

COMMON COUNCIL ORDINANCE COMMITTEE

SPECIAL MEETING

November 14, 2017

6:30 p.m. – Common Council Chambers

Norwalk City Hall-125 East Avenue

Norwalk, CT

AGENDA

1. **ROLL CALL**
2. **PUBLIC HEARING (possible action on):**
 - a) Solicitors ordinance (77-15 through 77-26)
 - b) Solicitor forms/applications
3. **PUBLIC HEARING DISCUSSION**
4. **PUBLIC COMMENT**
5. **ACCEPTANCE OF MINUTES:** October 17, 2017
6. **OLD BUSINESS (possible action on):**
7. **NEW BUSINESS: (possible action on):**
8. **DISCUSSION ITEM:**
9. **ADJOURNMENT**

Solicitors
Norwalk City Code Section
Chapter 77

MEMORANDUM TO FILE

Date: October 26, 2017

From: Brian Candela

RE: Chapter 77 of the Norwalk City Code for the November 14, 2017 public hearing

The Norwalk Police Department and Corporation Counsel's office amended Sections 77-15 through 77-26 of the Solicitor ordinance as requested by the ordinance committee following the October 2017 meeting.

Attached as Exhibit A is the final red-line draft. Enclosed also please find the amended solicitor forms/applications for your review. **Attached as Exhibit B.** Finally, I have also enclosed, for your convenience, a final copy of the amended sections of the Solicitor ordinance, 77-15 through 77-26 (without red-line changes) for your review as well. **Attached as Exhibit C.**

Exhibit A

Article II. Solicitors

§ 77-15. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

SOLICIT

The conditional sales of merchandise or the taking of orders for merchandise for further delivery when full payment is not required at the time of solicitation, or any sales made on approval.

SOLICITOR

Any person who goes from place to place, house to house or dwelling unit to dwelling unit within a multidwelling building or who stands in any street, sidewalk or public place taking or offering to take orders for goods, wares or merchandise for future delivery or for services to be performed in the future.

§ 77-16. License required.

A.

No solicitor, as herein defined, over 16 years of age, except those exempt under the Connecticut General statutes or this chapter, shall engage in the sales or merchandise or the business of soliciting orders of purchase for any goods, wares or merchandise, including magazines and other printed matter, without first obtaining a license. Such license shall be issued by the ~~City Clerk~~Police Chief or his/her designee, provided that such solicitor shall have fully complied with the provisions of this chapter and otherwise met its requirements and shall have made payment of the fee for said license and application.

B.

Each license so issued shall contain the full name and address of the solicitor, the license number, the year for which the license is valid and a nonremovable full-face photograph of the licensee.

C.

Each license so issued shall be prominently displayed upon the person of the solicitor at all times that said solicitor is engaged in the sales of merchandise or the business of soliciting orders within the City of Norwalk.

§ 77-17. Exemptions.

The provisions of this Article shall not apply to:

A.

The sales or soliciting of orders by farmers and gardeners of the produce from their farms and gardens.

B.

The sales or soliciting of orders, distribution and delivery of food and beverages.

C.

The sales or soliciting of orders of newspapers.

D.

The sale of insurance.

ED.

The sales or soliciting of orders Sales-made to retail or wholesale stores or to professional or industrial establishments.

FE.

The sales or soliciting of orders Sales-by an individual or organization which is an authorized participant in a special permit event approved by the city and for which a special event permit has been issued.

§ 77-18. License application.

A.

Each solicitor who is subject to the provisions of this chapter, shall make application to the City ClerkPolice Chief or his/her designee for a license. All such applications shall be on a form provided by the City ClerkPolice Chief or his/her designee and shall include but not be limited to the following information:

(1)

The full name, home address, local address, if applicable, home and business telephone number and valid motor vehicle operator's license number or other approved form of identification of the applicant.

(2)

A physical description of the applicant, setting forth the applicant's date of birth, and social security number and State of Connecticut Taxation Number.

(3)

The location address of the applicant's principal office or placeoffice, place of business or employer, if applicable, and the name and address of the person or organization for whom or through whom orders are to be solicited or cleared.

(4)

The make, year, type and registration of any motor vehicle to be used for the soliciting of orders for the purchase of merchandise or services, if any.

