Norton Shores City Clerk
4814 Henry Street
Norton Shores, MI 49441
(231) 798-4391

# Intersection Solicitation Permit

| Must provide proof that the organization is tax exempt. | Chairperson is responsible for conducting intersection solicitation and available at all times during the event. | |
|---|---|---|
| **ORGANIZATION NAME:** | **CHAIRPERSON LAST NAME:** | **FIRST NAME:** |
| **ORGANIZATION ADDRESS (Street, City, Zip):** | **CHAIRPERSON ADDRESS (Street, City, Zip):** | |
| **ORGANIZATION PHONE:** | **PHONE:** | **CELL PHONE:** |
| **ORGANIZATION EMAIL:** | **CHAIRPERSON EMAIL:** | |

**DATES, HOURS AND LOCATION(S) OF SOLICITATION:**

_____

_____

_____

**DESCRIPTION OF REASON FOR SOLICITATION & MATERIALS BEING USED:**

_____

_____

_____

**PROOF OF INSURANCE WITH THE CITY NAMED AS ADDITIONAL INSURED PROVIDED:** ☐ Yes ☐ No

**UNDERSTAND AND AGREE TO CODE OF ORDINANCES ART. VI, CHAPTER 22, SEC. 161:** ☐ Yes ☐ No

*I do hereby affirm that the information provided on this permit is true and complete to the best of my knowledge.*

**Signature of Applicant:** _____ **Date:**_____

**Signature of Chairperson:** _____ **Date:**_____

**THIS PORTION IS FOR CITY USE ONLY**

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| | RECOMMEND APPROVAL | | DATE |
|---|---|---|---|
| **CITY CLERK:** | ☐ Yes | ☐ No | |
| **POLICE DEPARTMENT:** | ☐ Yes | ☐ No | |
| **CITY COUNCIL:** | ☐ Yes | ☐ No | |

**REASON FOR DENIAL:**

_____

_____

CITY OF NORTON SHORES
COUNTY OF MUSKEGON
STATE OF MICHIGAN

# AN ORDINANCE TO AMEND ARTICLE VI OF CHAPTER 22 OF THE CODE OF ORDINANCES PERTAINING TO BEGGING AND SOLICITING WITHIN THE CITY OF NORTON SHORES

Ordinance No. 794

THE CITY OF NORTON SHORES HEREBY ORDAINS:

Section 1: That Section 22-161, "Begging and soliciting", of Article VI, "Offenses Against Public Morals", of Chapter 22, "Offenses", of the Code of Ordinances for the City of Norton Shores be amended by adding definitions for "charitable or civic organization" and "solicitor" to subsection (a) as follows:

*Charitable or civic organization* means a nonprofit organization that is qualified under Section 501(c)(3) or 501(c)(4) of the internal revenue code, 26 USC 501, or a veterans' organization that has tax-exempt status under the internal revenue code, which is located in or has a local chapter in the County of Muskegon.

*Daylight hours* means the time period beginning one (1) hour after sunrise and ending one (1) hour before sunset.

*Solicitor* means a person who solicits on behalf of a charitable or civic organization.

Section 2: That Section 22-161, "Begging and soliciting", of Article VI, "Offenses Against Public Morals", of Chapter 22, "Offenses", of the Code of Ordinances for the City of Norton Shores be amended by adding the words "or by subsection (d) of this section", so that subsection (b) will read as follows:

(b) Unless otherwise authorized by chapter 32 or by subsection (d) of this section, it shall be unlawful for any person to solicit money or other things of value:

Section 3: That Section 22-161, "Begging and soliciting", of Article VI, "Offenses Against Public Morals", of Chapter 22, "Offenses", of the Code of Ordinances for the City of Norton Shores be amended by adding subsections (d) through (g) to read as follows:

(d) The prohibition in subsection (b)(6) does not apply to a person who is soliciting contributions on behalf of a charitable or civic organization during daylight hours, if all of the following are satisfied:
(1) The charitable or civic organization complies with applicable local

government regulations set forth at subsections (e) through (g) of this section.
(2) The person is 18 years of age or older.
(3) The person is wearing high-visibility safety apparel that meets current American standards promulgated by the International Safety Equipment Association.
(4) The portion of the roadway upon which the solicitation occurs is not a work zone and is within an intersection where traffic control devices are present.

(e) The organization must obtain an intersection solicitation permit from the city. Applicants shall file a written, sworn statement, in duplicate, with the city clerk, at least one (1) month, but not more than twelve (12) months, prior to the date(s) of solicitation, giving the following information:
(1) The name, address and telephone number of the person requesting the permit on behalf of the organization;
(2) The name and address of the organization requesting the permit;
(3) The name, address and telephone number of the person who will act as chairperson or will be responsible for conducting intersection solicitation;
(4) The date(s), time(s), and location(s) for which the right to conduct intersection solicitation is desired;
(5) A brief description of the nature of any solicitation materials to be utilized;
(6) Evidence of insurance, with the city as one of the named insureds, in an amount sufficient to protect the city from claims for damages from personal injury in a minimum of $1,000,000, property damage or any other injury proximately caused by the event, said amount to be reasonable considering the nature, purpose, and location of the event and the risk of injury or damage; and,
(7) Such other information as the city council shall deem pertinent in evaluating the effect such event may have on the health, safety and welfare of the residents of the city.

(f) Applications submitted will be reviewed by the city clerk to insure that all required information has been provided. Completed applications will be considered by the city council for approval during a regular meeting.

(g) The following conditions apply to all intersection solicitation permits:
(1) An organization may only conduct one (1) intersection solicitation campaign per year. The campaign may consist of a maximum of two (2) consecutive days.
(2) Intersection solicitation campaigns will be permitted only during the period from March 15th through December 15th and only during daylight hours.
(3) Only one (1) organization may conduct an intersection solicitation campaign in a given calendar month.
(4) Solicitors may not impede the normal flow of traffic. Solicitation may only occur when vehicles are stopped for the traffic signal. Solicitations conducted in violation of this subsection may be terminated by the Police Department.
(5) Solicitations may be conducted only within or near the following designated intersections:

a. Grand Haven Road at East Hile Road

b. Grand Haven Road at Airport Road
c. Henry Street at Porter Road
d. Norton Avenue at McCracken Street
e. Norton Avenue at Roosevelt Road
f. Seminole Road at Lake Harbor Road

(h) Any person violating the provisions of this division shall be responsible for a municipal civil infraction.

Section 4. Severability. Should any part of this ordinance be held invalid by a Court of Competent Jurisdiction, the remaining parts shall be severable and shall continue in full force and effect.

Section 5. Ordinance Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 6. Effective Date. This ordinance shall be effective upon adoption and publication.

Shelly Stibitz

Shelly Stibitz, City Clerk

Introduced: 02/06/2018

Adopted: 02/20/2018

Published: 02/28/2018

Effective: 02/28/2018