

AN ORDINANCE RELATING TO HOLMES COUNTY, FLORIDA: PROHIBITING THE PLACEMENT OF POSTS, FENCES, OR OTHER OBSTACLES OR STRUCTURES WITHIN THE RIGHTS-OF-WAY OF COUNTY MAINTAINED OR COUNTY OWNED ROADS: PROVIDING AN EXCEPTION FOR MAIL BOXES AND APPROVED ELECTRIC AND TELEPHONE TRANSMISSION POLES AND LINES AND APPROVED SCHOOL BUS STOP SHELTERS: PROHIBITING ANY DAMAGE OR ALTERATION TO COUNTY OWNED OR COUNTY MAINTAINED ROADS: PROHIBITING ANY ACTIVITY THAT CAUSES FLOODING OF A COUNTY MAINTAINED OR COUNTY OWNED ROAD: PROVIDING PENALTIES FOR VIOLATION THEREOF: PROVIDING AN EFFECTIVE DATE.

BE IT HEREBY ENACTED by the Board of County Commissioners of Holmes County, Florida, as follows:

Section 1: This ordinance is enacted pursuant to the provisions of Florida Statute 125.66.

Section 2: It shall be unlawful for any person or persons to construct, build, locate, put or place, or cause to be constructed, built, located, put or placed, any posts, fence, or any other obstacle or structure, within the right-of-way of any county owned or maintained road in Holmes County, Florida.

Section 3: For the purposes of this ordinance, the term right-of-way, shall include all area maintained by the county, from ditch bank to ditch bank, and also all area owned by the county.

Section 4: This ordinance shall not apply to mail boxes lawfully located according to Post Office Regulations, or to electric and telephone transmission poles and lines placed on the right-of-way with county approval or to school bus stop shelters which are approved by the Holmes County Commissioners in advance.

Section 5: The Holmes County Road Department shall have the right to immediately remove any and all objects placed on county road rights-of-way in violation of this ordinance.

Section 6: It shall be unlawful for any person or persons to damage or alter any portion of a county owned or maintained road right-of-way, or to cause such damage or alteration, by disking, plowing, scraping, digging, ditching, or by any other means.

Section 7: It shall be unlawful for any person or persons to engage in any activity which causes water to stand on or flood any portion of a county maintained or owned road right-of-way.

Section 8: Any person or persons violating the provisions of this ordinance may be charged with a second degree misdemeanor, and upon conviction, punished by a fine not to exceed \$500.00.



Section 9: This ordinance shall become effective upon being enacted and duly filed with the Office of the Secretary of State.

ENACTED in regular session this 6th day of April, 1987.

BOARD OF COUNTY COMMISSIONERS  
OF HOLMES COUNTY, FLORIDA

By: *Gene Stimm*  
Chairman

ATTEST:

*Cady Tate* (SEAL)  
Clerk

