

AN ORDINANCE AMENDING THE LAKE SAINT LOUIS MUNICIPAL CODE, TITLE VI: BUSINESS AND OCCUPATION, CHAPTER 610: PEDDLERS, SOLICITORS AND CANVASSERS, SECTION 610.140 DISTRIBUTION OF HANDBILLS AND COMMERCIAL FLYERS AND SECTION 610.150 GENERAL PROHIBITIONS.

Be it ordained by the Board of Aldermen for the City of Lake Saint Louis, Missouri as follows:

SECTION 1. The Lake Saint Louis Municipal Code, Title VI: Business and Occupation, Chapter 610: Peddlers, Solicitors and Canvassers, Section 610.140 Distribution of Handbills and Section 610.150 General Prohibitions are hereby amended as follows (Deletions show in strikethrough text. Additions shown in bold text.):

Section 610.140 Distribution of Handbills and Commercial Flyers.

- A. In addition to the other regulations contained herein, a solicitor or canvasser leaving handbills or commercial flyers about the community shall observe the following regulations:
1. No handbill or flyer shall be left at or attached to any sign, utility pole, transit shelter or other structure within the public right-of-way. The police are authorized to remove any handbill or flyer found within the right-of-way.
  2. No handbill or flyer shall be left at or attached to any privately owned property in a manner that causes damage to such privately owned property.
  - ~~3. No handbill or flyer shall be left at or attached to any property having a "no solicitor" sign of the type described in section 610.150(1) or (2).~~
  - ~~4.~~ **3.** Any person observed distributing handbills or flyers shall be required to identify himself/herself to the police (either by producing an identification card or other form of identification). This is for the purpose of knowing the likely identity of the perpetrator if the City receives a complaint of damage caused to private property during the distribution of handbills or flyers.

Section 610.150 General Prohibitions and No Soliciting Sign Requirements.

- A. No peddler, solicitor or canvasser shall:
1. Enter upon any private property where the property has clearly posted in the front yard a sign **or where a homeowner's association, community association or other governing body of the said property has posted a sign or signs at the entrance(s) and exits(s) to any subdivision or neighborhood** visible from the right-of-way (public or private) indicating a prohibition against peddling, soliciting and/or canvassing. ~~Such sign shall not exceed one (1) square foot in size and may~~

~~contain words such as "no soliciting" or "no solicitors" in letters of at least two (2) inches in height. (the phrase "no soliciting" or "no solicitors" shall also prohibit peddlers and canvassers.)~~

2. Remain upon any private property where a notice in the form of a sign or sticker is placed upon any door or entrance way leading into the residence or dwelling at which guests would normally enter, which sign contains the words "no soliciting" or "no solicitors" and which is clearly visible to the peddler, solicitor or canvasser.
3. Use or attempt to use any entrance other than the front or main entrance to the dwelling, or step from the sidewalk or indicated walkway (where one exists) leading from the right-of-way to the front or main entrance, except by express invitation of the resident or occupant of the property.
4. Remove any yard sign, door or entrance sign that gives notice to such person that the resident or occupant does not invite visitors.
5. Enter upon the property of another except between the hours of 8:00 A.M. and **5:00 P.M.** ~~8:00 p.m. in the hours of central standard time and 8:00 a.m. and 8:00 p.m. in the hours of central daylight time.~~

Except that the above prohibitions shall not apply when the peddler, solicitor or canvasser has an express invitation from the **governing body**, resident or occupant of a dwelling allowing him/her to enter upon any posted property.

**Nothing in this section shall prohibit or ban any solicitor, canvasser or peddler from legally accessing or using any public street, public way or public property.**

**B. No soliciting sign requirements:**

**1. Signage for Individual Residences:**

a. Such sign shall not exceed one (1) square foot in size and shall contain the words "no soliciting" or "no solicitors" in letter of at least two (2) inches in height. (The phrase "no soliciting" or "no solicitors" shall also prohibit peddlers and canvassers.)

**2. Signage for Subdivisions, Homeowners' Associations, Property Owner's Associations, Community Associations and other Governing Bodies:**

a. Such sign shall be the appropriate dimensions and size deemed appropriate by the Director of Public Works and shall contain the words "no soliciting" or "no solicitors" and the governing bodies name if applicable in letters of at least two (2) inches in height. (The phrase "no soliciting" or "no solicitors" shall also prohibit peddlers and canvassers.)

**b. The Lake Saint Louis Public Works Department shall fabricate and install all signs in the right-of-way. An established homeowners' association, property owners' association, community association or other governing body may request signs from the Public Works Department. A charge, based on the estimated average cost for installation of these signs, will be established by the Public Works Department and shall be paid by the Association prior to commencement of any work by the City.**

SECTION 2. All other portions and sections of Chapter 610 shall remain in full force and effect.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020.

\_\_\_\_\_  
Kathy Schweikert, Mayor

ATTEST: \_\_\_\_\_  
Donna F. Daniel, City Clerk

APPROVED AS TO FORM: \_\_\_\_\_  
Matthew Reh, City Attorney