

ORDINANCE NO. 99- 02

AN ORDINANCE OF HOLMES COUNTY, FLORIDA; AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF SAID COUNTY TO IMPOSE SPEED LIMITS ON COUNTY GRADED AND MAINTAINED ROADWAYS AND PAVED SECONDARY ROADWAYS LOCATED WITHIN THE UNINCORPORATED AREAS OF THE COUNTY; PROVIDING REASONS AND GUIDELINES THEREFOR; PROVIDING PENALTIES FOR VIOLATION OF SAID SPEED LIMITS; PROVIDING AN EFFECTIVE DATE.

BE IT HEREBY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HOLMES COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: This Ordinance is enacted pursuant to the authority vested in County governments by Florida Statute 125.01.

SECTION 2: The Board of County Commissioners of Holmes County, Florida, shall have the authority and power to adopt resolutions which impose speed limits, which are more restrictive than the speed limits imposed by State law, on any County graded or maintained street or roadway, or on any paved secondary street or roadway, which streets or roadways lie within the unincorporated areas of Holmes County, Florida.

SECTION 3: Any such speed restrictions may be imposed for the following reasons:

- A. To alleviate or eliminate danger to public safety upon any particular street or roadway or portion of any particular street or roadway.
- B. To enhance the transportation of public school children upon any street or roadway, or portion thereof.
- C. Upon the request of persons living within a particular neighborhood or community, if in the opinion of the Board, a possible safety hazard exists.
- D. When the condition of the street or roadway necessitates a lower speed limit in order to preserve and protect the surface of the street or roadway.

E. For any other lawful reason deemed by the Board to be in the best interest of Holmes County.

SECTION 4: Any such speed restrictions shall be imposed in accordance with the speed restriction policies and procedures promulgated by the State of Florida Department of Transportation(FDOT). Speed limit signs shall be placed on the affected street or roadway in accordance with FDOT procedures.

SECTION 5: All such speed restrictions shall be imposed by the adoption of a Resolution at any regular or special meeting of the Board of County Commissioners.

SECTION 6: Any person found guilty of violating any speed restrictions, lawfully imposed hereunder, shall, upon conviction, be guilty of a second degree misdemeanor, and punished in accordance with State law for such conviction.

SECTION 7: This Ordinance shall become effective upon being enacted and duly filed with the Office of Secretary of State.

ENACTED in regular session this 3rd day of March, 1999.

**BOARD OF COUNTY COMMISSIONERS
OF HOLMES COUNTY, FLORIDA,**

ATTEST: *Cody J...* (SEAL)
Clerk

BY: *Rick C...*
Chairman

