

## ORDINANCE 2012-11

AN ORDINANCE AMENDING CHAPTER 22, "BUSINESSES", OF THE ORDINANCES OF THE VILLAGE OF STICKNEY, ILLINOIS BY REVISING ARTICLE I, IN GENERAL, SECTION 22-9, CHARITABLE SOLICITATIONS.

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

**WHEREAS**, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

**WHEREAS**, THE Village of Stickney seeks to regulate solicitation on highways within its boundaries; and

**WHEREAS**, the President and Board of Trustees of the Village of Stickney seek to update the guidelines pertaining to charitable solicitations.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEE OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS.

**Section 1. Recitals.** The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2. Adoption.** Chapter 22, Article I, Section 22-9 (b) by adding (1) (2) (3) (4) (5) and amendments to (c) and (d) of the Municipal Code of the Village of Stickney shall be amended to read as follows:

### **Sec. 22-9. Charitable Solicitations.**

- (a) Charitable solicitation on streets or roads or from door-to-door within the village is hereby permitted subject to the provisions of 625 ILCS 5/11-1006 and Chapter 58 of the Village Code.
- (b) All of the provisions of 625 ILCS 5/11-1006 regarding the regulation of persons soliciting on highways, streets and roadways are hereby incorporated by reference and are found to be specifically applicable to any and all charitable solicitors in the village.
  - (1) At least one team leader at each intersection has to have a copy of their solicitation request letter to the village with the "approved" stamp with date and signature of the clerk in their possession. This will be made available to law enforcement upon request.
  - (2) Solicitors must be over the age of 18.
  - (3) Solicitors must wear a safety vest.
  - (4) No itinerant merchant, solicitor or peddler shall interfere with either vehicular or pedestrian traffic on any public right of way.
  - (5) Police can stop all solicitors' activity if they feel that solicitors are acting in an unsafe manner or do not have proof of approval by the village.
- (c) Any and all charitable solicitors that qualify as a charitable organization as required in subsection (a) of this section will also be required to post evidence of financial responsibility or show evidence of liability insurance in the amount of \$1,000,000.00 with the Village of Stickney as the certificate holder, and will be required to indemnify the village

and any and all of its officials from any liability incurred as a result of allowing such organization to solicit under the provisions of this section.

(d) Solicitations under this section may only be made during the hours of 6:00 a.m. to sundown by persons soliciting on streets or roads, and during the hours ~~of~~ 9:00 a.m. to 9:00 p.m. by persons soliciting door-to-door.

**Section 3. Home Rule.** This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

**Section 4. Effective Date.** This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

**Section 5. Conflicts.** This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

**Section 6. Severability.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section 7. Certification and Publication.** The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois this 19th day of June, 2012

AYES: Trustees Horne, Morelli, Walik, White, Zeedyk

NAYS: \_\_\_\_\_

ABSENT: Trustee Schimel

ABSTAIN: \_\_\_\_\_

APPROVED by me this 20th day of June, 2012

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President Daniel A. O'Reilly of the Village  
of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,  
and published in pamphlet form  
this 20th day of June, 2012

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Audrey McAdams  
Clerk of the Village of Stickney, Cook County, Illinois