

STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF BLOOMFIELD

SUMMARY OF INTRODUCTION OF ORDINANCE NO. 670

SOLICITATION ORDINANCE AMENDMENT

AN ORDINANCE TO AMEND CHAPTER 26, PEDDLERS AND SOLICITORS, ARTICLE II, SECTIONS 26-21 and 26-23, SO AS TO CREATE A DO-NOT-KNOCK REGISTRY AS A METHOD FOR EXPRESSLY REQUESTING NO SOLICITATION

The purpose of Proposed Ordinance 670 is to amend the Bloomfield Township Code of Ordinances to establish a do-not-knock registry for residents who do not wish to have solicitors enter their property.

A full copy of Proposed Ordinance 670 is posted and available in the Bloomfield Township Clerk's Office, 4200 Telegraph Road, Bloomfield Hills, MI 48302 and on the subsequent pages of this file.

At a remote meeting on Monday, May 24, 2021, 7:00 p.m., the Bloomfield Township Board of Trustees will consider adoption of Ordinance 670. The meeting will take place in the Bloomfield Township Hall Auditorium, 4200 Telegraph Road, Bloomfield Hills, MI 48302.

**MARTIN C. BROOK
BLOOMFIELD TOWNSHIP CLERK**

Posted: April 28, 2021

NOTE: The Charter Township of Bloomfield will provide necessary, reasonable auxiliary aids and services at all meetings to individuals with disabilities. All such requests must be made at least five days prior to said meeting. Individuals with disabilities requiring auxiliary aids or services should contact Bloomfield Township by writing or calling the following: Letter • Bloomfield Township Clerk's Office, 4200 Telegraph Road, Bloomfield Hills, MI 48302. Email • clerk@bloomfieldtwp.org Phone • 248-433-7702.

(DRAFT)

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THE CHARTER TOWNSHIP OF BLOOMFIELD ORDAINS:

Section 1. Chapter 26. Peddlers and Solicitors. Article II. Section 26-21. License required. Section 26-21 shall be amended as follows:

Sec. 26-21. License required, administrative fee and/or license fee.

- (1) No person shall be a solicitor and/or solicit in Bloomfield Township without first obtaining a license therefore. An application for a license shall be made to the township clerk. In the event that the application is made by an organization, group, association, partnership, corporation, trust, business entity or any combination of the above, an application must be made for each agent or employee who is engaging in the act of soliciting.
- (2) There shall be a reasonable administrative processing fee and/or license fee required by the township to obtain a solicitor's license from the township. The administrative processing fee and/or license fee shall be declared by resolution of the township board.

Section 2. Chapter 26. Peddlers and Solicitors. Article II. Section 26-23. Administrative fee and/or license fee. Section 26-23 shall be amended as follows:

Sec. 26-23. Private property expressly requesting no solicitation.

- (1) No solicitation signs and compiled list.
 - (a) No person shall enter upon private property of a residence or business after having been expressly notified by the occupant, or where there is placed on such premises a sign bearing the words "No Soliciting," "No Peddlers," "No Agents," "No Canvassing," or any similar notice indicating

in any manner that the occupants of such premises do not desire to have solicitors or canvassers call upon them.

- (b) Any person who owns and/or occupies a residence and/or business in Bloomfield Township who does not wish to have solicitors enter upon and/or call upon the residence or business to solicit may inform the Township clerk's office of the same in writing and the township clerk's office shall keep on file a list of the addresses of those persons that do not want solicitors to enter upon and/or call upon their residence and/or place of business.

(2) Establishment of do-not-knock registry.

- (a) The township clerk shall establish and maintain the do-not-knock registry. Any person in lawful possession and occupancy of any residence and/or business within the township may request that the township place and maintain his or her residence and/or business on the do-not-knock registry by submitting a written request on a form supplied by the township clerk. The written request shall contain the following:

- (1) The name of the person completing the form.
- (2) The complete address of the residence and/or business to be placed on the registry.
- (3) The date the form was completed.
- (4) A statement that solicitors shall not knock, ring the doorbell, or otherwise physically call at his or her residence and/or business.
- (5) Any other information reasonably required by the township to verify the identity of the person completing the form as a lawful occupant and possessor of the residence and/or business.

- (b) Re-registering on the do-not-knock registry. Every person who requests that the township place and maintain his or her residence and/or business on the do-not-knock registry shall be required to re-register his or her residence and/or business every five years. Any residence and/or business that is not re-registered shall be removed from the registry pursuant to this section.

(3) Removal from the do-not-knock registry.

Any person in lawful possession and occupancy of any residence and/or business within the township may request that the township remove his or her residence and/or business from the do-not-knock registry by submitting a written

request on a form supplied by the township clerk. The written request shall contain the following:

- (1) The name of the person completing the form.
- (2) The complete address of the residence and/or business to be removed from the registry.
- (3) The date the form was completed.
- (4) A statement that his or her residence and/or business shall be removed from the do-not-knock registry.
- (5) Any other information reasonably required by the township to verify the identity of the person completing the form as a lawful occupant and possessor of the residence and/or business.

After being placed on the do-not-knock registry, a residence and/or business dwelling shall remain on the registry until one of the following occurs:

- (1) The township clerk receives a written request to remove the residence and/or business from the registry pursuant to this section.
 - (2) The township receives written notice that the person who submitted the request to have the residence and/or business added to the registry pursuant to Sec. 26-23(2) is no longer a lawful possessor or occupant of the premises.
 - (3) The expiration of five calendar years, expiring on December 31 of the fifth full calendar year, from the date of the form submitted pursuant to Sec. 26-23(2).
- (4) Copies of do-not-knock registry.

The township clerk shall provide a copy of the then-current do-not-knock registry to each person issued a solicitor's license pursuant to this chapter. A copy of the do-not-knock registry shall also be available for public inspection in the township clerk's office during regular business hours.

The failure to add a residence and/or business to the do-not-knock registry, or to remove a residence and/or business from the registry, shall not be grounds for any claim against the township.

Section 3. Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Severability.

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 5. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law when they were commenced.

Section 6. Effective Date.

The provisions of this Ordinance are hereby ordered to take effect immediately upon publication.

Section 7. Adoption.

This Ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of Bloomfield at a meeting thereof duly called and held on the 24th day of May 2021, and ordered to be given publication in the manner prescribed by the Charter Township of Bloomfield.

CERTIFICATION

I hereby certify that the foregoing Ordinance was adopted by the Board of Trustees of the Charter Township of Bloomfield at a meeting held on _____, 2021, and that the original of this Ordinance is on file in my office.

Martin Brook
Bloomfield Township Clerk

Introduced: April 26, 2021
Published: May 9, 2021
Adopted:
Published: