

NOTICE IS HEREBY GIVEN that Ordinance #15-6 was introduced and passed on first reading on regular meeting of the Mayor and Council on the 19th day of May, 2015, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 23rd day of June, 2015 at 8:00 p.m. or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Karen Hughes, Borough Clerk
Borough of Westwood

Ordinance #15-6

An Ordinance to Amend Chapter 249, Peddling and Soliciting, To Include a Nonsolicitation List

249-16. Collection, preparation and maintenance of a nonsolicitation list.

A. Collection, preparation and maintenance of a nonsolicitation list. The Office of the Clerk shall collect, prepare and maintain a list of addresses of those residential premises where the owner and/or occupant has notified the Clerk that soliciting and canvassing for the sale of goods or services or other items of value is not permitted on his/her premises. To be included on the nonsolicitation list, residents shall complete a form supplied and maintained by the Borough, without cost to the resident. With the adoption of this section, the Office of the Clerk shall make the form available to all property owners or occupants and may distribute same thereafter in any manner directed by the governing body.

B. The Borough Clerk, or her designees, shall submit the nonsolicitation list to the Chief of Police on a quarterly basis, which nonsolicitation listing shall be distributed to applicants seeking a license to solicit or canvass pursuant to the provisions of this chapter. The applicant shall acknowledge, in writing, receipt of this list as part of the application process. The licensee shall not solicit or canvass at any address on the nonsolicitation list.

C. On or about January 1, April 1, July 1, and October 1 of each year, the Office of the Clerk shall update the list. The updated list shall then be forwarded to the Chief of Police for distribution to solicitors and/or canvassers, and said list shall not contain residents' names. Nothing herein shall prohibit the more frequent updating of the list by the appropriate Borough official.

D. Any solicitor or canvasser violating the provisions of this section as described above shall be punishable by a fine and/or imprisonment as prescribed in §249-15.

E. The Police Department shall keep a list of organizations whose members violate this Ordinance and shall deny permits to any organization which violates this Ordinance.

If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

This Ordinance shall take effect immediately upon final passage and publication as required by law.

Adopted: _____

Approved:

Attest:

John Birkner, Jr., Mayor

Karen Hughes, Borough Clerk

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