

ORDINANCE NO.: 90- 10

AN ORDINANCE PROHIBITING COMMERCIAL SALTWATER FISHING BY ANY MEANS IN MANMADE CANALS/WATERWAYS WITHIN THE LIMITS OF HERNANDO COUNTY, FLORIDA; PROVIDING FOR ENFORCEMENT; PROVIDING FOR THE PURPOSE OF THIS ORDINANCE; PROVIDING FOR THE REPEAL OF HERNANDO COUNTY ORDINANCE 90-3; PROVIDING FOR INCLUSION IN THE COUNTY CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECRETARY OF STATE

JUL 31 10 22 AM '90

BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY FLORIDA.

SECTION I. GENERAL

Pursuant to the authority of Section 370.102, Florida Statutes, fishing, as described in Section II of this Ordinance, within the manmade canals/waterways in Hernando County, that have been dedicated to Hernando County as rights-of-way, is prohibited in order to protect the safety and welfare of the citizens of the County.

SECTION II.

It shall be unlawful for any person, firm or corporation to set, fish or cause to be fished in the man made salt water canals in Hernando County, Florida, any seine, gill net or any other kind of net for the purpose of taking or catching any salt water fish. Common dip nets or cast nets used only for the catching of bait, are permitted.

SECTION III.

The Hernando County Port Authority shall post and maintain signs at the entrance to such waterways, indicating the above prohibition.

SECTION IV. SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or

unconstitutional by any court of competent jurisdiction, or administrative agency, such portion shall be deemed a separate, distinct and independent provision, and except as otherwise expressly provided herein, such holding shall not affect the validity of the remaining portions thereof, all of which will remain in full force and effect, except as otherwise provided for herein.

SECTION V. REPEAL

Ordinance No. 90-3 is hereby repealed and declared null and void and of no effect.

SECTION VI. INCLUSION IN THE CODE

It is the intention of the Board of County Commissioners of Hernando County, Florida and it is hereby provided that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "section", "article", or other appropriate designation.

SECTION VII. EFFECTIVE DATE

This Ordinance shall become effective upon receipt of official acknowledgment from the Secretary of State that said Ordinance has been filed.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS in Regular Session this 24th day of July, 1990, A.D.

(SEAL)

Attest:


Karen Nicolai
KAREN NICOLAI
Clerk

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By:

Henry D. Ledbetter
HENRY D. LEDBETTER
Chairman