

PART II - REVISED ORDINANCES
Chapter 14 - BUSINESSES
ARTICLE IV. - CHARITABLE SOLICITATION

TAG DAY

ARTICLE IV. - CHARITABLE SOLICITATION ^[52]

⁽⁵²⁾ State Law reference— Authority, M.G.L.A. c. 101, § 12A.

Sec. 14-171. - Penalty.

Sec. 14-172. - License.

Sec. 14-173. - Solicitation by minors; identification badge; soliciting in front of private premises.

Secs. 14-174—14-200. - Reserved.

Sec. 14-171. - Penalty.

Any organization or agent who violates any provision of this article shall be punished by a fine as provided in section 1-15.

(Rev. Ords. 1988, § 12-123)

Sec. 14-172. - License.

The mayor may, under such conditions as he may deem proper, grant to any organization engaged exclusively in charitable work, or to a post or incorporated organization of veterans who served in the military or naval service of the United States in time of war or insurrection, a special license authorizing it, upon a particular day and for a charitable purpose named in such license, to sell or solicit, through its accredited agents, in the streets and other public places within the city, or in any designated part thereof, flags, badges, medals, buttons, flowers, souvenirs and similar small articles.

(Rev. Ords. 1988, § 12-121)

Sec. 14-173. - Solicitation by minors; identification badge; soliciting in front of private premises.

No person under 16 years of age shall be accredited as an agent to sell items under the provisions of this article; however, this shall not preclude persons under 16 years of age from soliciting for charitable purposes. Each agent shall wear in plain sight, while engaged in selling such articles or soliciting, a badge provided by such organization or post and approved by the authority issuing the license, bearing upon it the name of such organization or post and the date on which the license is to be exercised. No such agent shall be authorized to make or attempt to make such sales or solicitations in front of any private premises against the objection of the owner or occupant thereof.

(Rev. Ords. 1988, § 12-122)

Secs. 14-174—14-200. - Reserved.

APPLICATION FOR LICENSE

UNDER SECTION 33 OF CHAPTER 101 OF THE GENERAL LAWS.

The overseers of the poor in any city or the selectmen in any town may, under such conditions as they may deem proper, grant to any organization engaged exclusively in charitable work a special license authorizing it, upon a particular day and for a charitable purpose named in such license, to sell, through its accredited agents in the streets and other public places within such city or town, or in any designated part thereof, flags, badges, medals, buttons, flowers, souvenirs and similar small articles; *provided*, that no person under sixteen years of age shall be accredited as such agent, that each agent shall wear in plain sight while engaged in selling such articles a badge, provided by such organization and approved by the authority issuing the license, bearing upon it the name of such organization and the date on which the license is to be exercised, and that no such agent shall be authorized to make or attempt to make such sales in front of any private premises against the objection of the owner or occupant thereof. The exercise of the licenses hereby provided for shall be subject to the provisions of all statutes, ordinances, by-laws, rules and regulations not inconsistent herewith.

TO THE BOARD OF PUBLIC WELFARE IN THE CITY OF FALL RIVER:

The undersigned requests that a license be granted to the organization hereinafter described in accordance with the provisions of Chapter 101 of the General Laws (and any acts in amendment thereof) and in behalf of said organization agrees that the following rules of the Board shall be observed.

- A. No person under the age of sixteen shall be employed or act as agent under this license.
- B. Before acting under the license it will present to the secretary of the Board for his approval a sample badge to be used by its agents.
- C. It will make, within ten days a written return to the Board of the amount received or collected during the day.

The undersigned states that the facts hereinafter set out in this application are true.

1. Day for which license to sell is requested.

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2. Part of city for which license is requested.

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3. Name of Organization.

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4. Names of President, Treasurer and Secretary.

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5. Is it a corporation; and if so under the laws of what state?

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6. If not a corporation, what is the nature of its organization?

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7. How long has it had continuous organization?

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8. Where is its principal place of business?

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9. Has it a place of business in Fall River, and if so where?

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10. State all the purposes for which it is organized.

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11. Is the organization engaged exclusively in charitable work?

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12. For what purpose are the funds solicited under the license applied for to be devoted?

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13. Will any commissions, fees, wages or emoluments be expended in connection with such solicitation?

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14. Will any of the funds to be collected be used for any other purpose than charity?

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15. Will the funds collected be held and disbursed exclusively by the applicant organization; if not, by whom?

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16. Give date of last Tag Day held by your organization.

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17. Was a statement of receipts and disbursements filed for the previous Tag Day?

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18. Give the names of three persons from whom information about the organization can be obtained.

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Signature of person making application.

Address.....

Telephone.....

COMMONWEALTH OF MASSACHUSETTS.

Bristol, ss.

Fall River,.....20

Personally appeared the above name
and made oath that the statements set out in the above application by him or her sub-
scribed are true.

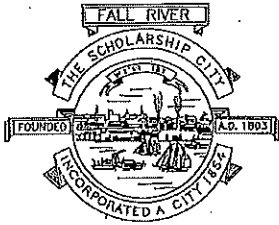
Before me,

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Justice of the Peace.

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RULES AND REGULATIONS.

1. The applicant must be an organization engaged exclusively in charitable work, and shall have been in existence and actively engaged in such charitable work for at least a period of one year prior to the date of this application.
2. The funds to be collected shall be dispensed for charitable purposes and primarily for the benefit of residents of Fall River.
3. The application shall be filed at the office of the Board, 11 Pleasant Street, at least thirty days previous to the date chosen for tag day.
4. Organizations engaged in purely religious, educational, and political purposes shall not be deemed to be charitable organizations within the meaning of the statute.
5. There shall be not granted more than two permits in any month for tag days within the limits of Fall River.
6. The organization shall submit in connection with its application, a statement showing its receipts and disbursements for one year previous to making application, sworn to by a responsible officer thereof before a proper official.
7. No organization shall be granted permission to hold, or participate in, more than one tag day in any one year. All applications for permits for tag days shall be limited to one day.
8. Each organization granted permission to conduct any tag day, shall within ten days from and after date of holding such tag day file a statement showing all receipts and disbursements of money derived from such tag day, sworn to as to accuracy before a duly authorized public official.
9. Any organization having been granted a permit for a tag day, and failing to observe or live up to the rules and regulations under which the permit has been granted will not be granted a permit for another tag day.
10. Such other rules and regulations as may be deemed necessary in carrying out the purpose and objects of the statute may be required of the applicant notwithstanding the provisions herein provided and set forth.



CITY OF FALL RIVER
One Government Center
Fall River, Mass 02722

The.....
..... Association
being an organization engaged exclusively in charitable work is hereby granted authority, through
its accredited agents to sell uponday of
20....., between the hours of 8 A.M. and 6 P.M. in the streets and other public places

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within the City of Fall River, flags, badges, medals, buttons, flowers, souvenirs and similar small
articles. The agents authorized to make such sales shall not in any case be under sixteen years of
age; and all agents shall wear in plain sight while engaged in selling the articles herein described
a badge approved by the

..... Association
and by the Board of Public Welfare in the City of Fall River. No sales shall be made by such
agents in front of any private premises if the owner of such premises makes objection thereto.
The exercise of this license shall be subject to the provisions of Chapter 188, General Acts of
1916, and to the provisions of all other statutes, ordinances, by-laws, rules and regulations not
inconsistent with said chapter.

If any of the provisions of this license or of any of the said statutes, ordinances, by-laws,
rules or regulations are violated by.....

..... Association
or by any of its agents, this license shall thereby become null and void.

Mayor