to engage in "soliciting" or "peddling" as herein defined from persons in residences, commercial and business establishments, and manufacturing and industrial within this municipality, is hereby required to make written application for a certificate of registration as herein provided.

Section III - Application for certificate of registration:

Application for a certificate of registration shall be made upon a form provided by the Village clerk of this municipality and shall be filed with such Village clerk. The applicant should also present a photo identification card which will clearly establish his identity. The applicant shall truthfully state in full the information requested on the application.

- A. 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;
- B. Address of place of residence during the past three years if other than present address;
- C. Age of applicant and marital status; and if married the name of spouse;
- D. Physical description of the applicant;
- E. Name and address of the person, firm or corporation or association whom the applicant is employed by or represents; and the length of time of such employment or representation;
- F. Name and address of employer during the past three years if other than the present employer;
- G. Description sufficient for identification of the subject matter of the soliciting which the applicant will engage in;
- H. Period of time for which the certificate is applied for;
- I. The date, or approximate date of the latest previous application for certificate under this chapter, if any;
- J. Has a certificate of registration issued to the applicant under this chapter ever been revoked;
- K. Has the applicant ever been convicted of a violation of any of the provisions of this chapter, or the ordinance of any other Illinois municipality regulating soliciting;

-
- L. Has the applicant ever been convicted of the commission of a felony under the laws of the state or any other state or federal law of the United States;
 - M. Also such additional information as the chief of police may deem necessary to process the application.

All statements made by the applicant upon the application or in connection therewith shall be under oath. Said photo identification card shall be retained by the Village clerk until a successful applicant has returned the certificate of registration to the Granville Village clerk at the close of their solicitation.

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 certificates of registration issued under the provisions of this chapter, and of the denial of applications. Applications for certificates shall be numbered in consecutive order as filed, and every certificate issued, and any renewal thereof, shall be identified with the duplicate number of the application upon which it was issued.

No certificate of registration 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 fifteen years of the date of the application, excluding any time the applicant spent in custody, nor shall a certificate of registration be issued to any individual who is required to register as a registered sex offender under the laws of the state of Illinois, nor shall a certificate of registration be issued to any person who has been convicted of a violation of any of the provisions of this chapter, nor shall a certificate of registration be issued to any person whose certificate of registration issued hereunder has previously been revoked as herein provided.

Section IV - Background check.

After securing the application from the Village clerk, the applicant shall appear at the Granville police department for a background check with the exception of local non-profit groups or organizations. All other applicants must furnish a photo identification card to conclusively establish his or her identity. The chief of police shall then run a background check to make sure that the applicant is not disqualified from receiving a certificate due to the provisions of the foregoing chapter.

The chief of police, after due consideration of the results of the background check, and any other information available to him, shall deny the application if the applicant does not possess the qualifications for such certificate as herein required, and that the issuance of a certificate of registration to the applicant would not be in accord with the intent and purpose of the ordinance codified in as this chapter. Endorsements shall be made by the chief of police upon the application of the denial of the application.

If the chief of police determines that the applicant should be issued a certificate of registration, he or she shall forward a document, prepared by him, stating that he has conducted a background check and that the applicant has passed said check in accordance with the intent and purpose of the ordinance codified as this chapter.

Section V – Fee.

Any applicant must pay a twenty-five dollar fee when filing the application for certificate of registration.

Section VI – Issuance.

The applicant shall then present completed application and the document of approval from the chief of police to the Village clerk. The Village clerk shall then put the applicant's request on the agenda of the next Village council meeting. The Village council shall then decide, by a majority vote, whether or not the application shall be granted and the terms thereof.

Once the Village council has decided to either grant the request for a certificate of registration or to deny it, the Village clerk shall notify the applicant of such decision within a reasonable amount of time.

If the application has been accepted and the Village council has decided, in its discretion, to grant the certificate of registration, the applicant shall then appear at the police station and be granted a certificate of registration which will allow them to solicit or peddle within the Village of Granville's municipal boundaries.

Section VII – Revocation of certificate.

Any certificate of registration issued hereunder shall be revoked by the chief of police or the Village council, if the holder of the certificate is convicted of a violation of 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 certificate of registration under the terms of this chapter. Immediately upon such revocation written notice thereof shall be given by the chief of police to the holder of the certificate 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 certificate of registration shall become null and void.

The certificate of registration shall state the expiration date thereof.

Section VIII – Uninvited soliciting or peddling prohibited.

Any resident of the Village of Granville, who does not wish solicitors or peddlers, as herein defined, to undertake such activities at the resident's home, shall place, in a conspicuous place and manner the following:

- A. A weatherproof card, approximately three inches by four inches (3" × 4") in size, upon or near the main entrance door to the residence, which shall state as follows:

"No Solicitors Invited"

- B. The letter shall be at least one-third inch in height. For the purpose of uniformity, the cards shall be provided by the chief of police to persons requesting, without cost.

Section IX – Time limit on soliciting or peddling.

It is hereby declared to be unlawful, and shall constitute a nuisance, for any solicitor representing a community organization, to go upon any premises and ring the doorbell or knock or rap 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 any audience with the occupant thereof and engage in soliciting or peddling as herein defined, prior to 9:00 a.m. or after 9:00 p.m. of any day of the week, Monday through Saturday, or at any time on Sunday, or a state or national holiday, with the exception of non-profit groups or organizations which shall be allowed to solicit on Sundays from 9:00 a.m. to 9:00 p.m. With respect to commercial solicitors or peddlers, they shall, likewise, be prohibited from going upon any premises and ringing the doorbell or knocking or rapping upon the door, or creating any sound in any other manner calculated to attract attention of the occupant of such residence, for the purpose of securing any audience with the occupant thereof and engage in commercial solicitation or peddling as herein defined, prior to 9:00 a.m. or after 6:00 p.m. of any day of the week, Monday through Saturday, or at anytime on Sunday, or a state or national holiday.

Section X – Violation—penalties.

Any person, firm or corporation violating any of the provisions of this chapter shall be fined not less than one hundred and 00/100ths dollars nor more than five hundred and 00/100ths dollars for each offense; and a separate offense shall be deemed committed on each and every day during which a violation occurs or continues.

Section IV - Severability.

A determination of the invalidity or unconstitutionality of any clause, sentence, paragraph, section, or part of this chapter, by a court of competent jurisdiction, shall not affect the validity of the remaining parts of this chapter.

Section V: Validity

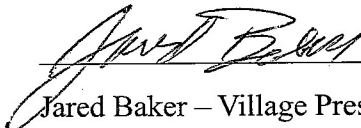
If any Section, paragraph, clause, or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph, clause, or provisions shall not affect any of the remaining provisions of this Ordinance.

Section XIII:

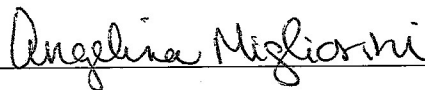
This Ordinance shall be in full force and effect from and after its passage and approval and publication in the manner provided by law.

PRESENTED, PASSED, and ADOPTED at a regular meeting of the Village Board of Trustees of the Village of Granville, County of Putnam, and State of Illinois, held on the 20th day of August, 2024, with 5 Trustees voting aye, 0 Trustees voting nay, 1 Trustees absent, 0 Trustees passing, and the Village President not voting, which meeting was held on the 2th day of August, 2024.

Passed and Approved: August 20, 2024



Jared Baker – Village President

ATTEST: 

Village Clerk