

RESOLUTION NO. 2023-157

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, PROHIBITING PARKING WITHIN THE RIGHT-OF-WAY ON CORTEZ BOULEVARD (FROM MARY'S FISH CAMP ROAD TO 675' WEST OF AVENUE OF THE PALMS) 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" "TOW-AWAY ZONE" AND "\$110 FINE" 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 316.008(1)(g), Florida Statutes, Hernando County may, with respect to streets and highways under its jurisdiction, restrict the use of streets; 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-ways thereof, by posting signs indicating that no parking is allowed on designated portions of a roadway, including right-of-ways; and

WHEREAS, the Department of Public Works - Engineering Division, has reported the reasons why parking is detrimental within the road right-of-way on Cortez Boulevard (from Mary's Fish Camp Road to 675' West of Avenue of the Palms), as shown on **EXHIBIT A** attached hereto; and

WHEREAS, the Board of County Commissioners find that prohibiting parking within the road right-of-way on Cortez Boulevard (from Mary's Fish Camp Road to 675' West of Avenue of the Palms), as shown on **EXHIBIT A**, 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 has received the report of the Department of Public Works - Engineering Division, stating the reasons why parking within the road right-of-way on Cortez Boulevard (from Mary's Fish Camp Road to 675' West of Avenue of the Palms), as shown on **EXHIBIT A**, is detrimental, including but not limited to, damage to the roadway shoulders, and find that prohibiting such parking is necessary to protect the public's health, safety, and welfare.

SECTION 2. No Parking, Tow-Away Zone and \$110 Fine Signs to be Placed. "NO PARKING" "TOW-AWAY ZONE" and "\$110 FINE" signs may be placed within the right-of-way on Cortez Boulevard (from Mary's Fish Camp Road to 675' West of Avenue of the Palms).

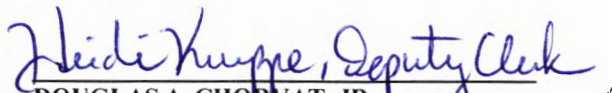
SECTION 3. Penalties. Any person found guilty of violating the parking restriction established by this Resolution shall be punished according to the provisions of Chapter 316, Florida Statutes, the Florida Uniform Traffic Control Law, Section 316.655, Penalties, and Chapter 318, Disposition of Traffic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

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

ADOPTED IN REGULAR SESSION THE 25th DAY OF July, 2023, A.D.

**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

ATTEST:


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


JOHN ALLOCCO
CHAIRMAN

(SEAL)



Approved as to Form and
Legal Sufficiency

By: Victoria Anderson
County Attorney's Office



**Proposed "NO PARKING" "TOW-AWAY" "\$110 FINE" Signage
on Cortez Boulevard
Exhibit A**

Scale - 1:500 To Order
Prepared by - Dept. of Public Works/Engineering Div.



Approved County Board/Commission Information System - 1/1/11
City/County Legal Counsel

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