

ORDINANCE NO. 2516 -2019

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 163, PEDDLING & SOLICITING, OF THE CODE OF THE BOROUGH OF FAIR LAWN 2000, TO INSTITUTE A DO NOT KNOCK REGISTRY

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Fair Lawn, in the County of Bergen and State of New Jersey, that:

SECTION 1. Chapter 163, Peddling & Soliciting, of the Code of the Borough of Fair Lawn 2000, be and is hereby amended and supplemented to add a new section, § 163-11.2, "Do Not Knock Registry," by inserting the text underlined and marked in bold to read as follows:

§ 163-11.2 Do Not Knock Registry.

- A. The Borough Clerk's Office shall maintain a "Do Not Knock" registry where, during regular business hours, owners and/or occupants may register their premises to prohibit peddlers or solicitors licensed pursuant to this Chapter 163 from entering upon their premises. The "Do Not Knock" registry shall include the addresses of such premises, and the date of enlistment on the registry. The premises will remain on the registry until written notification is received by the Borough Clerk that the owner and/or occupant wishes to remove the premises from the registry.
- B. Owners and/or occupants of premises listed on the "Do Not Knock" registry may purchase, for a nominal fee, a sticker for display at their premises indicating enlistment on the "Do Not Knock" registry.
- C. The Borough Clerk shall submit a copy of the "Do Not Knock" registry to the Chief of Police in a timely manner as and when premises are added to the "Do Not Knock" registry. The Chief of Police shall distribute a copy of then-current registry to persons and entities seeking a license pursuant to § 163-5.
- D. No person or entity licensed in accordance with § 163-6 shall enter upon any premises appearing on the "Do Not Knock" registry for the purpose of peddling, soliciting or otherwise engaging in any door-to-door commercial activities.

- E. It shall be unlawful for any person or entity licensed in accordance with § 163-6 to enter upon any premises appearing on the "Do Not Knock" registry. Any person or entity violating § 163-11.2D shall upon conviction thereof be subject to a minimum fine of \$250 for the first offense. \$500 for the second offense and \$1000 for a third or subsequent offense. Any individual representative of an entity violating § 163-11.2D shall be issued a violation in the individual's name and a violation shall also be issued in the name of the entity. In addition the license of any person or entity violating § 163-11.2D shall be subject to revocation and/or ineligible for renewal for a period of one year.

**SECTION 3:** Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other section or part hereof, and to this end, the provisions of this Ordinance are hereby declared severable.

**SECTION 4.** All other ordinances, codes or parts thereof that are in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Borough ordinances, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Borough's ordinances are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION 5:** This Ordinance shall take effect upon passage and publication as required by law.

Attest:

Approved:

\_\_\_\_\_  
 Marilyn B. Bojanowski, RMC  
 Municipal Clerk

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 Kurt Peluso Mayor

Introduced: October 29, 2019  
 Adopted: