BOROUGH OF RIVER EDGE
705 KINDERKMACK ROAD, RIVER EDGE, NJ 07661

201-599-6300 FAX: 201-599-0997

SOLICITOR / CANVASSER LICENSE APPLICATION

ANNUAL LICENSE - $20.00 TO DECEMBER 31st

FEE PAID $_____ DATE_____
NON-PROFIT ORGANIZATION YES____ (NO FEE REQUIRED)

NAME OF APPLICANT_____ DATE OF BIRTH_____
ADDRESS_____
SS#_____TELEPHONE #_____CELL #_____
DRIVERS LICENSE #_____ STATE_____ VEHICLE(S) #_____
VEHICLE PLATE(S) 1._____ ST_____, 2._____ ST_____, 3._____ST_____

HAVE YOU EVEN BEEN CONVICTED OF A CRIME? YES_____ NO _____
CRIME_____PLACE OF ARREST_____WHEN_____
DISPOSITION_____

REFERENCES (MUST BE OVER 21):
NAME_____ TELEPHONE #_____
ADDRESS_____
NAME_____ TELEPHONE #_____
ADDRESS_____
NAME_____ TELEPHONE #_____
ADDRESS_____

RESIDENCE FOR PAST FIVE YEARS:
ADDRESS_____ YEAR(S) _____
ADDRESS_____ YEAR(S) _____
ADDRESS_____ YEAR(S) _____

DO YOU HAVE A STATE OR COUNTY SOLICITORS LICENSE? YES_____ NO_____
TYPE OF LICENSE_____ NUMBER_____ LENGTH OF LICENSE_____
DAYS OF WEEK AND HOURS OF ACTIVITY_____
DESCRIPTION OF GOODS, PROPERTY, SERVICES SOLD OR SUPPLIED:
_____

IF THERE ARE OTHER ADULTS WHO WILL BE SOLICITING / CANVASSING, EACH ONE IS REQUIRED TO FILL OUT THE FIRST PAGE OF THIS FORM. IF THERE ARE JUVENILES IN THE GROUP, LIST INFORMATION ON PAGE #3, OR PROVIDE SEPARATE LIST.

THE ABOVE ANSWERS TO THE BEST OF MY KNOWLEDGE ARE TRUE. FALSE INFORMATION WILL AUTOMATICALLY CANCEL THIS APPLICATION.
DO YOU UNDERSRTAND THIS? YES_____ NO_____ DATE_____

SIGNATURE OF APPLICANT:_____

BACKGROUND INVESTIGATION APPROVED BY CHIEF OF POLICE:

_____ **DATE**_____

PERMIT ISSUANCE APPROVED BY BOROUGH CLERK:

_____ **DATE**_____

SOLICITOR / CANVASSER - APPLICATION PAGE #2

FILL IN ALL REQUESTED INFORMATION ABOUT THE COMPANY / ORGANIZATION

COMPANY:_____
ADDRESS:_____
PHONE:_____

HOW OLD IS THE COMPANY / ORGANIZATION? _____
COMPANY/ORGANIZATION TAX ID#:_____

LIST OTHER TRADE NAMES OR AFFILIATIONS:

NAME	ADDRESS	PHONE#	CONTACT PERSON
1.			
2.			
3.			

COMPANY / ORGANIZATION: MANAGEMENT, CEO, PRESIDENTS, ETC.,

TITLE	NAME	TELEPHONE #	CELL #
1.			
2.			
3.			
4.			

EMERGENCY CONTACT TELEPHONE INFORMATION

TITLE	NAME	HOME #	WORK #	CELL #
1.				
2.				
3.				
4.				

LIST OTHER TOWNS WHERE THE COMPANY / ORGANIZATION HAS SOLICITED:

TOWN	DATE
1.	
2.	
3.	
4.	

IF THERE ARE OTHER DRIVERS, EMPLOYEES, HELPERS, ETC. INVOLVED, FILL IN THE FOLLOWING INFORMATION:

TOTAL # OF PEOPLE IN GROUP _____
WILL GROUP BE WORKING TOGETHER OR INDIVIDUALLY?_____

CONTACT PERSON (LEADER OF GROUP):

NAME_____ TEL#_____ CELL #_____

LIST ALL PARTIES IN GROUP:

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

NAME_____TEL#_____ CELL #_____
SS:_____ DATE OF BIRTH_____
ADDRESS:_____

CODE OF THE BOROUGH OF RIVER EDGE, NEW JERSEY, v17 Updated 02-01-2009 / PART II GENERAL LEGISLATION / Chapter 314, PEDDLING AND SOLICITING

hapter 314, PEDDLING AND SOLICITING

[HISTORY: Adopted by the Mayor and Council of the Borough of River Edge as indicated in article histories. Amendments noted where applicable.]

