

**CITY OF CLAWSON  
OAKLAND COUNTY, MICHIGAN  
ORDINANCE NO. 706**

**AN ORDINANCE TO AMEND ARTICLE I OF CHAPTER 54 OF THE CLAWSON CODE OF ORDINANCES GOVERNING PEDDLERS, SOLICITORS AND CANVASSERS, PROVIDING RESTRICTIONS THEREIN AS TO STREET LOCATIONS AND REGISTRATION REQUIREMENTS, ALLOWING FOR STANDARD OF PERFORMANCE OF SUCH LICENSED PERSONS, PROVIDING LIMITATIONS ON REGISTRATION AND SOLICITATION OF RESIDENTIAL AREAS WITH A REGISTRY OF NO SOLICITATION, PROVIDING PENALTIES FOR THE VIOLATION OF THESE PROVISIONS**

**NOW THEREFORE, THE CITY OF CLAWSON ORDAINS:**

THE CODE OF ORDINANCES, CHAPTER 54 PEDDLERS, SOLICITORS AND CANVASSERS, ARTICLE 1 IN GENERAL, AS FOLLOWS DECLARING ANY INCONSISTENCY OF EXISTING LANGUAGE WITH THESE AMENDMENTS IS HEREBY TO BE INVALID:

Sec. 54-5. Fingerprinting required.

No person shall act as a peddler or canvasser unless his/her fingerprints are on file with the police department except in those instances in which the person(s) described herein are a current member of a qualifying organization currently registered with the Clawson City Clerk.

Sec. 54-8. Use of Streets.

Is hereby amended with the following Repeal and Replace:

It is the intention to limit the use of soliciting charitable contributions to the use of streets and a stationary location during limited period of time to those 501 charitable service organizations located in the City of Clawson. In such instances, the office of the City Clerk shall develop a policy applying to such solicitation which must be followed by the particular organization. The limitation to those organizations located in Clawson as opposed to all others, is to minimize disruption of traffic in such streets and further to recognize those organizations that financially contribute to the Clawson community. All other organizations are limited to door-to-door solicitation as provided in this Chapter 54.

Sec. 54-9. Charitable Solicitation.

Is hereby amended with the following addition:

(4) The name of the person responsible for the organization conducting a charitable solicitation.

Sec. 54-10. Refusing to Leave.

Is hereby amended with the addition of the following paragraph:

It is the intention of any solicitation ordinance to emphasize it is the responsibility of the persons soliciting to recognize the responsibility they have to conduct themselves in a civil manner, not using high pressure sales techniques and recognizing that if the resident at all hesitates or refuses further discussion with the person soliciting, further activity shall immediately cease and the person soliciting shall immediately leave the premises.

Sec. 54-12. No-Knock Registry

Is a new section to Chapter 54 reading as follows:

**1. RESIDENT RESPONSIBILITY.**

Any person in lawful possession and occupancy of any residence, house, apartment or other dwelling within the City of Clawson has the right to request that their place of lawful possession and occupancy be placed on a Do Not Knock Registry maintained by the Clawson City Clerk. The request must be made on a form prepared by the City Clerk which shall contain the following information:

- a. The name of the person completing the form.
- b. An acknowledgement they either own or are in possession of the premises and have the right to complete the form for the Registry.
- c. Acknowledgement they do not want ANY solicitors, peddlers, canvassers, to knock, ring the doorbell or in any manner by voice or behavior want such persons to physically call at the address designated on the form.
- d. An acknowledgement such registry will remain in effect as to that person until such time as the notification is received by the City Clerk the registry is no longer necessary or required, or failure to renew after the Registry time period has elapsed.
- e. An acknowledgement it is the responsibility of the person seeking to be registered, to remove their name from the registry or to cancel the registry at the designated residence.
- f. The restriction listed on the Registry shall remain in effect for a period of three (3) years from the date on the form unless earlier removed at the request of the person signing the form or reregistered by the applicant. It is the responsibility of the applicant to either remove or reregister and not the responsibility of the City of Clawson to remind the person to do so.

## **2. REMOVABLE FROM THE NO KNOCK REGISTRY.**

Removal from the Registry may occur by the termination of the time frame and failure to reregister; by the allowance of soliciting at the residence on the Registry without adhering to the absolute prohibition of the Registry or by providing false or inaccurate information to the City Clerk when applying to be placed on the Registry.

A person may be removed from the Registry at their request provided they fill out a removal form and provide all information required by the City Clerk consisting in part of name of the person completing the form and, if different from the original registry applicant an explanation of the reason and right to remove the name from the Registry; a statement as to the reason for removal and any other information deemed necessary by the City Clerk.

## **3. FEE CHARGE FOR REGISTRY.**

By resolution of the City Council, a fee may be charged to each person applying for inclusion in the Registry or the removal of a name from the Registry which fee shall be in an amount having a reasonable relationship to the actual time and expense incurred by the Office of the City Clerk in maintaining the Registry and performing all necessary services to make certain the Registry is inclusive and effective.

## **4. COPIES OF THE REGISTRY.**

Any person seeking a license to solicit or conduct any activity permitted by this Ordinance Article I Sections 54 et seq. shall be provided a list of the No-Knock Registry upon payment of the application fee for the license issued herein.

The Registry shall also be available for public inspection during normal business hours at the office of the City Clerk.

Further such a list may also be the subject of a request under Michigan's Freedom of Information Act recognizing certain exemptions may apply in the nondisclosure of telephone numbers or other personal information.

In addition to the Registry, and at the expense of the person making the request, identification stickers can be provided persons who register, for placement at their residence if such is practical or allowed by any landlord. Such stickers shall merely designate "NO KNOCK REGISTERED" and only those stickers issued by Clawson shall be valid.

