

ORDINANCE NO. 19-2018

**AN ORDINANCE PROVIDING FOR THE
REGISTRATION AND REGULATION OF CANVASSERS AND
AMENDING §111.001 ET SEQ. OF THE PLAINFIELD TOWN CODE**

WHEREAS, the regulation of Canvassers is now regulated by §§ 111.001 through 111.009 of the Plainfield Town Code.

WHEREAS, the Town now desires to amend and replace §§ 111.001 through 111.009 of the Plainfield Town Code.

NOW THEREFORE, BE IT ORDAINED by the Town Council, Town of Plainfield, Indiana that §§ 111.001 through 111.009 of the Plainfield Town Code is amended as follows:

Section 1. Definitions.

Canvassing shall mean any act of a person going from house-to-house, door-to-door, or business-to-business for the purpose of conducting a survey, dissemination of information (written, orally, or both), seeking support of a social or political cause or other campaign, but not a political candidate running for office or a person supporting a political candidate running for office.

Section 2. Registration required.

It shall be unlawful for any person to engage in canvassing within the corporate limits of the Town of Plainfield without being registered for that purpose as herein provided.

- (a) Before any person shall engage in an act of canvassing he/she shall register with the Clerk Treasurer of the Town of Plainfield and shall give his/her complete identification, name of employer, nature and purpose of canvassing, name of organization or entity for whom they are canvassing. If a vehicle is being used during canvassing, the vehicle(s) make, model, color and license plate shall be provided.
- (b) Each registrant shall pay to the Clerk Treasurer of the Town of Plainfield a registration fee of twenty-five dollars (\$25.00) to cover the process cost of the registration.
- (c) Upon proper registration pursuant to this Ordinance and the payment of the fee by the registrant the Town shall issue a name tag approved by the Town that shall be worn by the registrant in such a manner as to be visible and readable at all times while canvassing. The registration provided for herein shall be valid for a period of thirty (30) calendar days commencing on the date that the fee is paid for such registration.
- (d) Any such registration pursuant to this Ordinance may be revoked by the Chief of Police of the Town of Plainfield because of any violation by the registrant of this

Ordinance or any other Ordinance of the Town of Plainfield, or any state or federal law, and upon revocation of the registration of the canvasser any further act of canvassing by such person shall result in a violation of this Ordinance and the application of the appropriate penalties.

Registration Fee Exemption: As defined in this Ordinance, individuals in the act of canvassing on behalf of a non-for-profit organization or a religious organization, that is exempt from the 501.C-3, shall not be required to pay the Registration Fee to the Town of Plainfield.

Section 3. Regulation.

The following regulations shall govern the conduct of all canvassers:

- (a) It shall be unlawful for any canvasser to call at any dwelling, business, or other place before 8:00 a.m. local time and after thirty (30) minutes before sunset, except by appointment.
- (b) It shall be unlawful for any canvasser to remain on any premises after being asked to leave by the owner, occupant or other person having authority over such premises.
- (c) It shall be unlawful for any canvasser to misrepresent or make false, deceptive or misleading statements while engaged in canvassing concerning the purpose of their visit, their identity or the identity of the organization they represent.
- (d) It shall be unlawful for any canvasser to impede the free use of the sidewalks and street by pedestrians and vehicles.
- (e) It shall be unlawful for any canvasser to allow any written materials to be dropped, thrown, or left on the sidewalks, streets, yards, vehicles, parks, residences or businesses within the limits of the Town.

Section 4. “No Soliciting” Sign.

Before entering a neighborhood parcel or lot, individuals canvassing must:

- (a) Check for “No Soliciting” signs, and
- (b) If a sign is present, forego all efforts to solicit

It is a violation of this ordinance to violate a “No Solicitation” notice by ringing the doorbell, knocking on the door, or otherwise contacting anyone on the property.

Section 5. Penalty.

Any person, firm or corporation violating any provision of this Ordinance shall be fined not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) for

each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 6. Nuisance.

In addition to the penalty provided for in the preceding section, any act of any person, firm or corporation violating any provisions of this ordinance is hereby declared to be a nuisance and all remedies applicable to a nuisance, both public and private, but not limited to injunction and damages, are hereby preserved.

Section 7. Saving Clause.

If any section, provision or part of the Ordinance is judged to be invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part hereof not adjudicated invalid or unconstitutional.

Section 8. Repealer.

All ordinances and parts of ordinances in conflict with the provisions of the Ordinance are hereby repealed insofar as they conflict with the provisions of the Ordinance as of the effective date of this Ordinance.

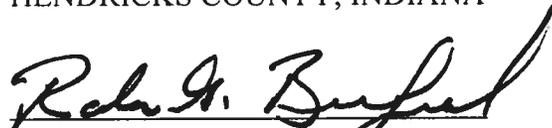
Section 9. Effective Date.

This Ordinance shall be in full force and effect from and after its adoption, approval of the Town Council for the Town of Plainfield, and publication as required by law.

[SIGNATURES ON NEXT PAGE]

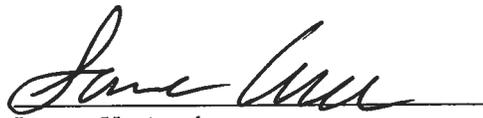
PASSED AND ADOPTED by the Town Council of the Town of Plainfield, Indiana, on this 23rd day of July, 2017.

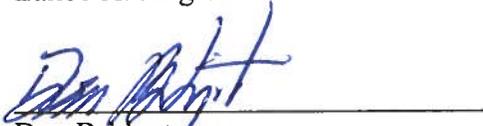
TOWN COUNCIL, TOWN OF PLAINFIELD,
HENDRICKS COUNTY, INDIANA


Robin G. Brandgard, President

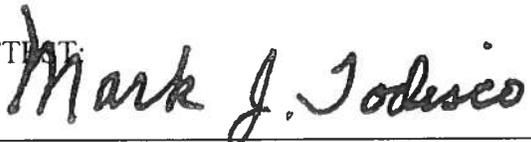

Bill Kirchoff, Vice President


Kent McPhail


Lance K. Angle


Dan Bridget

ATTEST:



Mark Todisco, Clerk-Treasurer
Town of Plainfield, Indiana