

Village of New Lenox
Phone 815-462-6100 Fax 815-462-6101

Hold-Harmless Agreement
For Soliciting on the Public Rights of Way

Date: _____
No: _____
Office Use Only

_____ (*name of charitable organization*) and all of those soliciting (hereinafter referred to as "All Members") do hereby request permission from the Village of New Lenox to solicit on the public rights of way. All Members who will be soliciting have signed this Agreement.

All Members have been provided a copy and read and understood and agree with all of the terms contained in
a) the Village Ordinance regulating soliciting,
b) the State Statute regulating soliciting, and
c) this Agreement.

All Members agree to obey all ordinances, statutes, and laws while soliciting. All members fully realize and understand that soliciting on the public rights of way, by its very nature, can and will in all probability, involve some danger, and that situations may arise which could result in personal injury or death, and All Members freely and voluntarily accept and assume these risks.

All Members do hereby release and forever discharge and covenant to hold harmless, for themselves and their heirs, personal representatives, administrators, successors and assignees, the Village of New Lenox, and any of their officers, agents or employees, from any and all liability for any and all claims, demands, suits, actions, injuries, damages, costs, losses, or liability whatsoever or otherwise related in any way or occurring as a consequence of soliciting on the public rights of way, whether through negligence or otherwise.

All Members and the charitable organization further agree to hold harmless and fully indemnify the Village of New Lenox and any and all of their officers, agents or employees, whether through negligence or otherwise, from any and all third party claims, demands, suits, actions, injuries, damages, costs, losses, or liability whatsoever or otherwise related in any way or occurring as a consequence of soliciting on the public rights of way, said costs to include damages, costs, attorneys fees, expert fees, settlements, liability and losses of any kind, whether such claims or actions are rightfully brought or filed.

The charitable organization agrees to reimburse the Village for any expenses, attorney's fees, or costs incurred in the enforcement of any part of this Agreement.

The charitable organization has provided written evidence that it has obtained insurance providing coverage for bodily injury liability, as well as property damage liability, in the amount of \$1,000,000.00 for any individual and \$2,000,000.00 for any occurrence, and such evidence shall name the Village of New Lenox as an additional insured.

Dated this _____ day of _____, 20____.

Names of all those soliciting
Signature

Print

625 ILCS 5/11-1006. Pedestrians soliciting rides or business

(a) No person shall stand in a roadway for the purpose of soliciting a ride from the driver of any vehicle.

(b) No person shall stand on a highway for the purpose of soliciting employment or business from the occupant of any vehicle.

(c) No person shall stand on a highway for the purpose of soliciting contributions from the occupant of any vehicle except within a municipality when expressly permitted by municipal ordinance. The local municipality, city, village, or other local governmental entity in which the solicitation takes place shall determine by ordinance where and when solicitations may take place based on the safety of the solicitors and the safety of motorists. The decision shall also take into account the orderly flow of traffic and may not allow interference with the operation of official traffic control devices. The soliciting agency shall be:

1. registered with the Attorney General as a charitable organization as provided by "An Act to regulate solicitation and collection of funds for charitable purposes, providing for violations thereof, and making an appropriation therefor", approved July 26, 1963, as amended;
2. engaged in a Statewide fund raising activity; and
3. liable for any injuries to any person or property during the solicitation which is causally related to an act of ordinary negligence of the soliciting agent.

Any person engaged in the act of solicitation shall be 16 years of age or more and shall be wearing a high visibility vest.

(d) No person shall stand on or in the proximity of a highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a highway.

(e) Every person who is convicted of a violation of this Section shall be guilty of a Class A misdemeanor.

Answer all questions completely.
Attach additional sheets if necessary.

Village of New Lenox
Phone 815-462-6100 Fax 815-462-6101
Application for Use of Public Rights of Way

Date: _____
No: _____
Office Use Only

Name of Organization: _____

Address of Organization: _____ City: _____ State: _____ Zip: _____

Phone Number of Organization: _____ Fax Number of Organization: _____

Name and title of Person(s) who manage Organization **and** name and title of Person(s) (Contact Person) who will oversee the activity for which the permit is requested: _____

Name of Contact Person: _____

Address of Contact Person: _____ City: _____ State: _____ Zip: _____

Phone Number of Contact Person: _____ Fax Number of Contact Person: _____

Exact use for which permit is requested: _____

Number of solicitors expected: _____

Date and time for which permit is requested: _____

NOTE: Soliciting is only allowed on Fridays and Saturdays between 7:00 a.m. and 5:00 p.m. April 1st through September 30th, and between 7:00 a.m. and 4:00 p.m. October 1st through November 30th.

- Location for which such permit is requested:
- | | | | |
|--------------------------|----------------------------|--------------------------|-------------------------------|
| <input type="checkbox"/> | Cedar Road @ Francis Road | <input type="checkbox"/> | Other _____ |
| <input type="checkbox"/> | Nelson Road @ Laraway Road | <input type="checkbox"/> | Cedar Road @ Illinois Highway |
| | | <input type="checkbox"/> | Joliet Highway @ Spencer Road |

Yes No The Organization requesting the soliciting permit is registered with the Attorney General as a charitable organization.

Yes No The Organization requesting the soliciting permit is engaged in a Statewide fund raising activity.

Attach the following:

- Evidence of insurance coverage for bodily injury, liability and property damage liability in the amount of \$1,000,000 for any individual and \$2,000,000 for any occurrence. **Said insurance coverage shall name the Village of New Lenox as an additional insured (not a certificate holder).**
- Signed Village of New Lenox Hold-Harmless Agreement.

Additional restrictions:

- √ Only one soliciting permit shall be issued by the Village of New Lenox per weekend.
- √ The Organization requesting the soliciting permit shall be liable for any injuries to any person or property during the soliciting which is casually related to an act of ordinary negligence of the soliciting agent.
- √ Any person engaged in the act of soliciting shall be sixteen (16) years of age or more.
- √ Any person engaged in the act of soliciting shall wear a high-visibility vest.
- √ The Organization requesting the soliciting permit shall be issued only one soliciting permit per calendar year.

STATE OF ILLINOIS)
COUNTY OF WILL)

_____, being duly sworn deposes and says that he is making the foregoing application; that the answers to the foregoing questions and other statements contained therein are true of his own knowledge and belief.

Applicant Signature

Witness

Chief of Police

Date: _____

Approved

Denied