(5)

The nature of the goods, wares or merchandise for which orders are to be solicited and the period of time during which the applicant intends to solicit orders.

(6)

A statement as to whether the applicant has ever had a solicitor's license revoked. A statement as to whether the applicant has ~~or ever~~ been convicted of ~~a any type of felony of any type or of a~~ misdemeanor, the date of conviction and the penalty imposed, if any.

B.

In addition, the applicant shall submit a signature, two copies of a recent passport sized photograph of himself or herself and conclusive proof of possession of a State of Connecticut sales and use tax permit.

§ 77-19. Insurance & Licensing required.

A.

Before any license, as provided by this Article, shall be issued, such natural person applicant or business entity applicant shall file with the ~~City Clerk~~Police Chief or his/her designee a certificate of insurance naming the City of Norwalk as the additional insured party. Said certificate of insurance shall be in a minimum amount of \$1,000,000 providing coverage against any and all damage and injury to property or person by reason of or related to the licensee's use of public streets, sidewalks or places to solicit orders for the purchase of merchandise or services. Said insurance shall be maintained throughout the duration of the license period, and failure to do so shall be a violation of this chapter. All certificates of insurance issued pursuant to this chapter shall contain a clause that 10 days' prior to written notice of cancellation or change shall be given to the ~~City Clerk~~Police Chief or his/her designee of the City of Norwalk.

B.

An applicant shall also submit an executed agreement to indemnify and hold harmless the City of Norwalk and its employees, officials and/or agents from any and all claims, actions, injuries or damages of every kind and description which may accrue to or be suffered by any person by reason of or related to the soliciting of orders for the purchase of merchandise or services by said applicant or the granting of a license to do so.

C.

Before any license, as provided by this Article, shall be issued, such natural person applicant or business entity applicant shall file with the Police Chief or his/her designee a certificate or proof of valid licensing in accordance with statutes, rules and regulations of the State of Connecticut and the ordinances of the City of Norwalk. Said licensing shall be maintained throughout the duration of the license period, and failure to do so shall be a violation of this chapter.

CD.

Failure to comply with the requirements of this section shall be a violation and cause for the denial or revocation of the license.

§ 77-20. Issuance of license; fee.

A.

The Norwalk Police Department is authorized to issue a written license, upon the completion of an application, as required by § 77-16 through § 77-19, to any proper natural person or business entity. The Norwalk Police Department shall be authorized to collect fees, pursuant to a fee schedule for both

the licenses and applications. The license shall be valid for one year from the date of issuance, unless suspended or revoked. The license issued to a business entity shall authorize said entity to be represented by one named natural person only. If additional personal representatives are sought for a business entity, additional written licenses and applications will be required for each such additional natural person/representative and additional fees shall be collected accordingly. Licenses issued shall be signed by the Chief of Norwalk Police Department or his/her designee, shall contain a passport sized photograph as provided for in § 77-16 and § 77-18, shall state the expiration date for such license and shall contain such other information consistent with the purpose of this chapter as the Norwalk Police Department may require. ~~The fee for the insurance of a solicitor's license shall be \$100. Modification of the fee hereafter shall be made as set forth in the following subsection:~~

(1)

~~The Health, Welfare and Public Safety Committee shall, with the concurrence of the Common Council, make and alter fees for the solicitors license. The Committee shall establish the proposed fee and shall hold a public hearing thereon no less than seven and no more than 14 days from the date of notice of the time and place of such hearing, published in the form of a legal advertisement appearing in a newspaper having a substantial circulation in the city. Within 90 days of receipt by the City ClerkPolice Chief or his designee of notice of the action taken by the Committee subsequent to the public hearing, the Common Council shall act upon the fee schedule. If the Council takes no action within 90 days, the rates and fees shall be deemed approved, and the City ClerkPolice Chief or his designee shall issue a notice so stating, which notice shall be maintained with the records of the Common Council. If the Council votes to disapproved the fee, it may itself establish any such fee or may ask the Committee to submit a revised fee to the Common Council.~~

B.

