

**ORDINANCE NO. 11, 2009**

**AN ORDINANCE CONTROLLING DISTRIBUTION OF  
UNSOLICITED PRINT OR OTHER WRITTEN MATERIALS**

**EFFECTIVE SEPTEMBER 9, 2009**

SECTION 1. No person, organization, society, association, company or corporation, or their agents or their representatives, may distribute or deliver any unsolicited print or other written material upon the property of any Village resident without first having registered with the Village Clerk prior to such distribution or delivery. The registration shall be signed and duly acknowledged by a person who is an owner or authorized agent. The registrant shall provide to the Village Clerk the name of the print or other written material to be distributed, the name, addresses and telephone number of the distributor, a list containing the names and addresses of all carriers and delivery persons who will be distributing or delivering its print or other written material in the Village and a list of the license plate numbers of any motor vehicles used by the carriers and delivery persons in making their deliveries, and the name, address, and phone number of a specific point of contact that can be contacted by any Village resident in order to decline delivery of unsolicited print or other written material. The authorized agent shall be responsible for updating and keeping these lists current with the Village.

SECTION 2. Unsolicited print or other written materials is defined herein as including any printed or written matter, leaflet, pamphlet, paper, booklet or any other printed matter or literature which is not delivered by United States Mail, including but not limited to material:

- A. Which advertises for sale any merchandise, product, commodity or thing; or
- B. Which directs attention to any business or mercantile or commercial establishment or other activity for the purpose of either directly or indirectly promoting the interest thereof by sales; or
- C. Which directs attention to or advertises any meeting, theatrical performance, exhibition or event of any kind for which an admission fee is charged for the purpose of private gain or profit.

SECTION 3. The Village Clerk shall provide to any Village resident the point of contact for any person, organization, society, association, company or corporation who has registered with the Village to distribute unsolicited print or other written materials.

SECTION 4. When a resident of the Village of Cleves affirmatively provides notice to the point of contact for the person, organization, society, association, company or corporation that has registered with the Village that the resident desires not to receive delivery of unsolicited print or other written materials, no unsolicited print or other written materials shall be delivered or left at the requesting resident's premises. Any such delivery shall be considered a trespass against the resident and a violation of this Ordinance.

SECTION 5. No person shall throw, cast or place in or upon any Village right-of-way, street, avenue or highway any unsolicited print or other written material, including but not limited to newspapers, handbills, circulars, advertising and cards.

SECTION 6. Any person, organization, society, association, company or corporation, or their agents or representatives, who or which delivers or distributes any unsolicited print or other written materials shall be responsible to clean up and remove all of its print or other written materials from the Village rights-of-way and any other location within the Village.

SECTION 7. The provisions of this Ordinance section shall not apply to the distribution upon private premises of newspapers or political literature, except that newspapers and political literature shall be placed in such a manner as to prevent their being carried or deposited by the elements upon any public place or private premises.

SECTION 8. Violation of the provisions of this Ordinance shall constitute a misdemeanor, punishable by a fine not to exceed \$500 and imprisonment not to exceed six months.