

The Board of Supervisors of Pike County, Mississippi considered further its ordinance dated July 7, 1998, regarding the regulation of renting and use of inner tubes, canoes, boats, and other vessels, to be operated on public streams and waterways of the County. Interested citizens appeared before the Board following the adoption of the resolution, urging the Board to regulate the activities of such privately owned and used vessels, in addition to those rented.

On motion of Supervisor Lexie Elmore, which motion was seconded by Supervisor Carroll Fortenberry, the ordinance dated July 7, 1998, regulating renting and use of rental inner tubes, canoes, boats, and other vessels to be operated on public streams and waterways of the County, was duly rescinded. Further, the following resolution was duly adopted, to-wit:

**RE: AN ORDINANCE REGULATING RENTING AND USE OF RENTAL AND PERSONALLY OWNED INNER TUBES, CANOES, BOATS, AND OTHER VESSELS TO BE OPERATED ON PUBLIC STREAMS AND WATERWAYS OF THE COUNTY.**

WHEREAS, this Board has authority to regulate the activities of the public upon the public streams and waterways in Pike County, Mississippi; and

WHEREAS, drunkenness in a public place is prohibited by Section 97-29-47, Mississippi Code Annotated; and

WHEREAS, the Board has authority to regulate and prohibit the deposit of trash, waste, and debris upon the public streams and waterways in Pike County, Mississippi, and to provide penalties for instances in which persons deposit litter, trash, and debris upon such public streams and waterways; and

WHEREAS, it has come to the attention of this Board that the public drunk, litter, and other laws of the State of Mississippi are often violated by persons using rented or

personally owned inner tubes, canoes, etc. upon such public streams and waterways within Pike County, Mississippi; and

WHEREAS, it would be in the best interests of Pike County, Mississippi and its people that an ordinance be enacted regulating the renting and use of rented and personally owned inner tubes, canoes, etc. upon such waterways.

IT IS, THEREFORE, ORDERED AND RESOLVED as follows:

1. All persons, firms, corporations, partnerships or other business entities renting, leasing, permitting, chartering or loaning inner tubes, canoes, other flotation devices, vessels or water craft, shall cause the ownership of any and all such inner tubes, canoes, boats, other flotation devices, vessels or water craft to be identified only by numbers and letters not less than three (3") inches in height permanently imprinted on the craft. This provision does not apply to privately owned vessels or watercraft ordinarily used by the owners thereof.

2. All persons, firms, corporations, partnerships or other business entities renting, leasing, permitting, chartering or loaning inner tubes, canoes, other flotation devices, vessels or water craft, shall maintain a registry of any and all such inner tubes, canoes, other flotation devices, vessels or water craft so rented, leased, permitted, chartered or loaned. The registry shall include the name, address, drivers license number and signature of the person so renting, leasing, permitting, chartering or borrowing such inner tubes, canoes, other flotation devices, vessels or water craft. For groups of persons who rent two or more inner tubes at the same time, one person may be designated as the representative and shall furnish the above information. This registry shall be maintained for at least three (3) months and shall be made available to any law enforcement authorities requesting

such. This provision does not apply to privately owned vessels or watercraft ordinarily used by the owners thereof.

3. No person who operates an inner tube, canoe, or other flotation device, whether rented or privately owned, and who uses the public streams and waterways in Pike County, Mississippi, shall have in their possession upon such public streams and waterways firearms, glass bottles or glass or styrofoam containers of any type. All containers, such as ice chests, are required to have the tops secured by rubber strap or similar means.

The prohibition against the possession of firearms shall not apply to duly licensed hunters engaged in legal hunting activities.

4. Streams and waterway of Pike County, Mississippi are public places, and pursuant to Section 7-29-47, Mississippi Code Annotated, no person shall be drunk on such waterways, under penalties of law set forth in said section.

5. It shall be illegal to throw away or otherwise deposit litter, trash, or debris upon the public streams and waterways of Pike County, Mississippi.

6. All persons, firms, corporations, partnerships or other business entities renting, leasing, permitting, chartering or loaning inner tubes, canoes, other flotation devices, vessels or water craft, shall post a sign no smaller in size than four (4') feet by eight (8') feet in conspicuous and plain view and within fifty (50') feet of each office where such inner tubes, canoes, other flotation devices, vessels or water craft are rented, leased, permitted, chartered or loaned to be in words and figures substantially as follows:

**UNDER PENALTY OF LAW**

No public drunkenness	No bottles or glass or styrofoam containers	No firearms
No littering		No profanity
No unsecured ice chest or container		

No swimming, diving, jumping or wading from banks of stream without written permission of landowner. No picnicking or camping on banks of stream without written permission of landowner.  
All banks are private and posted unless clearly marked as public.

7. Violators may be fined in the sum of One Hundred (\$100.00) minimum to the maximum of One Thousand (\$1,000.00) in addition to the penalty for any state law violated, including Section 97-29-47, Mississippi Code Annotated.

8. This Ordinance shall go into effect thirty (30) days after final adoption by the Board of Supervisors.

SO RESOLVED, on this the 14<sup>th</sup> day of July, 1998.

PIKE COUNTY BOARD OF SUPERVISORS

BY: *Theodore Bullock*  
THEODORE BULLOCK, PRESIDENT

After the discussion, the motion was called to vote and each supervisor voted as follows, to-wit:

Record of Votes

Theodore Bullock, District 1, voting Aye  
Lexie Elmore, District 2, voting Aye  
Aubrey Matthews, District 3, voting Aye  
Tommy Paulk, District 4, voting Aye  
Carroll Fortenberry, District 5, voting Aye

ATTEST:  
JOEL RODNEY BARR, CHANCERY CLERK  
PIKE COUNTY, MISSISSIPPI  
CLERK OF THE BOARD

BY: *Joel Rodney Barr*

