

ORDINANCE NO. 90-02

AN ORDINANCE AMENDING PRIOR COUNTY ORDINANCE NUMBER 87-01; AMENDING THE PENALTY SECTION TO INCLUDE THE PROVISIONS OF FLORIDA STATUTE 403.413 (5)(A), RELATING TO NONCRIMINAL INFRACTIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, desires to modify the penalty provisions of prior County Ordinance 87-01, so as to make certain violations noncriminal infractions rather than criminal misdemeanors;

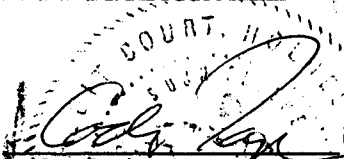
NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, that:

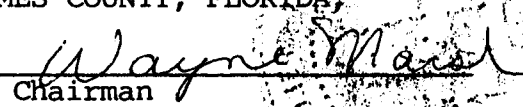
Section One: In addition to the penalty provision already provided for in Section 9 of said ordinance number 87-01, the following penalty provisions found in Florida Statute 403.413(5)(a) is incorporated into and made a part of said ordinance number 87-01:

Any person who dumps litter in violation of said ordinance in an amount not exceeding 15 pounds in weight or 27 cubic feet in volume and not for commercial purposes is guilty of a noncriminal infraction, punishable by a civil penalty of \$50.00. In addition, the court may require the violator to pick up litter or perform other labor commensurate with the offense committed.

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

ENACTED in regular session held on the 4th day of June, 1990.

ATTEST:  (SEAL)  
Clerk

BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA,  
BY:   
Chairman