No fee shall be required from any resident of this state who is a veteran as defined by the Connecticut General Statutes, §Section 27-103 (Revision of 1958), as amended, provided that suitable evidence is presented of these facts by the applicant. No fees shall be required from any religious, charitable, fraternal or nonprofit organizations nor from representatives of such organizations; provided, however, that the City ClerkPolice Chief or his/her designee shall determine this ~~and the Chief of Police must both agree that any organization and its representatives fall within this exemption~~, and such organizations and their representatives shall file with such officials such information as they shall require to make such determination.

C.

Refusal to issue.

(1)

Upon completion of an license application and payment of the license and application fees, the City ClerkPolice Chief or his/her designee shall issue a solicitor's license to the applicant. However, the City ClerkPolice Chief or his/her designee may refuse to issue such license or shall revoke said license forthwith by written notice for any of the following reasons:

(a)

If the applicant has given false or misleading information on the application.

(b)

If the applicant fails to provide any information as required by this chapter.

(c)

If the applicant has been convicted of any misdemeanor, as defined in the Connecticut General Statutes, involving a lack of truthfulness, including but not limited to, fraud, extortion, bribery, embezzlement, forgery, larceny and/or theft, -within the last five years.

(d)

The Police Chief or his/her designee may refuse to issue a solicitor license to an applicant who has been convicted of a felony of ~~If the applicant has been convicted of a felony~~ any type more than ten years ago. The Police Chief or his/her designee shall refuse to issue a solicitor license to an applicant who has been convicted of a felony of any type within the last ten years. ~~crime involving fraud, unless five years has passed since the expiration of the applicant's felony sentence or parole.~~

(2)

Such issuance or refusal shall not be delayed longer than the requirements of a reasonable investigation may dictate.

§ 77-21. Duration of license.

Each license issued in accordance with this chapter shall be valid for the period of one year from the date of issuance, unless revoked or suspended. ~~calendar year in which it is issued and shall expire on the 31st day of December of that year.~~ Licenses shall not be transferable. ~~No license shall be issued for any fractional period of a year nor shall any pro rata payment be permitted.~~

§ 77-22. Restricted activities.

A.

A solicitor's license issued under the provisions of this chapter shall not constitute a license to enter any area where restrictions on public access are in effect.

B.

No solicitor shall engage in the soliciting of orders except between ~~the hours of 8:00 a.m. to 8:00 p.m.~~ and dusk.

§ 77-23. Conduct; receipts required.

Any person engaged in ~~soliciting~~ the sales of merchandise or the business of soliciting orders ~~an order~~ of purchase for future delivery of goods, wares and merchandise shall conduct himself or herself at all times in an orderly and lawful manner and shall give a written receipt, signed by the solicitor, of all orders so taken. Such receipt shall set forth a brief description of the goods, wares and merchandise ordered, the total purchase price thereof, the amount of down payment received by the solicitor from the purchaser and the approximate date of delivery.

§ 77-24. Violations and penalties.

In addition to any other penalty provided by the Code of the City of Norwalk or the Connecticut General Statutes, ~~Each~~ order solicited in violation of the provisions of this chapter and each false statement

or misrepresentation of fact for the purpose of obtaining a solicitor's license shall be deemed a separate offense and shall be subject to a \$250 fine ~~not exceeding \$100~~.

§ 77-25. Suspension or revocation of license.

In addition to any other penalty provided by the Code of the City of Norwalk or the Connecticut General Statutes, a violation of this chapter or of the terms of any license issued hereunder shall be grounds for the revocation of an issued license by written order of the ~~City Clerk~~ Police Chief or his/her designee, without the return of the license fee.

§ 77-26. Applicability of other licensing requirements.

The provisions of this chapter shall not be construed to exempt any person from securing any other license or paying any other license tax which may be authorized and imposed by the Connecticut General Statutes or by any provisions of the Code of the City of Norwalk.

