

ORDINANCE NO. 21-03

AN ORDINANCE OF THE CITY OF PORTAGE, INDIANA AMENDING CHAPTER 78,
ARTICLE XI, SECTION 78-409 OF THE MUNICIPAL CODE ENTITLED
"SOLICITATION IN DESIGNATED INTERSECTIONS"

BE IT, AND IT HEREBY IS, ORDAINED by the Common Council of the City of Portage, Indiana as follows:

Section 1. Ordinance Amendment. Chapter 78, Article XI, Section 78-409 shall be amended by replacing the existing text in its entirety with the following new text:

Solicitation shall be allowed in the designated intersections upon application for a permit before the Board of Works, provided, however, that no person under the age of 16 shall be allowed to solicit in the designated intersection. No more than 4 participants shall be allowed in the designated intersections at a time. All participants must wear reflective safety vests at all times and must further wear clear and visible identification as to whom they represent. The Board of Works shall approve the size of any signage used. The Board of Works shall set the start time and finish time of any solicitation and in doing so, may take into account the traffic conditions and available day light during the duration of the solicitation. In the event weather conditions are inclement which would impact safety to the solicitor(s) and the public, the duty falls upon the solicitor(s) not to engage during such inclement weather. The Board of Works may also further limit or require all participants to act in adherence to protocol and restrictions per any public health emergency that exists and has been declared by the Governor under his or her executive powers or by the State or County Department of Health, or Mayor of the City of Portage. The permit issued by the Board of Works shall be valid no more than 15 days from the date of issuance.

Section 2. Conflicting Ordinances. Any Ordinance or provision of any Ordinance of the City of Portage or of the Municipal code of the City of Portage in conflict with the provisions of this Ordinance is hereby repealed.

Section 3. Severability. The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.


Section 4. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor of the City of Portage and publication as required by law.

PASSED AND ADOPTED by the Common Council of the City of Portage, Porter County,

Indiana, on the 17th day of April 2021.


Presiding Officer

ATTEST:


Nina Rivas
Clerk-Treasurer

Presented by me to the Mayor of the City of Portage, Porter County, Indiana, this

7 day of April 2021.



Nina Rivas
Clerk-Treasurer

Approved by me, the Mayor of the City of Portage, Porter County, Indiana, this

7th day of April 2021.



Sue Lynch
Mayor