

ORDINANCE NO. 20-2019

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AMENDING CHAPTER 240 OF THE CODE OF THE BOROUGH OF EATONTOWN ENTITLED "PEDDLERS, SOLICITORS AND CANVASSERS" TO CREATE A NO-KNOCK REGISTRY AND TO MAKE VARIOUS OTHER CHANGES

BE IT ORDAINED, by the governing body of the Borough of Eatontown, County of Monmouth and State of New Jersey, that Chapter 240 of the Code of the Borough of Eatontown shall be amended to add Section 240.9, entitled, "No-Knock Registry" as follows:

Section 240.9 No-Knock Registry.

- A. The Police Department shall maintain a list of addresses of those premises where the owner and/or occupant has notified the Police Department that peddling, canvassing or soliciting are not permitted on the premises (hereinafter referred to as the "No-Knock Registry"). A request by owners or occupants to be included on the No-Knock Registry shall be by completion and submission of a form made available by the Police Department. The list shall be updated on January 15 and July 15 of each year.
- B. Any owner and/or occupant who has requested enlistment on the No-Knock Registry, pursuant to Subsection A herein, shall be able to purchase, for a fee of \$5.00, a sticker for display at his/her/its premises indicating enlistment on the No-Knock Registry.
- C. The Police Department shall distribute the current No-Knock Registry to a licensee at the time of issuance of a license to peddle, canvass or solicit pursuant to the provisions of this Section. The licensee shall not peddle, canvass or solicit at any premises identified on the current No-Knock Registry.

Section 240.9.1 Hours and Restrictions.

- A. No solicitor, canvasser, hawker, or peddler shall conduct door to door business or canvassing outside of the hours of 10 am and 6 pm or sundown (whichever is earlier).
- B. No solicitor, canvasser, hawker or peddler shall enter private property where a sign is posted stating: "No Solicitation" or "No-Knock" or a similar message clearly evidencing a resident's intent that their property not be entered for such purposes.
- C. Any person subject to the provisions of this Section shall be responsible for any minors, aged 16 and under, participating in any peddling or soliciting under the terms of this Section, and shall ensure that such minors shall be accompanied by an adult at all times.
- D. All persons licensed under this Section shall use only the front door of any resident and shall be prohibited from using or knocking on any side door or back door and also shall be prohibited from entering the side yard or backyard of any property, unless the property owner occupier provides a sign directing an appropriate door.

Section 240.9.2 Exceptions.

The following persons are exempt from compliance with this Section.

- A. Members of religious groups who appear at the premises for those purposes.
- B. Political or political action group persons who appear at the premises for those purposes.
- C. Halloween trick-or-treaters.

Section 240.9.3 Violations and Penalties.

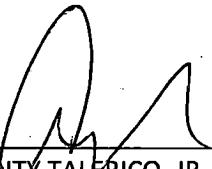
- A. Any person who appears at a property on the "No-Knock Registry" where the property has been so posted in accordance with this Section shall be considered in violation of the Ordinance.
- B. Any person violating the terms of this Section shall be subject to the following penalties:
 1. First offense – a fine of \$300.00.
 2. Second offense – a fine of \$1,000.00
 3. Third or subsequent offense – a fine of not less than \$1,000.00; no more than \$2,000.00 and in the discretion of the Court, jail and/or community service or any combination of not more than 90 days.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication.

DATE INTRODUCED: August 28, 2019
DATE ADOPTED: September 25, 2019

APPROVED:


ANTHONY TALERICO, JR., MAYOR
Date: 9/26/19

ATTEST:


Corinne DiCoccia, Deputy Municipal Clerk

Date: 9/26/19