Exhibit B

City of Norwalk - Solicitor License Application - Pursuant to Chapter 77 of the City Ordinance

Name of Applicant: _____ Date of Birth: _____

Social Security #: _____

Home Address: _____ City: _____ ST: _____ Zip: _____

Local Address: _____ City: _____ ST: _____ Zip: _____

Home Phone: () _____ Business Phone: () _____

Motor Vehicle License #: _____ CT Sales Tax ID #: _____

Height: _____ Weight: _____ Eye Color: _____ Hair Color: _____

Name of Business: _____

Nature of Business/Description of Product/Merchandise/Selling Methods: (Please give a brief description of selling methods, i.e. House to House, Street Vending, Private Parties held on City property, etc.) (Note: Only listed product/merchandise listed may be sold):

Name of Employer/Business: _____ Address: _____

City: _____ ST: _____ Phone: _____

Name of Supervisor: _____ Phone: _____

Description of Vehicle Used: Year: _____ Make: _____ Model: _____

License Plate # _____ ST _____ Registration _____

Has applicant ever been convicted of any crime (misdemeanor and/or felony) or motor vehicle offense: YES () NO () If so, please give complete details (Date, Charges, Disposition, Location, etc.) _____

Is the applicant a Veteran: YES () NO (). If yes, please provide a copy of your discharge form/papers (DD214) to the Norwalk Police Department.

Each license shall be issued at a rate of \$200.00 per license and \$50.00 for each application.

Each order solicited in violation of the of Chapter 77 of the Norwalk City Code and each false statement or misrepresentation of fact for the purposes of obtaining a solicitor's license shall be deemed a separate offense and shall be subject to a \$250.00 fine.

Has applicant obtained insurance coverage with minimum limits totaling \$1,000,000.00 providing coverage against any and all damage and injury to property or person by reason of or related to the licensee's use of public streets, sidewalks or places to solicit orders for the purchase of merchandise or services? YES () NO ()

Has applicant provided a certificate of insurance naming the City of Norwalk as an additional insured party on the insurance coverage described in the preceding paragraph? YES () NO () If so, please provide a copy of the certificate of insurance to the Norwalk Police Department along with this application.

I hereby agree to indemnify and hold harmless the City of Norwalk and its officers, employees, agents and assigns from any and all claims, actions, injuries and damages of every kind and description which may accrue to or be suffered by any person by reason of or related to the vending of product/merchandise.

I hereby certify that all of the statements herein contained are true and correct.

