

AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE
CITY OF SOUTHGATE
BY AMENDING SECTION 862.06.

Preamble

AN ORDINANCE TO AMEND THE CODIFIED ORDINANCES OF THE CITY OF SOUTHGATE BY AMENDING CHAPTER 862, SECTION 862.06, USE OF STREETS.

SECTION 862.06 USE OF STREETS

This section is deleted in its entirety and replaced by the following:

A "charitable or civic organization" may apply for a permit to solicit contributions in the public street provided certain restrictions are met. All solicitors shall be at least 18 years of age.

For the purpose of this section, a "charitable or civic organization" is defined as a nonprofit organization that is qualified under Section 501(c)(3) or 501(c)(4) of the Internal Revenue Code, 26 USC 501, or veterans' organization that has tax exempt status under the Code.

Applications for a permit are available at the City Clerk's Office during regular business hours.

The qualified organization shall return a complete application to the City Clerk's Office at least two weeks prior to the desired solicitation date(s). The City reserves the right to prohibit multiple organizations from soliciting on the same date. Any conflicts will be resolved on a first-come-first-served basis based on the date that the application was submitted with all additional requirements.

In addition to the completed application, all organizations must provide:

1. Copy of charitable or non-profit status (as described above);
2. Copy of a minimum of \$1,000,000.00 liability insurance policy naming the City of Southgate as an "additional insured party";
3. List of the names of all solicitors;
4. Certification that all solicitors are at least 18 years of age; and
5. An application fee of \$25.00.

Additional restrictions and requirements:

1. All persons soliciting contributions shall wear high-visibility safety apparel that meets current American standards promulgated by the International Safety Equipment Association;
2. An organization can only obtain one (1) permit per calendar year and is limited to up to one consecutive two (2) day period;
3. Time of solicitation is limited to between the hours of 9:00 am and 4:00pm; and
4. The only intersection that can be used for soliciting contributions shall be Dix-Toledo and Eureka roads.

The City Clerk's Office shall notify the Mayor's Office, Police, Fire and Public Services Departments of applicants that have met the criteria set forth in Section 862.06.

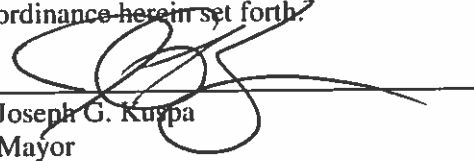
Section 2. Saving Clause. Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

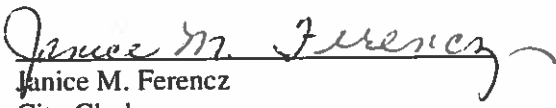
Section 3. Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court or competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 4. Conflicting Ordinances. All prior existing ordinances adopted by the City of Southgate inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Authentication

This is to certify that the undersigned do hereby authenticate the foregoing record of the ordinance herein set forth.


Joseph G. Kuspa
Mayor


Janice M. Ferencz
City Clerk

Adopted September 20, 2017

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