

ORDINANCE NO. 08-05

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, AMENDING ORDINANCE 84-2 SECTION 1 MAKING PROVISIONS FOR CLOSING ALL COUNTY PARKS AT SUNSET, PROVIDING PENALTIES, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE;

WHEREAS, Due to issues of vandalism and other damage to public property, and

WHEREAS, Law enforcement officers need to have statutory authority to enforce after hours trespass in the public parks within Holmes County.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Holmes County, Florida, as follows:

Section 1. Purpose and Intent.

In order to reduce vandalism in public parks, which typically occurs during hours of darkness, Ordinance 84-2 section 1 is amended to read, all public parks within the unincorporated portions of Holmes County shall be closed at sunset each day and reopen at sunrise. Exceptions to this may be granted to parks which are serviced by boat ramps.

Section 2. Penalties

Any persons entering public parks in violation of this ordinance shall be charged with trespass and guilty of a second degree misdemeanor punishable as outlined in Florida Statutes Sections 775.082 or 775.083.


Section 3 Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.


Section 4. Effective Date. This Ordinance shall take effect immediately upon adoption.

PASSED AND DULY ADOPTED, with a quorum present and voting, by the Board of County Commissioners of Holmes County, Florida, this 9th day of September, 2008.

BOARD OF COUNTY COMMISSIONERS
OF HOLMES COUNTY, FLORIDA

By: 
HONORABLE Raymon Thomas, Chairman

Attest:


HONORABLE CODY TAYLOR,
Clerk of Holmes County Court