

CARIBOU COUNTY

ORDINANCE NO. 07-01

AN ORDINANCE OF CARIBOU COUNTY, IDAHO PROHIBITING THE OPERATION OF CANAL SYSTEMS, FLOOD IRRIGATION, OR SPRINKLER IRRIGATION SYSTEMS IN SUCH A MANNER WHEREBY WATER FROM SAID SYSTEMS FALLS UPON, FLOODS, OR SPRINKLES COUNTY ROAD RIGHT-OF-WAYS; ESTABLISHING A PENALTY FOR VIOLATION OF THIS ORDINANCE; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CARIBOU COUNTY, IDAHO, AS FOLLOWS.

- Section 1:** No person or entity shall operate a canal system, flood irrigation system, or sprinkler irrigation system in Caribou County, Idaho, in such a manner that said systems allow water to fall upon, run onto, flood, spray, or sprinkle within five (5) feet of the traveled surface of a Caribou County road right-of-way.
- Section 2:** This Ordinance shall not apply to the accidental application of water to roadways caused by wind conditions.
- Section 3:** All sprinkler irrigation system lines running perpendicular to a county road right-of-way shall have attached thereto a splash guard or screen on the riser of the sprinkler closest to the road or other mechanism to prevent water from being applied to the road as described in Section 1.
- Section 4:** All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.
- Section 5:** The first violation of this Ordinance shall result in the violator receiving a written warning. Each subsequent violation shall result in a fine as set forth in Section 6.
- Section 6:** Any person convicted of or pleading guilty to a violation of this Ordinance shall be guilty of an infraction and fined the sum of \$50.00 for the first offense. Any person convicted of or pleading guilty to a violation of this Ordinance for a second time within one year will be guilty of an infraction and fined the sum of \$100.00. Any person convicted of or pleading guilty to a violation of this Ordinance three or more times within one year will be guilty of an infraction and fined the sum of \$200.00

Section 7: This Ordinance shall be in full force and affect from and after its passage, approval, and publication according to law.

PASSED AND APPROVED this 12 day of March, 2007, by the Board of County Commissioners of Caribou County, Idaho.


Lloyd Rasmussen, Chairman
Board of Caribou County Commissioners

ATTEST:


Veda Mascarenas, Clerk of the Board