

CHAPTER XIV. LITTER CITATION

14.00.00. TITLE, AUTHORITY AND APPLICABILITY

14.00.01. Short title.

This chapter shall be known and may be cited as the Walton County Land Development Code and Litter Citation Ordinance.
(Ord. No. 98-8, 4-14-98)

14.00.02. Authority.

This chapter supplements the provisions of section 12.02.00 of this appendix, and is enacted pursuant to the requirements and authority of F.S. § 162.61, enforcement of County or municipal codes or ordinances, and the general powers granted in F.S. Ch. 125.

(Ord. No. 98-8, 4-14-98)

14.00.03. Applicability.

This chapter shall apply to and be enforced in all unincorporated areas of the County.

(Ord. No. 98-8, 4-14-98)

14.01.00. DESIGNATION OF VIOLATIONS AND PENALTIES

14.01.01. Designated violations and fines.

The violations listed below by reference to section number [within this appendix] and description of violation, or other ordinance, may be enforced by issuance of a civil citation meeting the requirements of F.S. § 162.21 and section 12.02.05 of this appendix. The prescribed fine if the citation is uncontested by the violator shall be as shown beside the applicable violation.

TABLE INSET:

Section Number	Description	Fine
5.04.03.C.1.	<i>Clear Visibility Triangle</i>	\$50.00
	Nothing shall be erected, placed, parked, planted, or allowed to grow in such a manner as to materially impede vision between a height of two feet and ten feet above the grade, measured at the centerline of the intersection. [The distances from the centerline of the intersection in relation to street type are as follows:]	
	Driveway or residential street. Distance from centerline of intersection – 50 feet	
	Collector. Distance from centerline of intersection – 80 feet	
	Arterial. Distance from centerline of intersection – 100 feet	

5.04.07.A.2(h)	<i>White sand protection restrictions.</i>	\$100.00
	The restriction shall apply to the area located south of U.S. Highway 98 eastward from Okaloosa County line to County Road 30A, thence south of County Road 30A eastward to the juncture of U.S. Highway 98 and the Bay County line. The restricted area shall also include any lakes and adjoining land surrounding said lake, when said lake abuts County Road 30A.	
	In the restricted area, there shall be no use of construction material, which is subject to wind or water transport, that permanently discolors the white beach sands. Such construction materials include, but are not limited to, red or yellow clay or sand.	
	Any material prohibited above may be used if recommended by the County Engineer and approved by the board of County Commissioners.	
	Violations of this restriction shall constitute a misdemeanor. Each day of violation shall constitute a separate and distinct offense and shall be subject to a fine of up to \$500.00 per day. The building inspector shall be notified of any construction where said violation occurs and material in violation of this restriction is removed. Upon the violation all red clay or discoloring material in violation of this restriction shall be removed within ten days of the violation.	
5.07.08.A	<i>Requirements for outdoor storage.</i>	\$25.00
	All junk shall be screened by a six foot high fence, or natural vegetation or foliage of equal height.	
5.07.08.B.	<i>Duty of maintenance of private property.</i>	\$25.00
	No owner of any premises shall maintain or keep or allow any tenant, lessee, occupant, or other person to maintain or keep any nuisance thereon, nor shall any person keep or maintain such premises in a manner causing substantial decrease in the value of the other property in the same residential area in which such premises are located.	
5.07.08.C	<i>Exterior storage of nonoperating vehicles, junk, or debris.</i>	\$25.00
	No owner of a premises shall allow partially dismantled, wrecked, junked, discarded, or otherwise nonoperating or nonregistered or unlicensed motor vehicles, or junk to remain on such property longer than 30 days. This section shall not apply with regard to any nuisance or junk in an enclosed building, or shielded by a visual screen or so located on a property as not to be readily visible from any public place or from any surrounding public property.	
6.01.04.A.1.	<i>Storage buildings, utility buildings, greenhouses.</i>	\$50.00

	No accessory buildings used for industrial storage of hazardous, incendiary or noxious materials shall be located nearer than 100 feet from any property line.	
6.01.04.A.1.	Fences.	\$50.00
	In areas where the property faces two roadways or is located in any other area construed to be a corner lot, no opaque fence or hedge exceeding two feet in height shall be located in the vision triangle described in section 5.04.03.C.	
6.04.00.B.,D.	Temporary uses – Development order required.	\$50.00
	No temporary use shall be established unless a development order evidencing the compliance of such use with the provisions of this section and other applicable provisions of this chapter shall have first been issued. All temporary uses must be located on private property [and are subject to the setback requirements for commercial development, parking area requirements for commercial development, as well as applicable scenic corridor guidelines.]	
6.04.02.A	Roadside vending operations.	\$50.00
	A roadside vending operation is permitted in any district, with the exception of the designated scenic corridors within the County.	
	The following signs are expressly prohibited:	
	A. Signs that are in violation of the building code or electrical code adopted by the County.	\$50.00
	B. Any sign that, in the opinion of the building official or the director of planning and zoning, does or will constitute a safety hazard.	\$50.00
	C. Blank temporary signs.	\$50.00
	D. Signs that obstruct the vision of pedestrians, cyclists, or motorist traveling on or entering public streets.	\$50.00
	E. Signs placed upon benches, bus shelters or waste receptacles, except as authorized in writing pursuant to Florida Department of Transportation standards.	\$25.00
	F. Snipe Signs.	\$25.00
	G. Signs with a revolving or rotating beam or beacon of light that simulates any emergency light or design.	\$50.00
	H. Portable signs located in the area of the County south of the Choctawhatchee Bay known as South Walton County.	\$25.00
	I. All signs excluding regulatory signage specifically approved by the Board of County Commissioners are prohibited in right of ways.	\$25.00
7.04.02	Removal of illegal temporary signs.	\$25.00

