

ORDINANCE NO. 581

AN ORDINANCE OF THE TOWN OF MILLIKEN, WELD COUNTY, COLORADO ENACTING SECTION 10-6-200 OF THE MUNICIPAL CODE OF THE TOWN OF MILLIKEN THEREWITH:

WHEREAS, at a regular meeting of the Board of Trustees of the Town of Milliken, notice of which was duly published, the Board duly considered the comments of the Town's staff and citizens;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MILLIKEN, WELD COUNTY, COLORADO:

Section 1. Adoption.

The following section is hereby enacted as an amendment to the Municipal Code of the Town of Milliken and all ordinances or portions thereof in conflict herewith are repealed.

ARTICLE VI Public Peace, Order and Decency

Sec. 10-6-200.

(a) Residential door-to-door solicitation prohibited; exceptions.

It is unlawful for any person to engage in residential door-to-door solicitation in the Town, not having been previously requested or invited by the occupant(s) of the residence. The provisions of this Section shall not apply to charitable, religious, or political solicitations unless a "No Solicitation" or "No Trespassing" sign is posted at or near the entrance(s) to such residence.

(b) All solicitation, including residential door-to-door solicitation, prohibited by posting of "No Solicitation" or "No Trespassing" sign.

It is unlawful for any person to engage in any solicitation in the Town, not having been previously requested or invited by the occupant(s) of the residence, when a "No Solicitation" or "No Trespassing" sign is posted at or near the entrance(s) to such premises. This provision shall apply to all solicitations, including, without limitation, those that are charitable, religious or political in nature. Solicitation for the purpose of this sub-Section shall include the act of placing door hangers or depositing sales or promotional materials on private property

(c) Attempt to obtain invitation through false or deceptive representation or statement prohibited.

It is unlawful for any person to attempt to obtain, by telephone or otherwise, an invitation to visit any residence for the purpose of engaging in residential door-to-door solicitation, by knowingly making a false or deceptive representation or statement.

(d) All residential door-to-door solicitation prohibited between certain hours.

It is unlawful for any person to engage in residential door-to-door solicitation after the earlier of 8pm or one-half hour after sunset, and 8am.

(e) Exempt solicitors required to name adult resident as agent for service of process.

It is unlawful for any person to engage in exempt charitable, religious, or political residential door-to-door solicitation in the Town without having first irrevocably appointed an adult resident of the Town of Milliken as agent for service of process. Within two weeks of receipt by the Town of an application including the name and address of the agent, the Town shall confirm the residential status of the designated agent and his or her acceptance.

(f) Residential door-to-door solicitation defined.

Residential door-to-door solicitation shall mean the act of going in and upon private residences for the purpose of contacting the owner(s) or occupant(s), without their prior consent, in order to advertise, offer, promote, sell, explain or to solicit the sale, rental, lease or other form of conveyance or transfer of any product, goods, wares, merchandise, property, services or any other thing of value.

Section 2: Effective Date – Emergency Clause

The Board of Trustees of the Town of Milliken hereby determines that an emergency exists which jeopardizes the health, safety and welfare of Town residents justifying the adoption of this Ordinance to take effect immediately upon passage this 23rd day of April 2008.

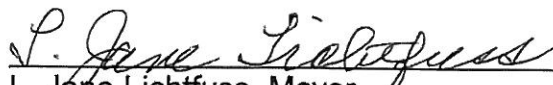
PASSED BY THE BOARD OF TRUSTEES OF THE TOWN OF MILLIKEN, WELD COUNTY, COLORADO AFTER A PUBLIC HEARING AND PUBLICATION OF NOTICE AS REQUIRED FOR THE ADOPTION OF CODES.

SIGNED THIS 23rd DAY OF APRIL, 2008.

ATTEST:

TOWN OF MILLIKEN:


Kari Redman-Gutierrez, Town Clerk


L. Jane Lichtfuss, Mayor

Published: 05/01/08