

RESOLUTION NO. 5
RESOLUTION REGULATING JUNK YARDS

WHEREAS, the 1967 Florida Legislature enacted Chapter 67-1741, authorizing the Board of County Commissioners of Nassau County to regulate and restrict the use of lands for junk yards in Nassau County, and

WHEREAS, in said Act the Legislature defined a junk yard to be an establishment or place of business which is maintained or operated for the use of storing, keeping, buying or selling junk, or for the maintenance or operation of an automobile graveyard and did make it a crime for any person to violate the regulations prescribed by this Board of County Commissioners and declared such violation to be a misdemeanor and, upon conviction, to be punished as provided by general law, and

WHEREAS, this Board has determined that junk yards should be regulated in Nassau County and that such regulations should be set forth in this Resolution.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, in regular meeting duly assembled, that junk yards be regulated in Nassau County as follows:

1. Definitions:

(a) "Junk" shall mean old or scrap copper, brass, rope, rags, batteries, paper, lumber, trash, rubber, debris, oddments, wastements, litter, leavings, ruins, castoffs, rummage, waste, or junked, dismantled or wrecked automobiles, or parts thereof, iron, steel and other old or scrap ferrous or non-ferrous material.

(b) "Automobile graveyard" shall mean an establishment or place of business which is maintained or operated for the use of storing, keeping, buying or selling wrecked, scrapped, ruined, or dismantled motor vehicle or motor vehicle parts.

(c) "Junkyard" shall mean an establishment or place of business which is maintained or operated for the use of storing, keeping, buying or selling such junk, or for the maintenance or operation of an automobile graveyard and shall be construed to include garbage dumps and sanitary fills.

(d) "Highway" shall be construed in the provisions of this Resolution to mean any County owned or maintained road located in Nassau County.

(e) "Fence" shall mean an enclosure at least eight feet in height so constructed or planted and maintained as to obscure the junk in said enclosure from ordinary view to those persons passing upon the highways in this state.

2. Restrictions as to location:

No junkyard shall be operated or maintained within one thousand feet of any highway right of way; provided, however, that a person who was operating or maintaining a junkyard less than one thousand feet from any highway prior to the date of this Resolution, may be permitted to operate and maintain his junkyard if the view from such highway is obscured by natural objects, plantings or fences on his property line as herein defined; provided further, that the provisions herein shall not be construed to prohibit any person who operates or maintains a junkyard less than one thousand feet from any highway prior to the date of this Resolution, to enlarge, expand or increase the size of said junkyard.

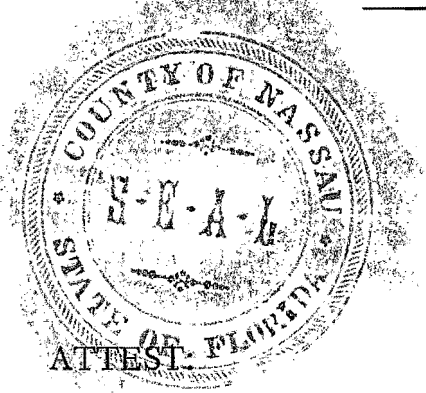
3. Requirements as to fences:

The entire area occupied by a junk yard shall be surrounded by a substantial fence or wall eight feet in height. The fence or wall shall have no openings except for entrance and exit, and entrance and exit openings shall be equipped with unpierced gates. A fence constructed under the provisions of this Resolution shall be kept in good order and repair. This provision shall apply to all new junk yards which may hereafter be established and shall likewise apply to existing junk yards.

4. Penalties:

Any person violating these regulations shall be determined guilty of a misdemeanor and, upon a conviction, shall be punished as provided by general law, all in accordance with Chapter 67-1741, Laws of Florida.

ADOPTED this 10th day of ~~May~~^{June,} A. D. 1969.



BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA.

By: Harry Poole
Chairman

Dooley
Ex-Officio Clerk