ORDINANCE NO. 2019-6

BOARD OF COMMISSIONERS OF VERMILLION COUNTY

AN ORDINANCE RELATING TO SOLICIATIONS IN ROADWAYS

WHEREAS, Indiana Code 36-8-2-11 provides that a local government unit may regulate solicitations by persons offering goods or services to the public or solicitation for charitable causes; and

WHEREAS, the Vermillion County Board of Commissioners deems it advisable that the County of Vermillion establish an ordinance prohibiting solicitation in roadways in order to protect the public from fraud and other crimes associated with such activities, as well as protect the safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF VERMILLION COUNTY as follows:

1. This ordinance shall be known as the Solicitation of Roadways Ordinance.

2. It shall be unlawful for a pedestrian to sit, stand, or move within or upon a roadway, intersection, street or a median between two (2) roadways, for the purpose of or while engaged in:

    a. soliciting, pedaling, selling, advertising, donating or distributing any product, property, or service, including but not limited to, flowers, tickets, handbills, newspapers, or other printed material, or to solicit money or property for any services, charitable or otherwise, to or from an occupant of a vehicle in the roadway, or

    b. conversation or discourse with an occupant or a vehicle in the roadway

3. It shall be unlawful for a person to solicit, sell, pedal, advertise, donate or distribute any product, property, or service, including but not limited to flowers, tickets, handbills, newspapers, or other printed material, or to solicit money or property for any purpose, charitable or otherwise, to an occupant of a vehicle within or upon a roadway, or to engage in conversation or discourse with an occupant of a vehicle within or upon a roadway so as to:

    a. endanger the safety or welfare of an occupant of a vehicle within or upon a roadway, or a pedestrian on or within the immediate vicinity,

    b. impeded the free flow of vehicular traffic on the roadways, or

    c. obstruct or distract the view of the driver or any vehicle within or upon a roadway

4. Violators of this ordinance shall be fined as follows:

First Offense:	$50.00
Second Offense:	$100.00
Third Offense:	$500.00

For all violations of this Ordinance, fines shall not exceed $1000.00. Each offense shall be considered a separate offense and subject to a fine.

Each twenty-four (24) hours that a violation occurs will be considered a separate offense and can be cited as such.

5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

6. Should any section, provision, or part of this Ordinance be adjudges invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole, or any section, provision, or part thereof not adjudged invalid or unconstitutional.

This Ordinance is hereby adopted by the Board of Commissioners of Vermillion County this 14th day of May, 2019.

BOARD OF COMMISSIONERS,
VERMILLION COUNTY, INDIANA:

President

ATTEST: _____
Auditor of Vermillion County

Advertised on May 17th and May 24th, 2019