



City of Lilburn

in Gwinnett County

State of Georgia

Ordinance

Number:

2025-650

DRAFT

Date of Reading and Adoption: July 14, 2025
At the regular meeting of the Lilburn City Council

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LILBURN, GEORGIA RELATING TO AGGRESSIVE SOLICITATION SEC. 42-98; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

WHEREAS, an ordinance prohibiting aggressive solicitation, identifying conditions to solicit, and requiring proper authorization to solicit on private property protects the health, safety, and welfare of the community;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Lilburn, Georgia, sitting in regular session on July 14, 2025, that the Code of the City of Lilburn, Georgia, is hereby amended by adding a new section 42-98 in Article VI of Chapter 42 of the Code that reads as follows:

Sec. 42-98. - Aggressive solicitation.

(a) *Solicitation.* For the purposes of this section, “to solicit” means to request in person of another individual, either orally or by gesture, for an immediate distribution or donation of money, an object or anything of value, or to seek to sell that individual goods or services.

- (1) It shall be unlawful for any person to solicit on residential or private property, including commercial property, without having been requested, invited, or given permission by the person lawfully in possession of such property. Documentation of such authority or permission must be presented upon request by law enforcement.
- (2) It shall be unlawful for any person to solicit within 15 feet of any entrance or exit of any financial institution, check cashing business, or an automated teller machine without having been requested, invited, or given permission by the person lawfully in possession of the property where such institution, business, or teller machine is located. When an automated teller machine is located inside a building, the distance of 15 feet shall be measured from the entrance or exit of such building.

- (3) It shall be unlawful for any person to solicit while under the influence of alcohol or a controlled substance.
- (4) It shall be unlawful for any person to solicit within 15 feet of an entrance to a public building.

(b) *Aggressive Solicitation prohibited.* It shall be unlawful for any person to solicit in an aggressive manner. For the purposes of this section, “aggressive manner” with respect to solicitation, as herein defined, means any of the following:

- (1) Blocking the path or passage of travel of the individual being solicited.
- (2) Intentionally touching or having physical contact with the individual being solicited.
- (3) Following immediately behind or alongside the individual being solicited after such individual has provided the solicitor with a response to the solicitation.
- (4) Making any gesture or acting in a manner while soliciting that is intended to or is likely to cause a reasonable person to fear bodily harm to oneself or to another or to fear damage or loss of property.

(c) *Penalties.* Any person convicted of a violation of this section may be punished as follows:

- (1) for the first offense, a fine not to exceed \$250.00;
- (2) for the second offense, a fine not to exceed \$500.00; and
- (3) for the third or more subsequent offense, a fine not to exceed \$1,000.00

Nothing in this section limits or restricts the Municipal Court from imposing alternative sentencing in the event the Court finds that the offender is unable to pay any fines.

SO ORDAINED this 14th day of July 2025.

APPROVED:

Johnny Crist, Mayor

ATTEST/AUTHENTICATED:

_____, City Clerk
(Seal)