



ORDINANCE NO. 841

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW
MUNICIPAL CODE SAID MUNICIPAL CODE BEING
ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO
PROVIDE AMENDMENTS RELATING TO PEDDLERS,
ITINERANT MERCHANTS AND SOLICITORS

Published in pamphlet form by authority of the Village President and
Board of Trustees of the Village of Mackinaw

February 27, 2012

ORDINANCE NO. 811

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO PEDDLERS, ITINERANT MERCHANTS AND SOLICITORS

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW:

SECTION 1: § 111.02 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing paragraph (D) and inserting in its place a new paragraph (D) which shall be as follows:

(D) The Village of Mackinaw may issue an itinerant merchant, peddler or solicitor either a one day license or a yearly license. The one day license shall expire at 11:59 p.m. on the date for which that license was issued. An annual license shall expire at 11:59 p.m. on December 31st of the year in which the license was issued.

SECTION 2: § 111.13 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing § 111.13 and inserting in its place the following:

§ 111.13 Time Limit on Soliciting.

It is hereby declared to be unlawful and shall constitute a nuisance for any person to go upon any premises and ring the doorbell upon or near a door of a residence located thereon, or rap or knock upon any door, or create any sound in any other manner calculated to attract the attention of the occupant of such residence, for the purpose of securing an audience with the occupant thereof and engage in soliciting prior to 9:00 a.m. or after 7:00 p.m. on any weekday or Saturday, or at any time on a Sunday or a state or national holiday.

SECTION 3: § 111.02 of the Village Code of the Village of Mackinaw is hereby amended by deleting the existing paragraph (A) and inserting in its place a new paragraph (A) which shall be as follows:

(A) Any person who is an itinerant merchant, peddler or solicitor shall obtain a license before engaging in such activity within the Village except for a person who is employed or acting on behalf of another government entity, a not-for-profit organization including but not limited to a church or 501(c)(3) organization, or a business that has a regular route that services the Village on at least a monthly basis and is part of a company that provides services for home delivery to homes across the United States.

SECTION 4: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 5: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 6: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 27th day of February, 2012.

APPROVED:



Craig Friend, President of the Board of Trustees of
The Village of Mackinaw

ATTEST:



Amanda Schmidgall, Deputy Village Clerk

AYES:

NAYS:

ABSENT:

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STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the *27th day of February, 2012*, insofar as same relates to the adoption of *Ordinance No. 841*, entitled:

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO PEDDLERS, ITINERANT MERCHANTS AND SOLICITORS

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of *Ordinance No.841*, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on *February 27, 2012* and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by six members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 16th, *March 2012*.



Deputy Village Clerk