Sworn to and Subscribed before me
This_____ day of_____ 20__

Signature of Applicant

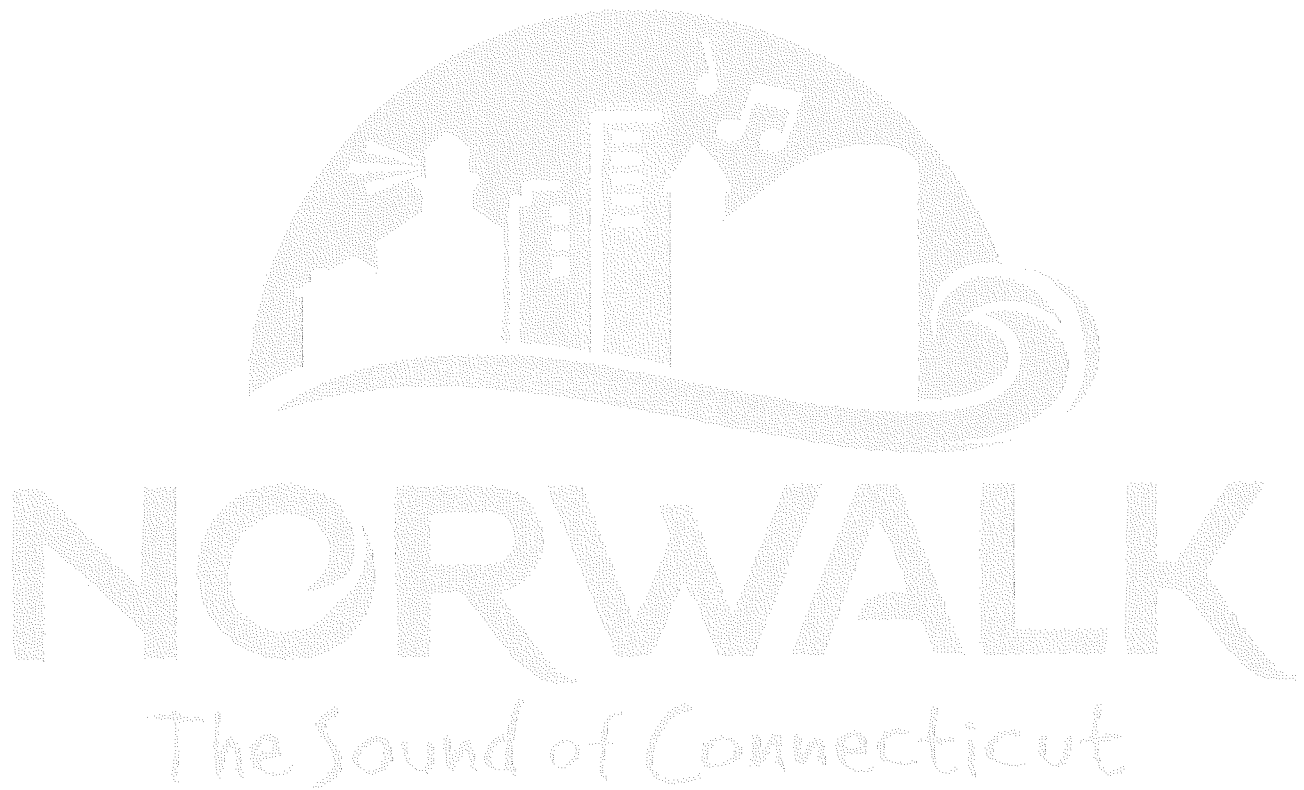
NOTARY PUBLIC

PLEASE DO NOT WRITE BELOW THIS LINE

POLICE CLEARANCE

THE APPLICATION IS APPROVED_____ NOT APPROVED_____
Date:_____ Signature:_____

CITY CLERK



City of Norwalk - Business Entity Solicitor License Application - Pursuant to Chapter 77 of the City Ordinance

Name of Applicant: _____ Date of Birth: _____

Social Security #: _____ Tax ID #: _____

Home Address: _____ City: _____ ST: _____ Zip: _____

Home Phone: () _____ Business Phone: () _____

Height: _____ Weight: _____ Eye Color: _____ Hair Color: _____

Name of Business: _____ Address: _____

City: _____ ST: _____ Zip: _____

Nature of Business/Description of Product/Merchandise/Selling Methods: (Please give a brief description of selling methods, i.e. House to House, Street Vending, Private Parties held on City property, etc.) (Note: Only listed product/merchandise listed may be sold):

Motor Vehicle License #: _____

Description of Vehicle Used: Year: _____ Make: _____ Model: _____

License Plate # _____ ST _____ Registration _____

Has applicant ever been convicted of any crime (misdemeanor and/or felony) or motor vehicle offense: YES () NO () If so, please give complete details (Date, Charges, Disposition, Location, etc.)

Is the applicant a Veteran: YES () NO (). If yes, please provide a copy of your discharge form/papers (DD214) to the Norwalk Police Department.

Each license shall be issued at a rate of \$200.00 per license and \$50.00 for each application.

Each order solicited in violation of the provisions of Chapter 77 of the Norwalk City Code and each false statement or misrepresentation of fact for the purposes of obtaining a solicitor's license shall be deemed a separate offense and shall be subject to a \$250.00 fine.

Has applicant obtained insurance coverage with minimum limits totaling \$1,000,000.00 providing coverage against any and all damage and injury to property or person by reason of or related to the licensee's use of public streets, sidewalks or places to solicit orders for the purchase of merchandise or services? YES () NO ()

Has applicant provided a certificate of insurance naming the City of Norwalk as an additional insured party on the insurance coverage described in the preceding paragraph? YES () NO () If so, please provide a copy of the certificate of insurance to the Norwalk Police Department along with this application.

I hereby agree to indemnify and hold harmless the City of Norwalk and its officers, employees, agents and assigns from any and all claims, actions, injuries and damages of every kind and description which may accrue to or be suffered by any person by reason of or related to the vending of product/merchandise.

I hereby certify that all of the statements herein contained are true and correct.

Sworn to and Subscribed before me
This _____ day of _____ 20____

Signature of Applicant

NOTARY PUBLIC

PLEASE DO NOT WRITE BELOW THIS LINE

POLICE CLEARANCE

THE APPLICATION IS APPROVED _____ NOT APPROVED _____

Date: _____ Signature: _____

CITY CLERK



NORWALK

The Sound of Connecticut

Exhibit C

Article II. Solicitors

§ 77-15. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

SOLICIT

The conditional sales of merchandise or the taking of orders for merchandise for further delivery when full payment is not required at the time of solicitation, or any sales made on approval.