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ARTICLE I, Door-to-Door Commercial Solicitation [Adopted 12-15-2008 by Ord. No. 1633EN(1)]

CODE OF THE BOROUGH OF RIVER EDGE, NEW JERSEY, v17 Updated 02-01-2009 / PART II GENERAL LEGISLATION / Chapter 314, PEDDLING AND SOLICITING / ARTICLE I, Door-to-Door Commercial Solicitation [Adopted 12-15-2008 by Ord. No. 1633EN] / § 314-1. Statement of purpose.

§ 314-1. Statement of purpose.

It is the purpose of this article to protect the safety of residents of the Borough of River Edge, to prevent fraud from being perpetrated upon them and to protect their privacy, while balancing such interests against the opportunity for commercial, political, religious, charitable, and nonprofit organizations to exercise their rights of free speech.

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§ 314-2. Word usage; definitions.

A. Word usage. For the purpose of this article, certain words or phrases shall be interpreted in the following manner:

(1) Words used in the present tense include the future tense.

(2) Words used in the singular include the plural, and, conversely, words in the plural include the singular.

(3) The word "shall" is mandatory and not discretionary.

(4) The use of the masculine gender shall include the feminine gender.

B. Definitions. Unless specifically defined below, words or phrases used in this article shall be interpreted so as to give them the meaning they have in common usage and to give this article its most reasonable application.

APPLICANT -- A person or entity seeking to obtain a permit for solicitation from the Borough of River Edge.

BOROUGH -- The Borough of River Edge, Bergen County, New Jersey.

EMPLOYER -- Any individual or entity providing compensation, in any form whatsoever, to an individual engaged in solicitation within the Borough of River Edge.

PERMIT -- A permit for solicitation issued by the Borough of River Edge pursuant to the provisions of this article.

SOLICITATION -- To go in or upon private property in the Borough of River Edge without having been invited to do so by the owner or occupant, for the purpose of advertising, promoting, or selling any product, goods, or service; or conducting market research or a market or opinion survey regarding commercial products or services. By way of illustration and not of limitation, solicitors shall include peddlers, hawkers, itinerant merchants and transient vendors of goods or services. Solicitation shall also include the placement upon private property of handbills or other written material advertising goods or services for sale. Solicitation shall also include the sale of goods or services which the solicitor promises to donate or deliver to a charitable or other nonprofit institution on behalf of the purchaser. Solicitation shall not include the entry upon private property without prior invitation of the owner or occupant by any person representing an entity which qualifies for tax exempt status under the Internal Revenue Code; qualifies for exemption from property tax under N.J.S.A. 54:4-3.6; qualified for exemption from sales tax under N.J.S.A. 54:32B-9; or was created under or is otherwise subject to the provisions of Title 15A of the New Jersey Statutes.

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§ 314-3. Permit required.

No person or entity shall engage in solicitation within the Borough without first having obtained a permit pursuant to the provisions of this article. Failure to obtain a permit prior to solicitation shall constitute a violation of this article. Each day of solicitation without a valid permit shall constitute a separate violation of the article.

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§ 314-4. Exemptions.

Door-to-door canvassing, solicitation, campaigning, advocacy, education, proselytizing, handbill distribution, or other entry upon private property by individuals representing any entity which 1) qualifies for tax-exempt status under the Internal Revenue Code; 2) qualified for exemption from property tax under N.J.S.A. 54:4-3.6; 3) qualifies for exemption from sales tax under N.J.S.A. 54:32B-9; or, 4) was created under or is otherwise subject to the provisions of Title 15A of the New Jersey Statutes shall be exempt from the provisions of this article. Solicitation of donations by any such organizations shall not constitute solicitation as defined in this article. Individuals representing such organizations may request a copy of the Borough's "Do Not Solicit" list for their information, but no penalties shall be imposed if they enter in or upon a property identified on the "Do Not Solicit" list.

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§ 314-5. Application for permit.

