

TOWNSHIP OF WALL

ORDINANCE NO. 20-2013

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 167 PEDDLING AND SOLICITING TO REVISE REGISTRATION RULES AND REGULATIONS FOR NON-PROFIT, CHARITABLE AND RELIGIOUS ORGANIZATIONS AND TO ADOPT AND CREATE A “NO KNOCK LIST” TO PERMIT TOWNSHIP RESIDENTS TO REGISTER AND PROHIBIT SOLICITING, CANVASSING, HAWKING AND PEDDLING ON THEIR PROPERTY

WHEREAS, the Township of Wall regulates peddling and soliciting within the Township of Wall, by and through Chapter 167 of the Code of the Township of Wall; and

WHEREAS, the Township wishes to amend § 167-4 to supplement regulations for peddling and solicitation by non-profit, charitable and religious organizations; and

WHEREAS, the Township also wishes to amend § 167-4 to appropriately regulate peddling and solicitation by non-profit, charitable and religious organizations and to promote the safety and well-being of the Township residents and all solicitors and peddlers by requiring their registration and the imposing a curfew for such solicitation and peddling; and

WHEREAS, the Township also wishes to enact § 167-15 to create a “No Knock List” to permit Township Residents to register with the Township Clerk indicating that they do not want hawkers, peddlers, solicitors or canvassers to approach their homes and/or seek contact with the occupants of the registered home; and

WHEREAS, the Township Committee of the Township of Wall finds that it is in its best interest to amend Chapter 167 in order to provide appropriate rules and regulations for the solicitation and peddling by non-profit, charitable and religious organizations and to provide Township Residents with the option of registering for a “No Knock List;” and

NOW, BE IT ORDAINED by the Township Committee of the Township of Wall, in the County of Monmouth, in the State of New Jersey, as follows:

Section 1. Chapter 167, Section 4, Subsection D, “Exceptions” shall be amended to provide as follows:

D. Any person, organization or society or association of a charitable, religious, patriotic, philanthropic or community nature, desiring to solicit or have solicited in its name money, property or financial assistance for which no merchandise, wares or services are required, provided that there is filed with the Chief of Police an application, in writing.

(1) The application shall be submitted five (5) days prior to commencement of solicitation and shall include the following information:

- a. The names of solicitors and the purpose or cause for which solicitation is being made.
 - b. The names and addresses of the officers of the organization.
 - c. The names and addresses of the agents or representatives, who will solicit, canvass or distribute literature in the Township.
- (2) Each solicitor for such organization, society or association shall carry proper identification and shall display the same upon request.
- (3) Each solicitor for such organization, society or association shall be permitted to solicit during the hours of 9:00 a.m. to 8:00 p.m. Solicitation pursuant to subsection (D) at all other times shall be prohibited.

Section 2. Chapter 167, Section 15, "No Knock List" shall be adopted to provide as follows:

- A. All residents of the Township may register their name, address and/or unit/apartment number with the Township Clerk to be placed on the "No Knock List," indicating that they do not want canvassers, peddlers, solicitors or hawkers of any sort to approach their homes and/or seek personal contact with the occupants of the registered home. The Township Clerk shall provide the registration form, which shall be available during normal business hours. By registering for the "No Knock List," the resident chooses to allow Wall Township Police, Fire or First Aid Rescue squads to be exempt.
- B. Residents shall remain on the "No Knock List" until such time as they advise the Municipal Clerk in writing that they wish to be removed from the list.
- C. The Township Clerk shall maintain a "No Knock List" a copy of which shall be provided to all persons or organizations required to obtain a license or register pursuant to Chapter 167. In accordance with the provisions of N.J.S.A. 47:1A-5, the Municipal Clerk shall charge a fee for a copy of the "No Knock List." The list shall be updated periodically.
- D. It shall be unlawful for any peddler, hawker, solicitor or canvasser to approach and/or seek personal contact with the occupants thereof if that residence is registered on the "No Knock List." Anyone violating this subsection shall be subject to a fine of not less than fifty (\$50.00) dollars nor more than one hundred (\$100.00) dollars for each violation.
- E. Upon completion of registration on the "No Knock List" the subscriber shall purchase and receive, for a nominal fee, a decal stating "DO NOT KNOCK Registered on the 'No Knock List' with Wall Township's Municipal Clerk's Office. VIOLATORS WILL BE PROSECUTED" which must be displayed in a clearly visible location (i.e., front door or window adjacent to the front door).

Section 3. All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

Section 4. Should any section, paragraph clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

Section 5. This Ordinance shall take effect upon its final passage and publication as provided by law.

Introduced on:

Adopted:

Attest:

Lorraine Kubacz

Township Clerk

TOWNSHIP OF WALL

NOTICE AND SUMMARY OF

ORDINANCE NO. 20-2013

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 167 PEDDLING AND SOLICITING TO REVISE REGISTRATION RULES AND REGULATIONS FOR NON-PROFIT, CHARITABLE AND RELIGIOUS ORGANIZATIONS AND TO ADOPT AND CREATE A “NO KNOCK LIST” TO PERMIT TOWNSHIP RESIDENTS TO REGISTER AND PROHIBIT SOLICITING, CANVASSING, HAWKING AND PEDDLING ON THEIR PROPERTY

The purpose of this Ordinance is to supplement and amend Chapter 167 to provide additional registration rules and regulations for solicitation and peddling by non-profit, charitable and religious organizations and to create a “No Knock List” to permit Township Residents to register with the Township Clerk indicating that they do not want hawkers, peddlers, solicitors or canvassers to approach their homes and/or seek contact with the occupants of the registered home.

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on September 25, 2013 and further be considered for final passage and adoption, provided that the same has been reviewed and returned by the Planning Board by that date, at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on October 23, 2013 at 7:30 p.m., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk’s Office in the Township of Wall, Town Hall, to members of the general public who shall request the same or on our website www.wallnj.com under Legal Notices.

LORRAINE KUBACZ

Township Clerk