SOLICITOR

Any person who goes from place to place, house to house or dwelling unit to dwelling unit within a multidwelling building or who stands in any street, sidewalk or public place taking or offering to take orders for goods, wares or merchandise for future delivery or for services to be performed in the future.

§ 77-16. License required.

A.

No solicitor, as herein defined, over 16 years of age, except those exempt under the Connecticut General statutes or this chapter, shall engage in the sales or merchandise or the business of soliciting orders of purchase for any goods, wares or merchandise, including magazines and other printed matter, without first obtaining a license. Such license shall be issued by the Police Chief or his/her designee, provided that such solicitor shall have fully complied with the provisions of this chapter and otherwise met its requirements and shall have made payment of the fee for said license and application.

B.

Each license so issued shall contain the full name and address of the solicitor, the license number, the year for which the license is valid and a nonremovable full-face photograph of the licensee.

C.

Each license so issued shall be prominently displayed upon the person of the solicitor at all times that said solicitor is engaged in the sales of merchandise or the business of soliciting orders within the City of Norwalk.

§ 77-17. Exemptions.

The provisions of this Article shall not apply to:

A.

The sales or soliciting of orders by farmers and gardeners of the produce from their farms and gardens.

B.

The sales or soliciting of orders, distribution and delivery of food and beverages.

C.

The sales or soliciting of orders of newspapers.

D.

The sales or soliciting of orders made to retail or wholesale stores or to professional or industrial establishments.

E.

The sales or soliciting of orders by an individual or organization which is an authorized participant in a special permit event approved by the city and for which a special event permit has been issued.

§ 77-18. License application.

A.

Each solicitor who is subject to the provisions of this chapter, shall make application to the Police Chief or his/her designee for a license. All such applications shall be on a form provided by the Police Chief or his/her designee and shall include but not be limited to the following information:

(1)

The full name, home address, local address, if applicable, home and business telephone number and valid motor vehicle operator's license number or other approved form of identification of the applicant.

(2)

A physical description of the applicant, the applicant's date of birth, social security number and State of Connecticut Taxation Number.

(3)

The address of the applicant's principal office, place of business or employer, if applicable, and the name and address of the person or organization for whom or through whom orders are to be solicited or cleared.

(4)

The make, year, type and registration of any motor vehicle to be used for the soliciting of orders for the purchase of merchandise or services, if any.

(5)

The nature of the goods, wares or merchandise for which orders are to be solicited and the period of time during which the applicant intends to solicit orders.

(6)

A statement as to whether the applicant has ever had a solicitor's license revoked. A statement as to whether the applicant has ever been convicted of any type of felony or misdemeanor, the date of conviction and the penalty imposed, if any.

B.

In addition, the applicant shall submit a signature, two copies of a recent passport sized photograph of himself or herself and conclusive proof of possession of a State of Connecticut sales and use tax permit.

§ 77-19. Insurance & Licensing required.

A.

Before any license, as provided by this Article, shall be issued, such natural person applicant or business entity applicant shall file with the Police Chief or his/her designee a certificate of insurance naming the City of Norwalk as the additional insured party. Said certificate of insurance shall be in a minimum amount of \$1,000,000 providing coverage against any and all damage and injury to property or person by reason of or related to the licensee's use of public streets, sidewalks or places to solicit orders for the purchase of merchandise or services. Said insurance shall be maintained throughout the duration of the license period, and failure to do so shall be a violation of this chapter. All certificates of insurance issued pursuant to this chapter shall contain a clause that 10 days' prior to written notice of cancellation or change shall be given to the Police Chief or his/her designee of the City of Norwalk.

B.

An applicant shall also submit an executed agreement to indemnify and hold harmless the City of Norwalk and its employees, officials and/or agents from any and all claims, actions, injuries or damages of every kind and description which may accrue to or be suffered by any person by reason of or related to the soliciting of orders for the purchase of merchandise or services by said applicant or the granting of a license to do so.

