

TOWN OF CLARKSTOWN
LOCAL LAW NO. - 2016

Be it enacted by the Town Board of the Town of Clarkstown
as follows:

~~Section 1. Title.~~

A Local Law amending Chapter 208 (Peddling, Hawking and Soliciting) of the Clarkstown Town Code.

Section 2. Legislative Intent.

The purpose of this local law is to amend this chapter to allow the creation of a "Do Not Knock" Registry in order that residents of the Town can register their premises with the Office of the Town Attorney to prohibit solicitation on their premises and to preserve the peace, health, safety, welfare and good order of the Town and its residents.

Section 3. Amend Section 208-14.H. to read as follows:

H. Not enter upon any residential premises clearly displaying a sticker provided by the Town or any sign with letters at least one inch in height reading PEDDLERS AND SOLICITORS PROHIBITED, NO TRESPASSING, DO NOT KNOCK, or similar language.

Section 4. Add a new Section 208-18 entitled "Do Not Knock Registry". Renumber the present § 208-18 to read § 208-19 and the present § 208-19 to read § 208-20. The new Section 208-18 shall read as follows:

§ 208-18. Do Not Knock Registry.

A. Any owner or occupant of property located in the Town who wishes to prohibit soliciting on the premises shall complete a form available in the Town Attorney's office and on the Town's website. The completion of the form will allow the owner/occupant's premises to be included on a list of properties that do not permit solicitation (herein referred to as the "Do Not Knock Registry" or "Registry"). Stickers prohibiting solicitation may be obtained from the Office of the Town Attorney.

B. In order to be removed from the registry, the owner and/or occupant must complete a form indicating that he/she does not want his/her property to be included on the Registry.

C. All solicitors shall obtain the current Do Not Knock Registry from the Town Clerk at the time of issuance of a permit or at the time of registration to solicit pursuant to the provisions of this chapter. ~~The Office of the Town Attorney shall provide the Town Clerk with the latest registry.~~

D. Solicitors shall not solicit at any premises identified on the then-current Do Not Knock Registry, or at any premises displaying a sign or sticker prohibiting soliciting, trespassing or knocking.

E. It shall be the responsibility of the solicitor to obtain updated copies of the Registry.

F. Activities related to a service requested by the owner or occupant of the property and undertaken in the ordinary course of business including, but not limited to, deliveries of utility notices, telephone directory deliveries, regular newspaper deliveries, work order notices and service inquiries, are presumed to be requested or invited for the purpose of this section.

G. Nothing in this section shall be construed to prohibit the distribution of leaflets, pamphlets or other literature, such as commercial, political or religious material, distributed in a lawful manner.

Section 5. Effective Date.

This Local Law shall become effective immediately upon filing with the Secretary of State.