

ORDINANCE NO. 442

AN ORDINANCE REQUIRING THE LICENSING OF ANYONE ENGAGING IN DOOR TO DOOR SALES.

WHEREAS, it has come to the attention of the Board of Alderman of the City of Forest, Mississippi that persons intent upon committing burglaries and other crimes may pose as salesmen, census takers, donation seekers, petition circulators and other forms of solicitors, moving door to door throughout the City in order to facilitate their criminal activity. The Board of Alderman of the City of Forest, Mississippi has determined that regulation and documentation of persons engaged in such "door to door" activity in the City is necessary for the safety of the citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF FOREST, MISSISSIPPI, AS FOLLOWS:

SECTION 1: Any person who wishes to engage in door to door activity like sales, seeking donations, circulating petitions or similar behavior shall first pay Twenty-five dollars (\$25.00) to the City Clerk and allow the City Clerk to make a copy of their driver's license or state ID card or such identification as the City Clerk may specify.

SECTION 2: Any person going door to door on behalf of a non-profit group, a church, children participating in seasonal activities, a person who is an Honorably Discharged War Time veteran presenting a valid identification or who is a candidate for office actively engaged in campaigning is exempt from the requirements of Section 1. It shall be a defense to any attempt to levy a fine under Section 1 of this Ordinance that the person going door to door was engaged in constitutionally protected speech.

SECTION 3: Any person engaged in door-to-door activity in the City of Forest, Mississippi shall provide their identification to law enforcement officials upon request and shall allow their identity to be verified.

SECTION 4: That any citizen in the City of Forest, Mississippi may place a notice at the entrance to their property, home or place of business advising the public that they do not permit trespassers, solicitors, nonmembers or any other limitations or conditions that they wish to place on admittance to their property. Going onto property that has been clearly posted so as to warn a person that they may not go onto that property shall be a violation of this Ordinance.

SECTION 5: That any person who violates Section 1 of this Ordinance shall be subject to a \$500 fine, however, the first time a person is cited under this Ordinance, they may avoid paying that fine by complying with Section 1 within one business day of being cited for violating this Ordinance. It shall be a \$500 fine to violate Sections 3 or 4 of this Ordinance.

SECTION 6: This Ordinance shall be in full force and effect from and after thirty (30) days from date of publication as provided by law.

WHEREAS, the Ordinance Requiring Licensing of Anyone Engaging in Door to Door Sales was read, discussed and voted upon in a public meeting, and whereas a motion was duly made by Alderman Robinson, seconded by Alderman Atkison and a vote was held thereon with the following results, to-wit:

ALDERMAN	VOTED
Alderman Allan Atkison	<u>Aye</u>
Alderman James C. Clark	<u>Aye</u>
Alderman Cynthia S. Melton	<u>Aye</u>
Alderman Harry Robinson	<u>Aye</u>

The foregoing Ordinance Requiring Licensing of Anyone Engaging in Door to Door Sales passed by a unanimous vote of all members of the governing body present, was declared adopted and shall become effective immediately on this, the 5th day of June, 2012.

CITY OF FOREST, MISSISSIPPI

BY: Nancy N. Chambers
NANCY N. CHAMBERS
MAYOR

ATTEST:

Faye Johnston
FAYE JOHNSTON
CITY CLERK

I, Faye Johnston, the duly appointed, qualified, acting and lawful custodian of the Minutes of the Mayor and Board of Aldermen of the City of Forest, Mississippi, and seal of said City, certify that the foregoing Ordinance was adopted and passed by the Mayor and Board of Aldermen at its regular meeting on June 5, 2012, and is recorded in Minute Book _____ at Pages _____.

WITNESS MY SIGNATURE AND OFFICIAL SEAL, this the 5th day of June, 2012.



CITY CLERK

[SEAL]