

RESOLUTION NO. 2024 - 022

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, PROHIBITING PARKING WITHIN THE RIGHT-OF-WAY ON BLACKBIRD AVENUE FROM CORTEZ BOULEVARD/SR50 TO NODDY TERN ROAD, PURSUANT TO SECTION 20-40, CODE OF ORDINANCES, HERNANDO COUNTY, FLORIDA, AND CHAPTER 316, FLORIDA STATUTES; PROVIDING FOR FINDINGS; PROVIDING FOR PLACEMENT OF “NO PARKING ON RIGHT-OF-WAY” SIGNS; PROVIDING FOR ENFORCEMENT AND PENALTIES; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 316.006(3), *Florida Statutes*, Hernando County has original jurisdiction over all streets and highways located within Hernando County, excluding state roads and streets and highways within municipalities; and

**WHEREAS**, pursuant to Section 316.006(3), *Florida Statutes*, Hernando County may place and maintain traffic control devices, which conform to the specifications of the Florida Department of Transportation, upon all streets and highways under its jurisdiction as the County deems necessary to regulate, warn or guide traffic; and

**WHEREAS**, pursuant to Section 316.006 (3), *Florida Statutes*, Hernando County may, with respect to streets and highways under its jurisdiction, provide for the installation of regulatory signs if a determination is made that the signage will enhance traffic safety; and

**WHEREAS**, pursuant to Section 20-40, *Code of Ordinances, Hernando County, Florida*, the Board of County Commissioners may prohibit parking upon designated county streets, roads, medians, highways, or bridges, including road right-of-way thereof, by posting signs indicating that no parking is allowed on designated portions of a roadway, including right-of-way; and

**WHEREAS**, the Department of Public Works – Engineering Division, has reported the reasons why parking is detrimental within the public road right-of-way on Blackbird Avenue from Cortez Boulevard/SR50 to Noddy Tern Road, as shown on **EXHIBIT A, B, C, D, and E** attached hereto; and

**WHEREAS**, the Board of County Commissioners find that prohibiting parking within the road right-of-way on Blackbird Avenue from Cortez Boulevard/SR50 to Noddy Tern Road, as shown on **EXHIBIT A, B, C, D, and E** is necessary to protect the public’s health, safety, and welfare.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1. Findings.** Pursuant to Section 20-40, *Code of Ordinances, Hernando County, Florida*, and Chapter 316, *Florida Statutes*, the Board of County Commissioners have received the report of the Department of Public Works – Engineering Division, stating the reasons why parking within the road right-of-way on Blackbird Avenue from Cortez Boulevard/SR50 to Noddy Tern Road, as shown on **EXHIBIT A, B, C, D, and E** is detrimental, including but not limited to, restricting the access of emergency vehicles, and find that prohibiting such parking is necessary to protect the public's health, safety, and welfare.

**SECTION 2. No Parking on Right of Way Signs to be Placed.** "NO PARKING ON RIGHT-OF-WAY" signs may be placed within the right-of-way on Blackbird Avenue from Cortez Boulevard/SR50 to Noddy Tern Road.

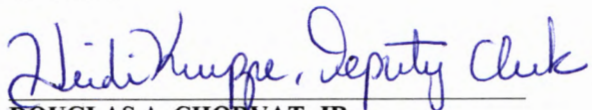
**SECTION 3. Enforcement and Penalties.** Any person found guilty of violating the parking restriction established by this Resolution shall be punished according to the provisions of Chapter 316, *Florida Statutes*, the Florida Uniform Traffic Control Law, Section 316.655, Penalties, and Chapter 318, Disposition of Traffic Infractions.

**SECTION 4. Effective Date.** This Resolution shall become effective immediately upon adoption.

ADOPTED IN REGULAR SESSION THE 9TH DAY OF JANUARY, 2024, A.D.

BOARD OF COUNTY COMMISSIONERS  
HERNANDO COUNTY, FLORIDA

ATTEST:

  
DOUGLAS A. CHORVAT, JR.  
CLERK OF CIRCUIT COURT & COMPTROLLER

  
ELIZABETH NARVERUD  
CHAIRWOMAN



Approved as to Form and  
Legal Sufficiency

By: Victoria Anderson  
County Attorney's Office



EXHIBIT A



EXHIBIT B





EXHIBIT C

EXHIBIT D







Blackbird Avenue

Exhibit E

Scale - Not To Scale  
 Mapped by - Dept. of Public Works/Engineering Div.  
 Map Date - 11/30/2023



Hernando County Geographic Information System (GIS)  
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