

CITY OF GLENVIEW, KENTUCKY

ORDINANCE NO. 3__, SERIES 1993

AN ORDINANCE PROVIDING FOR THE REGISTRATION AND
REGULATION OF PERSONS AND ENTITIES SOLICITING
CHARITABLE CONTRIBUTIONS

BE IT ORDAINED BY THE CITY OF GLENVIEW, KENTUCKY

SECTION 1: For the purposes of this ordinance, the following definitions shall apply unless the context clearly indicates it requires a different meaning:

(a) The term "charitable" includes without limitation the words patriotic, philanthropic, social service, welfare, benevolent, educational, civic, humane, religious, eleemosynary or fraternal, either actual or purported. "Charitable" also includes without limitation solicitations for the direct or indirect benefit of the solicitor personally or the solicitor's family.

(b) "City Clerk" or "Clerk" means the Clerk of the City of Glenview.

(c) "Person" means any individual, organization, firm, partnership, corporation, company, association, joint stock association, organization or league, including without limitation any trustee, receiver, assignee, agents or other similar representative thereof.

(d) "Solicit" or "Solicitation" - The request directly or indirectly of money, credit, property, financial assistance, or other thing of value, whether or not those being solicited receive any value therefore, on the plea of representation that such money, credit, property, financial assistance or thing of value will be used for a charitable purpose including without limitation for the benefit of the solicitor. Solicitation shall be deemed to have taken place when the request is made whether or not the requested contribution is made.

(e) "Solicitor" means any person, whether registered hereunder or not, who solicits or proposes to solicit charitable contributions within the limits of the City of Glenview.

SECTION 2: In order to promote the safety of the City's residents and in order to prevent unscrupulous persons from attaining money or other items of value under the pretense that they are to be applied to charity, every person who shall solicit funds or money or other things of value within the City limits for charitable purposes shall register with the City Clerk as provided herein prior to the commencement of solicitation. All such registrations shall be in writing, sworn to or affirmed, and submitted to the Clerk not less than five (5) days prior to the date the solicitation shall begin. No fee shall be required for registration. A person's registration hereunder shall expire sixty (60) days after registration, and any person whose registration has expired in order to solicit charitable

contributions shall be required to submit a new registration to the City. The registration shall contain at least the following information:

(a) The names and addresses of the person registering for the purpose of solicitation and of all agents, employees, and contractors of such person who will solicit within the City limits of the City of Glenview;

(b) If the solicitor is other than an individual, the names and addresses of the solicitor's principal officers and managers;

(c) An outline of the methods and procedures to be used in the solicitation;

(d) A statement of the character, extent and nature of the charitable work being done by the solicitor or for which charitable contributions are being solicited;

(e) A statement that the solicitor will not make payments to professional promoters or professional solicitors of more than fifteen percent (15%) of gross contributions of money and property received;

(f) A statement whether or not the solicitor, or any individuals identified in subsections 2(a) and (b) above, have been convicted of any crime or misdemeanor and, if so, the nature of each offense and the penalty assessed for each offense; and

(g) The registration must also include a photograph of the solicitor(s) and a description, together with a copy of the registration or title, of any vehicle proposed to be used in the business, including its license number.

SECTION 3: Solicitations in the City of Glenview may be made only between the hours of 10:00 A.M. and 5:00 P.M., local time. When any resident, occupant, or property owner, or his or her agent, shall request the solicitor to leave that person's property the solicitor shall immediately comply with such request.

SECTION 4: Any person or entity who solicits charitable contributions without having previously registered as required herein shall thereafter be prohibited from soliciting charitable contributions within the City limits for a period of one year after the discovery by the City of the unregistered solicitation.

SECTION 5: In addition to any other remedy or penalty set forth herein, any person who violates any provision of this ordinance or undertakes solicitation without having registered as required herein shall be fined not more than \$500.00 per violation. Each day's violation shall constitute a separate violation.

SECTION 6: The Clerk shall issue a certificate of registration to each solicitor registered under this chapter. The certificate shall contain the words "registered solicitor," and the number of the license. The certificate shall be displayed conspicuously by the

solicitor and exhibited to any person being solicited prior to solicitation. The solicitor shall exhibit the certificate of registration at the request of any citizen or resident of the City.

SECTION 7: The City may prohibit any person or entity from soliciting within the City if the solicitor, whether or not registered, has been convicted of any misdemeanor or felony involving theft, conversion or misapplication of funds, assault, battery, display of weapons, threats of physical violence, stalking, fraud, or moral turpitude or has made material misstatements in his or her registration.

SECTION 8: The Mayor of the City is authorized and directed to publish and advertise this ordinance as required by law.

FIRST READING: 9/15/93

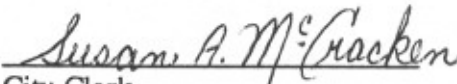
SECOND READING: 10/20/93

PASSED AND APPROVED this 20th day of October, 1993.



JOHN E. ST. LAWRENCE, Mayor

ATTEST:



City Clerk