C.

Before any license, as provided by this Article, shall be issued, such natural person applicant or business entity applicant shall file with the Police Chief or his/her designee a certificate or proof of valid licensing in accordance with statutes, rules and regulations of the State of Connecticut and the ordinances of the City of Norwalk. Said licensing shall be maintained throughout the duration of the license period, and failure to do so shall be a violation of this chapter.

D.

Failure to comply with the requirements of this section shall be a violation and cause for the denial or revocation of the license.

§ 77-20. Issuance of license; fee.

A.

The Norwalk Police Department is authorized to issue a written license, upon the completion of an application, as required by § 77-16 through § 77-19, to any proper natural person or business entity. The Norwalk Police Department shall be authorized to collect fees, pursuant to a fee schedule for both the licenses and applications. The license shall be valid for one year from the date of issuance, unless suspended or revoked. The license issued to a business entity shall authorize said entity to be represented by one named natural person only. If additional personal representatives are sought for a business entity, additional written licenses and applications will be required for each such additional

natural person/representative and additional fees shall be collected accordingly. Licenses issued shall be signed by the Chief of Norwalk Police Department or his/her designee, shall contain a passport sized photograph as provided for in § 77-16 and § 77-18, shall state the expiration date for such license and shall contain such other information consistent with the purpose of this chapter as the Norwalk Police Department may require.

B.

No fee shall be required from any resident of this state who is a veteran as defined by the Connecticut General Statutes, § 27-103 (Revision of 1958), as amended, provided that suitable evidence is presented of these facts by the applicant. No fees shall be required from any religious, charitable, fraternal or nonprofit organizations nor from representatives of such organizations; provided, however, that the Police Chief or his/her designee shall determine this exemption, and such organizations and their representatives shall file with such officials such information as they shall require to make such determination.

C.

Refusal to issue.

(1)

Upon completion of an application and payment of the license and application fees, the Police Chief or his/her designee shall issue a solicitor's license to the applicant. However, the Police Chief or his/her designee may refuse to issue such license or shall revoke said license forthwith by written notice for any of the following reasons:

(a)

If the applicant has given false or misleading information on the application.

(b)

If the applicant fails to provide any information as required by this chapter.

(c)

If the applicant has been convicted of any misdemeanor, as defined in the Connecticut General Statutes, involving a lack of truthfulness, including but not limited to, fraud, extortion, bribery, embezzlement, forgery, larceny and/or theft, within the last five years.

(d)

The Police Chief or his/her designee may refuse to issue a solicitor license to an applicant who has been convicted of a felony of any type more than ten years ago. The Police Chief or his/her designee shall refuse to issue a solicitor license to an applicant who has been convicted of a felony of any type within the last ten years. .

(2)

Such issuance or refusal shall not be delayed longer than the requirements of a reasonable investigation may dictate.

§ 77-21. Duration of license.

Each license issued in accordance with this chapter shall be valid for the period of one year from the date of issuance, unless revoked or suspended. Licenses shall not be transferable.

§ 77-22. Restricted activities.

A.

A solicitor's license issued under the provisions of this chapter shall not constitute a license to enter any area where restrictions on public access are in effect.

B.

No solicitor shall engage in the soliciting of orders except between 9:00 a.m. and dusk.

§ 77-23. Conduct; receipts required.

Any person engaged in the sales of merchandise or the business of soliciting orders of purchase for future delivery of goods, wares and merchandise shall conduct himself or herself at all times in an orderly and lawful manner and shall give a written receipt, signed by the solicitor, of all orders so taken. Such receipt shall set forth a brief description of the goods, wares and merchandise ordered, the total purchase price thereof, the amount of down payment received by the solicitor from the purchaser and the approximate date of delivery.

§ 77-24. Violations and penalties.

In addition to any other penalty provided by the Code of the City of Norwalk or the Connecticut General Statutes, each order solicited in violation of the provisions of this chapter and each false statement or misrepresentation of fact for the purpose of obtaining a solicitor's license shall be deemed a separate offense and shall be subject to a \$250 fine.

§ 77-25. Suspension or revocation of license.

