

CITY OF GARRETT, INDIANA CODE OF ORDINANCES

[Link to City Code Table of Contents](#)

[Link to Main Page / garrettindiana.us](#)

CHAPTER 111: ADVERTISING

Section

Distribution of Handbills

- 111.01 Definitions
- 111.02 Exemption for mail and newspapers
- 111.03 Inhabited private premises
- 111.04 Handbills prohibited where properly posted
- 111.05 Depositing on uninhabited or vacant premises
- 111.06 Placing handbills on vehicles
- 111.07 Restricted in public places
- 111.08 Handbills prohibited on municipally-owned property

- 111.99 Penalty

DISTRIBUTION OF HANDBILLS

§ 111.01 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

HANDBILL. Any written or printed matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet, or sign including, but not limited to, garage sale signs and yard sale signs, or any other printed or otherwise reproduced original or copies of any matter of literature.

NEWSPAPER. Any newspaper of general circulation as defined by general law, any newspaper duly entered with the Post Office Department of the United States, in accordance with federal statute or regulation, and any newspaper filed and recorded with any recording officer as provided by general law; and in addition thereto, shall mean and include any periodical or current magazine regularly published with not less than four issues per year, and sold to the public, and shall mean and include any other copyrighted material.

VEHICLE. Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

('79 Code, § 3-16) (Am. Ord. 2006-14, passed 7-5-06)

CITY OF GARRETT, INDIANA CODE OF ORDINANCES

[Link to City Code Table of Contents](#)

[Link to Main Page / garrettindiana.us](#)

§ 111.02 EXEMPTION FOR MAIL AND NEWSPAPERS.

The provisions of this subchapter shall not apply to the distribution of mail by the United States, nor to newspapers, except that newspapers shall be placed on private property in such a manner as to prevent their being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

('79 Code, § 3-17) Penalty, see § 111.99

§ 111.03 INHABITED PRIVATE PREMISES.

No person shall throw, deposit or distribute any handbill in or upon private premises which are inhabited, except by handing or transmitting any such handbill directly to the owner, occupant or other person then present in or upon such private premises. Provided, however, that in case of inhabited private premises which are not posted, such person, unless requested by anyone upon such premises not to do so, may place or deposit any such handbill in or upon such premises if such handbill is so placed or deposited as to secure or prevent such handbill from being blown or drifted about such premises or sidewalks, streets or other public places, and except that mailboxes may not be so used when so prohibited by federal postal law or regulation.

('79 Code, § 3-18) Penalty, see § 111.99

§ 111.04 HANDBILLS PROHIBITED WHERE PROPERLY POSTED.

No person shall throw, deposit or distribute any handbill upon any private premises, if requested by anyone thereon not to do so, or if there is placed on such premises a sign bearing the words: ANo Trespassing,@ ANo Peddlers or Agents,@ ANo Advertisement,@ or any similar notice, indicating in any manner that the occupants of such premises do not wish to have their right of privacy disturbed, or to have any handbills left upon such premises.

('79 Code, § 3-19) Penalty, see § 111.99

§ 111.05 DEPOSITING ON UNINHABITED OR VACANT PREMISES.

It shall be unlawful for any person to throw or deposit any handbill in or upon any private premises which is uninhabited or vacant.

('79 Code, § 3-20) Penalty, see § 111.99

§ 111.06 PLACING HANDBILLS ON VEHICLES.

No person shall throw or deposit any handbill in or upon any vehicle.

('79 Code, § 3-21) Penalty, see § 111.99

CITY OF GARRETT, INDIANA CODE OF ORDINANCES

[Link to City Code Table of Contents](#)

[Link to Main Page / garrettindiana.us](#)

§ 111.07 RESTRICTED IN PUBLIC PLACES.

It shall be unlawful for any person to hand out or distribute or sell any handbill in any public place; except that a handbill may be personally delivered to any person willing to accept the same.

('79 Code, § 3-22) (Ord. 229, passed 5-2-18) Penalty, see § 111.99

§ 111.08 HANDBILLS PROHIBITED ON MUNICIPALLY-OWNED PROPERTY.

It shall be unlawful for any person to affix a handbill to any municipally-owned property either by nails, staples, wire, rope, string, or any other device used for attachment, to any municipally-owned property such as municipally-owned buildings, utility poles, fire hydrants, water towers, streets, curbs, gutters, and sidewalks.

(Ord. 2006-14, passed 7-5-06) Penalty, see § 111.99

§ 111.99 PENALTY.

(A) Every person violating any provisions of this chapter shall be fined \$100 per violation. Each day that a violation is committed or permitted to continue shall constitute a separate offense.

(B) Each and every day a violation of any provision of this chapter is committed or is permitted to continue shall constitute a separate offense and shall be punishable as such. All fines and penalties shall be governed by and collected pursuant to the provisions of the Ordinance Violations Bureau.

(Ord. 2002-29, passed 12-3-02)