



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 020-049
DATE OF PASSAGE August 11, 2020

An Ordinance amending Chapter 32 of the Code of Ordinances, City of Aurora, pertaining to Peddling and Solicitation.

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City has adopted Chapter 32 of the Code of Ordinances, City of Aurora ("City Code") regulating the time, place, and manner in which solicitors, distributors, canvassers, and peddlers may operate within the City; and

WHEREAS, Chapter 32 establishes a registration program for persons wishing to engage in peddling, soliciting, or charitable soliciting, and vests in the City Clerk, primary authority for the administration of the program; and

WHEREAS, from time-to-time, it may be necessary for the City to adopt temporary or supplemental regulations pertaining to such activities to further protect the health, safety, and welfare of City residents, to protect against fraudulent solicitations, to protect and promote the quiet enjoyment of property for City residents, and to facilitate the registration program established in Chapter 32; and

WHEREAS, the Council finds that vesting the Clerk with the authority to enact said temporary or supplemental regulations, which are no less restrictive than those set forth in Chapter 32 is necessary and convenient to accomplish the purposes of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows: that Chapter 32 of the City Code shall be and hereby is amended by creating Sec. 32-7 as follows:

Sec. 32-7 - Supplemental and Temporary Regulations.

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(a) The clerk may from time-to-time adopt supplemental or temporary regulations in addition to those regulations set forth in Sec. 32-6 and elsewhere in this chapter, provided that they are consistent with the purposes of the registration program set forth in this article. Supplemental or temporary regulations adopted by the clerk under this section shall be no less restrictive than any of the provisions of this chapter.

(b) Upon the enactment of any supplemental or temporary regulation, the clerk shall immediately provide a copy of said regulation to all persons permitted or registered under this chapter and notify the same of the effective date of the regulation, which shall not be less than five (5) business days following its adoption by the clerk. The clerk shall provide a copy of the supplemental or temporary regulation to the mayor and each member of the city council and cause the same to be posted upon the city's official website.

(c) Whenever a public health authority with jurisdiction over the city determines that in-person door-to-door peddling or solicitation poses an immediate threat to the public health and welfare of the community, and issues such finding in writing, the clerk is authorized to suspend the registration program set forth in this chapter in its entirety until such time as the public health authority determines that the threat is no longer present or may be safely mitigated by appropriate regulations.

(d) For the purposes of article iv of this chapter, a violation of any supplemental or temporary rule duly adopted pursuant to this section shall constitute a violation of the provisions of this chapter.

; and further

BE IT ORDAINED, that Sec. 32-3 (b) of the City Code shall be and hereby is amended by replacing the words "government operations" with "public health, safety, and transportation;" and further

BE IT ORDAINED, that the Clerk shall forthwith publish a copy of this ordinance in pamphlet form; and further

BE IT ORDAINED, that pursuant to Sec. 1-2-4 of the Illinois Municipal Code, an urgency exists such that this ordinance shall become effective immediately upon its adoption.


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PASSED AND APPROVED ON August 11, 2020

AYES 12 NAYS 0 NOT VOTING 0 ABSENT 0

ALDERMAN	Vote
Alderman Llamas, Ward 1	yes
Alderman Garza, Ward 2	yes
Alderman Mesiacos, Ward 3	yes
Alderman Donnell, Ward 4	yes
Alderman Franco, Ward 5	yes
Alderman Saville, Ward 6	yes
Alderman Hart-Burns, Ward 7	yes
Alderman Smith, Ward 8	yes
Alderman Bugg, Ward 9	yes
Alderman Lofchie, Ward 10	yes
Alderman Jenkins, At Large	yes
Alderman O'Connor, At Large	yes

ATTEST:



City Clerk



Mayor