In addition to any other penalty provided by the Code of the City of Norwalk or the Connecticut General Statutes, a violation of this chapter or of the terms of any license issued hereunder shall be grounds for the revocation of an issued license by written order of the Police Chief or his/her designee, without the return of the license fee.

§ 77-26. Applicability of other licensing requirements.

The provisions of this chapter shall not be construed to exempt any person from securing any other license or paying any other license tax which may be authorized and imposed by the Connecticut General Statutes or by any provisions of the Code of the City of Norwalk.

**Draft Meeting Minutes from
10/17/2017 Ordinance
Committee Meeting**

**CITY OF NORWALK
ORDINANCE COMMITTEE
OCTOBER 17, 2017**

ATTENDANCE: Eloisa Melendez, Chair; Michael Corsello;
Thomas Livingston, Doug Hempstead;
Shannon O'Toole Giandurco;

STAFF: Brian Candela, Corporation Counsel

OTHERS: Diane Lauricella
Susan Wallerstein

1. ROLL CALL

Ms. Melendez called the meeting to order at 7:04PM and called the roll. A quorum was present.

2. PUBLIC HEARING (POSSIBLE ACTION ON)

There was no public hearing held.

3. PUBLIC HEARING DISCUSSION

There was no discussion.

4. PUBLIC COMMENT

Diane Lauricella

Ms. Lauricella stated she is very pleased that the Committee has approved turning the Arts Group into a full Commission.

She also stated that she would like to see the noise ordinance be placed back onto the agenda so that it can be finished by the end of the year. Ms. Melendez said that it is something that still needs to be done but that it was put on hold due to budgetary issues.

5 ACCEPTANCE OF MINUTES

September 19, 2017

**** MS. O'TOOLE-GIANDURCO MOVED TO APPROVE THE MINUTES
** THE MOTION PASSED UNANIMOUSLY.**

6. OLD BUSINESS

There was no old business discussed.

7. NEW BUSINESS

Solicitors

Mr. Candela said that he had made the changes that were discussed at the last meeting and that he had sent a draft to Lieutenant Weisgerber. He said that they had met to discuss not only the changes to the ordinance but also changes to the forms. Ms. O'Toole-Giandurco asked if the Police Department is in agreement with taking over the program and if they are in agreement with the changes that are being proposed. Mr. Candela said "yes" they just need to find the funds to purchase the machine to create the ID tags for the solicitors. Mr. Corsello, Mr. Livingston, Ms. O'Toole-Giandurco and Mr.

Hempstead discussed some minor changes they would like to see. It was decided that Mr. Candela would make the changes that were discussed.

**** MS. MELENDEZ MOVED TO SCHEDULE A PUBLIC HEARING FOR NOVEMBER 14, 2017 AT 7:00PM.**

**** THE MOTION PASSED UNANIMOUSLY.**

Arts Commission Bylaws

Mr. Livingston said in Article 1, Section 1 after NAC to add or Commission and in Article 4, Section 1, to remove representatives after Common Counsel.

**** MR. LIVINGSTON MOVED TO APPROVE THE BYLAWS WITH THE PROPOSED CHANGES.**

**** THE MOTION PASSED UNANIMOUSLY.**

7. NEW BUSINESS (POSSIBLE ACTION ON):

Bidding and Purchasing

Mr. Candela said that these are the proposed changes by Attorney Beltz-Jacobson along with the municipal entities that deal with bidding and purchasing, and the reasoning is that they need to broaden the language to what would disqualify a bidder and it only currently focuses on non-payment of a financial obligations. There was discussion ensued and it was decided that Mr. Candela will incorporate the proposed changes and will research what other municipalities do and report back at the December next meeting.

8. DISCUSSION ITEM

Mr. Livingston discussed the issues with the Bucciarelli Farm sign and said he would like the committee to consider if it is possible to make an exception for licensed food stands, and that there out to be a way of permitting seasonal sign for this specific type of entity in the city. He said that the State has been pushing for local municipalities to help local farm stands. Mr. Hempstead said that the City of Newington just passed on ordinance regarding this issue and suggested that Mr. Candela research that.

8. ADJOURNMENT

**** MR. LIVINGSTON MOVED TO ADJOURN**

**** MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 7:50 PM

Respectfully submitted,

Dilene Byrd

Telesco Secretarial Services