

**CITY OF ORMOND BEACH
CODE OF ORDINANCES**

Chapter 3 - ADVERTISING

Sec. 3-1. - Commercial advertising material, etc.; distribution on streets.

It shall be unlawful for any person to distribute or cause to be distributed on any of the streets, avenues, alleys, parks or other real property within the city any commercial advertising material without having obtained a solicitor's permit pursuant to [chapter 12](#), article IX.

(Code 1958, § 3-3; Code 1983, § 3-1; Ord. No. 83-54, § 1, 10-18-1983)

Sec. 3-2. - Placing advertising matter.

It shall be unlawful for any person to distribute in the city any commercial advertising material by placing it or causing it to be placed on or in any automobile or other vehicle, yard, porch or mailbox not in the possession of or under the control of the distributor, without the consent of the owner of such property.

(Code 1958, § 3-4; Code 1983, § 3-2; Ord. No. 89-85, § 1, 12-19-1989)

State Law reference— Throwing advertising into vehicles, F.S. § 316.2055.

Sec. 3-3. - Handbills, signs; public places and objects.

(a) It shall be unlawful for any person to paint, mark or write on or post or otherwise affix any commercial advertising material or sign to or upon any permanent or temporary structure or building, pole or tree located in any street, park or other public way or place within the city.

(b) Any commercial advertising material or sign found posted or otherwise affixed upon any public property contrary to the provisions of this section may be removed by a neighborhood improvement officer. The person(s) responsible for any such illegal posting shall be liable for all costs incurred in the removal thereof, and the finance director is authorized to effect the collection of the said cost.

(c) Nothing in this section shall apply to the painting of house numbers upon curbs or to signs erected by the governmental entity in charge of any public building or place.

(Code 1958, § 3-6; Code 1983, § 3-3; Ord. No. 89-85, § 2, 12-19-1989; Ord. No. 2001-07, § 1, 2-20-2001)

Sec. 3-4. - Reserved.

Editor's note— Ord. No. 2018-13, § 1, adopted May 15, 2018, repealed § 3-4, which pertained to placing across public ways or property and derived from Code 1958, § 3-4; Code 1983 § 3-4; Ord. No. 89-85, § 3, 12-19-1989.

Sec. 3-5. - Delivery of unsolicited papers and material to residential, commercial or public real property prohibited after notice of objection.

It shall be unlawful for any person to distribute, cast, throw, or otherwise place circulars, handbills, newspapers, magazines, papers, merchandise or discarded material on residential, commercial, or public real property after receiving notification by the owner or occupant thereof that said owner or occupant does not wish to receive the item being distributed.

(Code 1983, § 3-5; Ord. No. 2010-30, § 1, 5-18-2010)

Sec. 3-6. - Delivery of papers and material to vacant residential, commercial or public real property prohibited.

It shall be unlawful for any person to distribute, cast, throw, or otherwise place circulars, handbills, newspapers, magazines, papers, merchandise or discarded material on residential, commercial, or public real property:

- (1) Upon evidence of vacancy of said property as defined in [section 14-74.02](#); or
- (2) Upon posting of notice of registration of abandoned real property pursuant to the requirements of [section 14-74.04](#).

(Code 1983, § 3-6; Ord. No. 2010-30, § 2, 5-18-2010)

Sec. 3-7. - Enforcement procedure.

(a) *Special master.* Violations of this chapter may be enforced in accordance with the special master code enforcement system; [chapter 2](#), article VII.

(b) *Citation to county court.* Any person charged with violating any provision of this chapter may, in the discretion of the police chief, be prosecuted therefor in county court for a violation of the municipal code brought before a special master.

(c) *Injunctive or other relief.* The city may file a petition in circuit or county court for injunctive relief or any other remedy allowed in equity or by law.

(Code 1983, § 3-7; Ord. No. 2010-30, § 3, 5-18-2010)