

AN ORDINANCE RELATING
TO SIGN VANDALISM

WHEREAS, Hart County Fiscal Court attempts to provide signage on all county roads for the purpose of informing the public and to protect the well-being of all citizens traveling said roads; and

WHEREAS, the destruction of such signs has placed a hardship on the traveling public.

BE IT ORDAINED, BY THE FISCAL COURT OF THE COUNTY OF HART, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:

Section 1--Definitions

- A. "Road" shall mean any public passageway under the jurisdiction and maintenance of Hart Fiscal Court.
- B. "Sign" shall mean any device used to give direction, distinguish road names, provide warning including but not limited to slow, curve, hill, bump, yield, stop, and miles per hour. Also any device used to protect the well-being of the traveling public including devices used to designate construction zone, men working, lane closed and road closed. The term sign is inclusive and shall encompass the device holding or supporting the sign.
- C. "Defacing" shall mean any form of mutilation or destruction including the bending of signs, application of spray paint, application of stickers or decals or other actions which may in some way detract or limit the use of a sign.

Section 2

It is hereby unlawful for any person to deface or remove a sign placed by Hart County on a county road.

Section 3--Penalty

- A. Any person proven to have willfully defaced or removed a sign located on a county road shall be in violation of this ordinance. Any person who engages in the activity prohibited by this Ordinance shall be fined not less than One Hundred Dollars (\$100) nor more than Five Hundred Dollars (\$500) for each violation and up to one (1) year in the county jail.

- B. Any person found in violation of Section 2(A) shall be ordered to pay restitution to the County of Hart, Commonwealth of Kentucky in an amount not less than One Hundred Dollars (\$100) or the actual cost of the sign and its replacement, whichever is greater.
- C. Any person who is guilty of defacing a sign through accident or unwillful action of his own shall not be guilty of Section 2 (A and B) but shall be responsible for the replacement cost of the sign.

Section 4--Effective Date

This Ordinance shall take effect upon its passage and approval.

FIRST READING GIVEN ON THE *21st* DAY OF *March*, 1991.

ADOPTED THIS *4th* DAY OF *April*, 1991.

Vince Lang

VINCE LANG
Hart County Judge/Executive

ATTEST:

Tammie Sims

TAMMIE SIMS
Clerk, Hart Fiscal Court