

**ORDINANCE NO. O-17-9**

**AN ORDINANCE PROHIBITING PERSONS FROM APPROACHING  
CERTAIN RESIDENCES THAT HAVE REGISTERED WITH  
THE BOROUGH OF WEST LONG BRANCH AND AMENDING  
ORDINANCE 4-3.1 AND 4-3.10**

WHEREAS, the Mayor and Council have received, both at the regular council meetings and by phone and in person, several complaints by residents about people coming to their homes unsolicited, when the property owners do not want such visitors; and

WHEREAS, the governing body has discussed this issue and reviewed the “No Knock” ordinance in Ocean Township, the borough’s neighbor, and finds that such an ordinance would address many of the stated concerns of the borough’s residents;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows:

**SECTION 1. TITLE**

This ordinance shall be known as the borough’s NO KNOCK ORDINANCE.

**SECTION 2. NO KNOCK REGISTRY**

A registry shall be established in the Borough Clerk’s office which contains a list of addresses of those premises where the owner or occupant has notified the Borough Clerk that he/she wishes to prohibit persons and entities from canvassing, soliciting, peddling, itinerant vending or attempting door-to-door sales on his/her premises.

**SECTION 3. DISPLAY STICKER**

A. Any owner or occupant who requests his/her property be listed on the No Knock Registry shall be able to procure at no charge from the Borough Clerk’s office a sticker for display at his/her premises which shall serve as notice that this property is on the No Knock Registry. There shall be no charge for registering.

B. If any premises is on the No Knock Registry, the owner or occupant shall be obligated to post the sticker for display in a readily observable location near the front door.

**SECTION 4. AVAILABILITY OF LIST**

A. The list of addresses referred to in section 1 shall be available at the Borough Clerk’s office during normal business hours, and shall be updated monthly.

B. Any person seeking to undertake any action referred to in section 2 above shall be obligated to obtain a current up-to-date copy of the registry. It is, therefore, the obligation of the canvasser, solicitor, peddler itinerant vendor or door-to-door salesperson to have the most up to date list from the registry.

C. The Borough Clerk shall provide any person seeking to canvass, solicit, peddle, act as an itinerant vendor or undertake any door-to-door sale with a copy of the current registry.

**SECTION 5. DEFINITION**

For purposes of this Ordinance, the definition of “soliciting” in Ordinance 4-3 shall be expanded to include attempts to purchase, directly or by third party, as well as to sell. Ordinance 4-3.1 is hereby amended to include this definition under “canvassers and solicitors”.

**SECTION 6. VIOLATIONS**

Any person who appears at a property on the No Knock Registry, where the property has been so posted in accordance with Section 3 of this Ordinance, shall be considered to be in violation of this Ordinance.

**SECTION 7. EXCEPTIONS**

The following persons are exempt from compliance with this Ordinance:

- A. Members of religious groups who appear at the premises for those purposes.
- B. Political or political action group persons who appear at the premises for those purposes.
- C. Halloween trick or treaters.

**SECTION 8. PENALTY**

Any person violating the terms of this Ordinance shall be subject to the following penalties:

- A. First offense—a fine of \$300.00.
- B. Second offense—a fine of \$1,000.00
- C. Third or subsequent offense—a fine of not less than \$1,000.00, nor more than \$2,000.00 and, in the discretion of the court, jail of not more than ninety (90) days.

**SECTION 9. AMENDMENT TO FEE SCHEDULE IN ORDINANCE 4-3.10**

The following amendments to Ordinance 4-3.10 are made:

4-3.10a. *Peddlers*. For each peddler, regardless of the method used for transporting his wares and merchandise, ~~fifty (\$50.00)~~ two hundred (\$200.00) dollars per calendar month; ~~fifteen (\$15.00)~~ fifty (\$50.00) dollars for one (1) week, which is defined as running from Sunday to the following Saturday.


4-3.10b. *Transient Merchants.* The sum of ~~three hundred (\$300.00)~~ five hundred (\$500.00) dollars per calendar year ..... [balance of 4-3.10b remains unchanged]

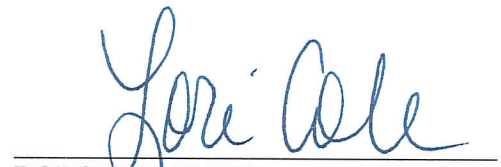
4-3.10e. *For All Other Licenses:* The fee shall be ~~fifty (\$50.00)~~ five hundred (\$500.00) dollars per calendar year. The fee for borough-run functions shall be twenty-five (\$25.00) dollars per day. [balance of 4-3.10e remains unchanged]

**SECTION 10. EFFECTIVE DATE**

This ordinance shall take effect January 1, 2018 or upon passage and publication according to law, whichever is later.

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| Introduced:    | November 1, 2017  |
| Re-Introduced: | December 6, 2017  |
| Passed:        | December 20, 2017 |
| Adopted:       | December 20, 2017 |

  
MAYOR

  
BOROUGH CLERK