

CITY OF CANTON BUCKET DRIVE ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, that the City welcomes fundraising for needy organizations and causes that enrich the community and citizens of the City of Canton, Mississippi. The City of Canton wishes to protect the health, safety, and welfare of the citizens of the City of Canton. Therefore, the Mayor and Board of Aldermen find it necessary to adopt a Bucket Drive Ordinance.

Purpose.

The regulations contained in this article are ordained and required for the public health, safety, morals, standards, good order, convenience and general welfare of the community. It is the intention of this article to establish reasonable limits on bucket drive fundraising within the city limits of the City of Canton, and to provide a regulatory framework for permitting bucket drive fundraising.

Sponsors of said bucket drives **shall** meet and adhere to the following guidelines and requirements:

- (1) Only two bucket drives per month may be held according to need or cause on the first and third Saturday of the month. There will be no bucket drives on the Saturday of a special event. The Mayor and Board of Aldermen reserve the right to deny bucket drives for, including but not limited to; conflict with a special event, false information provided, threats of inclement weather, or any other discretionary reason afforded the governing authorities that protect the public health, safety, good order, and convenience of the welfare of the citizens of the City of Canton, Mississippi.
- (2) Requests will be honored on a first-come basis.

- (3) All organizations (group/party/school affiliation, organization etc.) will be allowed only one bucket drive per year, said year starting in January and ending in November. There will be no bucket drives in the month of November and December.
- (4) In inclement weather, (group/party/school affiliation, organization etc.) can reschedule on an approved Saturday.
- (5) Only four persons are allowed to fundraise in each approved bucket drive, with no more than two persons on a corner.
- (6) No person under the age of 16, shall be allowed to fundraise pursuant to this ordinance, and there must be an adult present at all times on the same corner as a minor. An adult and a minor on a corner constitute two persons for purposes of this ordinance.
- (7) Fundraiser participants shall not use bullhorns or any other noise device that distracts flowing traffic.
- (8) Fundraiser participants shall not obstruct the free and convenient use of the street or otherwise restrain traffic or passage, as provided by Miss. Code Ann. § 97-35-25.
- (9) All bucket drive fundraisers shall be limited to four hours between the hours of 8:00 a.m. and 1:00 p.m.(4 hour slot to be picked by said group/party/school affiliation, organization, etc.)
- (10) All bucket drive fundraiser participants shall wear an identifiable badge provided by the City of Canton, to signify permission and visibility. All organizations (group/party/school affiliation, etc.) shall pay a \$25.00 permitting fee for the production of City badges.
- (11) All bucket drives ***shall be limited*** to the intersection at the 4-way stop sign of Liberty and Fulton, and Liberty and Center St.
- (12) Written permission to schedule a bucket drive must be acquired prior to the proposed date for said event.
- (13) In addition, to the request made to the Mayor and Board of Aldermen, a copy of the request must be submitted to the Police Chief of the Canton Police Department.
- (14) The following shall be part of the written request to sponsor a bucket drive:
 - a. Name, address and telephone number of the organization sponsoring the event.
 - b. Name, address and telephone number of the designated official of the organization sponsoring event.

- c. Date, beginning time, finish time requested.
- d. Group/party/school affiliation, organization etc. agrees to assume all risks associated with the bucket drive and execute all each individual participant must execute all required documents to effectuate assumption of risk. In addition, participants agree to hold harmless the City of Canton, its officers, employees, agents and representatives for any damages and/or losses arising out of personal injuries or property damage resulting from the Participant's participation of said bucket drive, and from any and all suits, claims for damages, loss or liabilities, including reasonable attorney fees, arising from or related to their participation in said bucket drive.

Severability

If any provision or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given affect without the invalid provisions, items or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Conflict

In the event of any conflict between the provisions of this Ordinance and applicable state or federal law rules and regulations, the state or federal law rules and regulations shall prevail and be controlling.

Effective Date

This Ordinance shall become effective after the passage, and thirty (30) days following publication. The City Clerk shall cause the Ordinance to be published in a local newspaper with general circulation. All ordinances or part of ordinances in conflict herewith are hereby repealed.

SO ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, this the 3rd day of November, 2015.

After discussion on the matter, full and complete, Alderman Gilkey moved for the adoption of the above and foregoing Ordinance which was seconded by Alderman Penn, and the question being put to a roll call vote, the result was as follows, to wit:

Alderman Rodriquez Brown	Voted: <u>"Aye"</u>
Alderdwoman Olivia Harrell	Voted: <u>"Absent"</u>
Alderman Les Penn	Voted: <u>"Aye"</u>
Alderdwoman Daphne Sims	Voted: <u>"Aye"</u>
Alderdwoman Vickie McNeill	Voted: <u>"Aye"</u>
Alderman Eric Gilkey	Voted: <u>"Aye"</u>
Alderman Andrew Grant	Voted: <u>"Nay"</u>

The Motion having received the affirmative vote of the majority of the Board members present, the Mayor declared the Motion carried and the Ordinance duly adopted at a regular meeting of the Mayor and Board of Aldermen of the City of Canton, Mississippi, this the 3rd day of November, 2015.

s/Arnel D Bolden

Arnel D. Bolden, Mayor

ATTEST:

s/Valerie Smith

Valerie Smith, City Clerk