

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 Himm*

Chairman

ATTEST:

*Cady Tate* (SEAL)  
Clerk