A. Any person seeking to engage in solicitation within the Borough shall apply to the Borough Clerk for a solicitation permit.

B. An applicant for a solicitation permit shall be required to provide the following information in writing:

(1) The name of each individual who will engage in solicitation within the Borough;

(2) The present address of each individual who will engage in solicitation within the Borough;

(3) As to each such individual, whether the individual has ever been convicted of a crime, and, if so, the nature of the conviction, where convicted, the date of conviction, and the penalty imposed;

(4) The employer or organization for which solicitation will be made;

(5) The address of the employer or organization;

(6) The telephone number of the employer or organization;

(7) The name of the contact person at the offices of the employer or organization;

(8) The type of goods or services to be sold, or the type of survey or research to be conducted;

(9) As to any vehicle to be used by the applicant, the make, model, year, color and license plate information of the vehicle; and

(10) The expected dates of solicitation within the Borough.

C. An applicant for a solicitation permit shall also be required to produce photo identification, which the Police Department will photocopy and attach to the application form.

D. The application form shall be signed by the applicant under penalty of perjury.

E. Application forms, including photographic identification, shall be retained by the Police Department.

F. There shall be a fee of $20 for a solicitation permit.

G. Misrepresentation, false statements, or failure to disclose information on the solicitation permit application form shall constitute a violation of this article.

badge.

§ 314-6. Issuance of permit and identification badge.

The Chief of Police or his designee, shall issue a permit and identification badge upon completion of the solicitation permit application form. The permit and badge shall be issued to any and all applicants who complete the application form and provide photo identification. A separate permit and badge shall be issued to each individual who engages in solicitation within the Borough. The permit shall be signed by the Chief of Police or his designee. The permit shall state the name of the individual, the business or organization for which solicitation is made, and the date the permit was issued.

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§ 314-7. Carrying and displaying permit and badge.

Each individual engaging in solicitation within the Borough shall carry the permit issued to him upon his person and display his badge at all times while soliciting within the Borough, and shall produce the permit and badge if requested to do so by the police or any resident. Failure to carry the permit and/or display the badge during solicitation shall constitute a violation of this article.

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§ 314-8. Time limits on solicitation.

A. A solicitation permit shall be effective for 30 days after the date it is issued. Solicitation without a valid permit in effect shall constitute a violation of this article.

B. Solicitation shall take place within the Borough only between the hours of 9:00 a.m. and 9:00 p.m. Solicitors are encouraged to wear reflective clothing and/or to carry flashlights if soliciting after dark.

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§ 314-9. "Do Not Solicit" list.

A. Notwithstanding the provisions of any other section of this article, any person or entity owning property within the Borough may register such property on a "Do Not Solicit" list.

B. Registration for the "Do Not Solicit" list shall be made as follows:

(1) The "Do Not Solicit" list shall be maintained by the Police Department.

(2) It shall consist solely of property addresses and shall include no further identifying information concerning the ownership of each property.

(3) The Tax Assessor shall notify the Police Department of any change in ownership of property within the Borough. The Police Department shall remove from the "Do Not Solicit" list any property which has changed ownership.

C. The Chief of Police or his designee shall provide a copy of the "Do Not Solicit" list to each and every applicant to whom a permit is issued pursuant to this article. Upon request, the Chief of Police or his alternate shall also make available a copy of the "Do Not Solicit" list to any individual or entity otherwise exempt from the provisions of this article which intends to engage in door-to-door canvassing, solicitation, campaigning, advocacy, education, proselytizing, or handbill distribution.

D. Solicitation at any address identified on the "Do Not Solicit" list shall constitute a violation of this article. Each and every solicitation at an address identified on the "Do Not Solicit" list shall constitute a separate violation of the article.

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§ 314-10. Violations and penalties.

For a violation of any provision of this article, the maximum penalty, upon conviction thereof, shall be a fine not exceeding $1,250 or imprisonment for up to 90 days or a period of community

service not exceeding 90 days, or any combination thereof. Each and every day in which a violation of any provision of this article exists shall constitute a separate violation.

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Endnotes

1 (Popup - Popup)

Editor's Note: This ordinance also repealed former Ch. 314, Peddling and Soliciting, consisting of Arts. I, Canvassers, II, Charitable Solicitations and III, Peddlers and Solicitors, adopted 12-31-1975 as §§ 5-2, 5-3 and 5-4, respectively, of the 1975 Code, as amended.