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ORDINANCE NO. 01-04

AN ORDINANCE NAMING THE BLUE CREEK METHODIST CHURCH ROAD; PROHIBITING ITS USE EXCEPT BY BONA FIDE USERS; PROVIDING A PENALTY; AND AN EFFECTIVE DATE.

WHEREAS, Blue Creek Methodist Church Road has been conveyed to the County, subject to use by bona fide users;

WHEREAS, any use for purposes by others than bona fide users will constitute a violation of the extent of public ownership; and

WHEREAS, it is in the interest to restrict the use of the road to bona fide users of the Cemetery and Church;

NOW, THEREFORE, being enacted by the Board of County Commissioners of Liberty County:

Section 1. The Board of County Commissioners hereby names the roadway extending from County Road 2224 to Blue Creek Methodist Church and Cemetery as the Blue Creek Methodist Church Road. A survey of the boundaries of the Blue Creek Methodist Church Road is attached hereto as Exhibit A and incorporated by reference.

Section 2. It shall be unlawful for any person to utilize Blue Creek Methodist Church Road for any purpose other than ingress and egress to the Church and Cemetery by bona fide users of that property and by adjoining property owners and their guests. Notwithstanding the above restriction, the County, or individuals under contract with the County, may access and use Blue Creek Methodist Road to provide repairs and maintenance.

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Section 3. A bona fide user shall be anyone who is an acquaintance, relative or descendent of a person buried at the cemetery or anyone who is present at the church for social, civic, religious or community purposes or functions.

Section 4. A violation of this offense shall be punishable by a fine not exceeding \$500.00 and/or imprisonment not exceeding sixty (60) days.

Section 5. Effective Date. This action shall be effective upon being filed with the Secretary of State.

DULY ENACTED this 9th day of August, 2001.

BOARD OF COUNTY COMMISSIONERS OF  
LIBERTY COUNTY

By: *John F. Bamber*  
Chairman

ATTEST:

*Robert Hill*  
Clerk

APPROVED AS TO FORM:

*Shalene Groves*  
County Attorney

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**EXHIBIT A**

**LEGAL DESCRIPTION:**

Commence at a 6 inch diameter terra-cotta concrete monument marking the Northeast Corner of Section 26, Township 1 South, Range 5 West, in Liberty County, Florida: thence South 00 degrees 00 minutes 35 seconds West 2595.46 feet to a found concrete monument (RLS 2400); thence North 64 degrees 16 minutes 15 seconds West 1239.08 feet to a found concrete monument (LS 2400) at the most Westerly corner of the Blue Creek Methodist Church and Cemetery; thence North 26 degrees 18 minutes 02 seconds East along the Westerly boundary of said Blue Creek Methodist Church and Cemetery a distance of 216.45 feet to an iron rod (LS 5024) and the Point of Beginning. From said Point of Beginning thence North 63 degrees 40 minutes 10 seconds West 761.24 feet to an iron rod (LS 5024) on the Easterly Right of Way boundary of County Road No. 2224 (100' Right of Way); thence North 36 degrees 16 minutes 04 seconds East along said Easterly Right of Way boundary a distance of 30.46 feet to an iron rod (LS 5024); thence South 63 degrees 40 minutes 10 seconds East along a fence marking the Northerly boundary of the proposed road a distance of 755.97 feet to an iron rod on the aforesaid Westerly boundary of Blue Creek Methodist Church and Cemetery; thence South 26 degrees 18 minutes 02 seconds West along said Westerly boundary a distance of 30.00 to the Point of Beginning.