

ORDINANCE NO.: 2018-10

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF DIXIE COUNTY, FLORIDA DESIGNATING AREAS WITHIN EACH COUNTY COMMISSIONER'S DISTRICT FOR THE PERMISSABLE ERECTION OF TEMPORARY POLITICAL CAMPAIGN SIGNS ON COUNTY-OWNED PROPERTY, PROVIDING FOR DEFINITIONS; CONFLICTS; SEVERABILITY; ENFORCEMENT; AND AN EFFECTIVE DATE.

WHEREAS, the improper erection of temporary political campaign signs on county-owned property has become a public safety and aesthetics issue in Dixie County, and;

WHEREAS, as provided in Chapter 125, Florida Statutes, Dixie County, Florida has authority to establish sign ordinances, so as such ordinances do not conflict with applicable state and federal laws, and;

WHEREAS, Section 479.11(8), Florida Statutes, provides that no signs shall be erected, used, operated, or maintained on the right of way of any highway on the State Highway System, and;

WHEREAS, Dixie County has not adopted an ordinance pertaining to the erection of temporary political campaign signs on county-owned property and right of ways, and;

WHEREAS, the necessity in the public interest for the provisions and prohibitions hereinafter contained and enacted is declared as a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions hereinafter contained and enacted are in pursuance of and for the purpose of securing and promoting the health, safety, welfare and quality of life of the people of this county.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DIXIE COUNTY FLORIDA, TEMPORARY POLITICAL CAMPAIGN SIGNS SHALL BE ERECTED ONLY IN THE FOLLOWING PERMISSABLE AREAS:

Dixie County County Commissioner District 1:

1. Along County Road 351, between N.E. 558 Avenue and N.E. 544 Avenue on the east side of County Road 351, in the right of way at least 12 feet from the pavement.
2. Along State Road 349 and County Road 351, by the Dixie County Emergency Services Station, located at 12756 N.E. County Road 351, Old Town, Florida 32680, out of the right of way on county-owned property.
3. Along State Road 349, in front of the First District Community Building, located at 9335 N.E. County Road 349, Old Town, Florida 32680, out of the right away on county-owned property.

Dixie County County Commissioner District 2:

1. Along County Road 349, across from the Dixie District Schools Old Town Education Center, located at 823 S.E. County Road 349, Old Town, Florida 32680, on the west side of the road, in the

- right of way, at least 12 feet from the pavement, for a length of 100 yards, beginning 50 yards south of the intersection of County Road 55-A and County Road 349.
2. Along State Road 349, on the east side of the road and east of the utility poles, at least 100 feet north of N.E. 272 Avenue (also known as “Willow Hole Road”), for a length of 100 yards.

Dixie County County Commissioner District 3:

1. Along County Road 55-A, by the Bookie Evans Community Building, located at 1950 S.E. County Road 55-A, Old Town, Florida 32680, out of the right away on county-owned property.
2. Along County Road 349, at Glenn Dyals Park, located at 21354 S.E. County Road 349, Suwannee, Florida 32692, out of the right away on county-owned property within the chain-link fence.

Dixie County County Commissioner District 4:

1. Along County Road 351, on the west side and 100 feet north of N.E. 295 Avenue (also known as “Jack Roberts Curve”), in the right of way, at least 12 feet from the pavement, for a length of 100 yards.
2. At the intersection of County Road 351 and N.E. 538 Street (also known as “Spillers Highway”), on the south side of County Road 351 and at least 100 feet west of N.E. 538 Street, in the right of way at least 12 feet from the pavement, for a length of 100 yards.

Dixie County County Commissioner District 5:

1. Along County Road 351, north of the entrance to the Horseshoe Beach Roll-off Site, located at 17826 S.W. County Road 351, Horseshoe Beach, Florida 32648, on the west side of the road, in the right of way at least 12 feet from the pavement, for a length of 100 yards.
2. Along County Road 358, at DTRAC Park, located at 4562 S.W. County Road 358, Jena, Florida 32359, out of the right away on county-owned property within the chain-link fence.

SECTION 1. DEFINITIONS

- (1) For the purpose of this Ordinance, a “temporary political campaign sign” is defined as a paid advertising sign announcing or supporting political candidates or issues in connection with any national, state or local election.
- (2) Under Section 334.03(21), Florida Statutes, a “right of way” means land in which the state, the department, a county, or a municipality owns the fee or has an easement devoted to or required for use as a transportation facility.

SECTION 2. CONFLICTS

- (1) This Ordinance shall not conflict with any other Dixie County ordinance or, State and Federal laws pertaining to signs and, in particular, paid political signs

SECTION 3. SEVERABILITY

- (1) 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. ENFORCEMENT

(1) Any temporary political campaign sign found to be erected in areas other than those specified in this Ordinance shall be removed by the Dixie County Road Department.

SECTION 5. EFFECTIVE DATE

This Ordinance shall become effective immediately upon adoption by the Dixie County Board of County Commissioners.

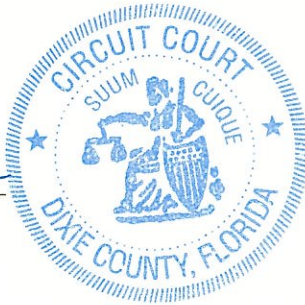
PASSED AND DULY ADOPTED this 17th day of May, 2018 by the Dixie County Board of County Commissioners.

Attest:

DIXIE COUNTY BOARD
OF COUNTY COMMISSIONERS



Dana Johnson, Clerk of Court





Mark Hatch, Chair