	Any temporary sign not complying with the requirements of this section is illegal and subject to immediate removal. The owner will be notified by the County and given 15 days to remove the illegal sign. If the illegal sign is not removed at the end of the 15 day period, the County may impose a fine in accordance with section 10.13.00 and shall remove the illegal sign at the owner's expense.	
7.04.02	<i>Permissible temporary signs requiring a permit.</i>	\$25.00
	Temporary signs serving the functions below shall require a sign permit and shall be subject to the provisions of this Code:	
	A. To indicate the grand opening or promotional sale for a business or other activity. Such message may be displayed for a period not exceeding 14 days and such display shall be limited to no more than four times per year, except that interior window signs indicating a sale may be displayed any number of times per year.	
	B. To indicate the existence of a new business, or a business in a new location, if such business has no permanent signs. Such message may be displayed for a period of not more than 60 days or until installation of permanent signs, whichever shall occur first.	
7.07.03	<i>Illumination Standards.</i>	\$50.00
	A. Sign lighting may not be designed or located to cause confusion with traffic lights.	
	B. Illumination by floodlights or spotlights is permissible so long as none of the light emitted shines directly onto an adjoining property or into the eyes of motorists or pedestrians using or entering public streets.	
11.04.03.A.	<i>Sign Permits.</i>	\$25.00
	No erection, alteration, or reconstruction of any sign shall be commenced without obtaining a sign permit from the building official. No sign permit shall be issued for development without written certification that plans submitted conform to applicable regulations.	
	When a sign permit has been issued by the building official, it shall be unlawful to change, modify, alter or deviate from the terms of said permit without obtaining prior written approval of the building official.	
13.02.00.F.2.	<i>Prohibited signs.</i>	\$25.00
	In addition to the signs prohibited in section 7.02.02, the following signs shall be prohibited in the Route 30A scenic corridor: permanent outdoor advertising signs (billboards); pole signs; water towers as advertising; wall murals as advertising; off premise signs (signs located on other properties); temporary mobile signs; interior lit single panel plastic or lexan face; streamers, pennants,	

	ribbons, spinners and other similar devices; flashing signs; signs containing reflective elements that sparkle or twinkle in the sunlight; roof signs and signs containing moving parts.	
13.02.01.III	<i>Outside merchandising/storage.</i>	\$25.00
	There shall be no outdoor display of merchandise, goods or products within the scenic corridor district. Open or covered storage for merchandise, goods or products shall not be visible from U.S. 98 or U.S. 331.	
13.02.01.III	<i>Temporary structures for promotional purposes.</i>	\$25.00
	Temporary structures, specifically tents, are allowed only for certified nonprofit organizations and must be approved for a temporary structure permit as outlined in section 6.00.00 of this Code. The tent or temporary structure shall be placed only for a maximum time period of 72 hours. A nonprofit organization shall only be granted a maximum of two temporary structure permits within a calendar year. Banners advertising said charitable promotion shall also be allowed for the same maximum time period of 72 hours.	
13.02.01.III	<i>Signage—Prohibited signs.</i>	\$25.00
	In addition to those prohibited signs described in section 7.00.00, the following are also prohibited [in the Scenic 98/331 Corridor]: billboards; pole signs; water towers as advertising; wall murals as advertising; off premise signs (sign located on other properties); temporary mobile signs; interior lit single panel plastic or lexan face signs.	
13.02.01.III	No flags, spinners, banners, etc., are allowed for permanent promotion purposes. Vehicles bearing the name of an establishment may not be parked in front so as to serve as "additional signage" for the establishment. Such vehicles shall be subject to removal.	\$25.00
13.02.01.III	<i>Temporary signs (scenic 98/331 Corridor).</i>	\$25.00
	Temporary storefront signage permitted, not to exceed ten percent of the total facade square feet of the occupied unit.	
	Temporary signage may not be affixed to the storefront window and must be professionally constructed of a durable material.	
	Hand lettered, cardboard or paper temporary signs are not permitted.	
	Print advertising mounted on a rigid material and hung in the storefront window is not permitted.	
9-101-9-118	Walton County Litter and Nuisance Control Ordinance.	

(Ord. No. 98-8, 4-14-98)

14.02.02. Enforcement.

Designated code enforcement officers shall issue citations for the violations included in this chapter, ensuring compliance with section 12.02.04 of this appendix prior to issuance of such citation.

(Ord. No. 98-8, 4-14-98)

14.02.03. Disposition of repeat offenses.

Repeat offenses of the violations cited under this chapter shall be referred to the County Code Enforcement Board for hearing and disposition.

(Ord. No. 98-8, 4-14-98)

14.03.00. ESTABLISHMENT OF A CODE ENFORCEMENT FUND

14.03.01. Account established.

There shall be an account established in the fiscal records of the County for the deposit of fines received by the clerk of the court under this chapter and for those imposed by the code enforcement board. This fund shall be established at the first of the fiscal year following adoption of this chapter.

(Ord. No. 98-8, 4-14-98)

14.03.02. Use of funds collected.

Funds credited to this account shall be used only to defray the costs of enforcement and the operation of the code enforcement board. Such costs include, but are not limited to compensation of counsel for the code enforcement board, a court reporter to record verbatim testimony at code enforcement board hearings, training expenses, equipment and supplies that may be required to support code enforcement efforts in the County.

(Ord. No. 98-8, 4-14-98)

14.03.03. Authorization of expenditures.

Expenditure of funds from this account shall be managed and approved by the assistant administrative supervisor under procurement regulations that are established by the County Board of Commissioners.

(Ord. No. 98-8, 4-14-98)

NOTES: