

**NOTICE OF PUBLIC HEARING ON ORDER REGULATING THE
USE OF COUNTY ROAD RIGHT-OF-WAY FOR SPECIAL EVENTS**

PLEASE BE ADVISED that Robertson County intends to consider and possibly take action on an Order Regulating the Use of County Road Right-Of-Way for Special Events in the unincorporated areas of Robertson County.

PUBLIC HEARING: The above referenced and proposed Order Regulating the Use of County Road Right-Of-Way for Special Events will be considered and possibly acted upon at a public hearing conducted on **April 16, 2024** beginning at **1:45pm** in the Robertson County Commissioners Courtroom, 102 W. Decherd Street, Franklin, Texas 77856. The public is invited to attend and comment.

LEGAL REVIEW COVERSHEET

February 2, 2024

Attached, please review the Robertson County Order Regulating the Use of County Road Rights-of-Way for Special Events.

Sign for approval and recommendation of signature.

Approval: Robert Yezak Date: 2-7-24
Robert Yezak
Assistant District Attorney

Comments:



**ORDER REGULATING THE USE OF COUNTY ROAD RIGHTS-OF-WAY FOR
SPECIAL EVENTS**

Whereas, Section 251.151, Transportation Code provides that the Commissioners Court of a county may regulate traffic on a county road or on real property owned by the county, that is under the jurisdiction of the Commissioners Court; and

Whereas, Section 251.016, Transportation Code provides that the Commissioners Court of a county may exercise general control over all roads, highways, and bridges in the county; and

Whereas, Section 251.017, Transportation Code provides that the Commissioners Court of a county may set a reasonable fee for the county issuance of a permit authorized by this chapter for which a fee is not specifically prescribed; and

Whereas, Section 542.202, Transportation Code provides, in part, that this subtitle does not prevent a local authority, with respect to a highway under its jurisdiction and in the reasonable exercise of the police power from regulating or prohibiting a procession or assemblage on a highway.

NOW, THEREFORE, BE IT ORDERED by the Commissioners Court of Robertson County, Texas as follows:

1. An unauthorized procession or assemblage is hereby prohibited on all county roads and county road rights-of-way in Robertson County, Texas. This prohibition shall not apply to a funeral procession under the direction of a licensed funeral director.
2. An unauthorized procession or assemblage consists of ten or more motor vehicles; ten or more horses, mules, or donkeys; ten or more bicycles; ten or more wagons, buggies, or trailers; or any combination of ten or more of the above, operating on a county road or county road right-of-way without a permit.
3. A violation of this Order is a misdemeanor punishable by a fine not to exceed five-hundred dollars (\$500.00).
4. A permit for a procession or assemblage may be considered by the Commissioners Court upon completion of the attached application and payment of a permit fee of two-hundred and fifty dollars (\$250.00).

ORDERED this _____ day of _____ 2024.

Joe David Scarpinato, County Judge

Ty Rampy
County Commissioner, Precinct 1

Donald Threadgill
County Commissioner, Precinct 2

Chuck Hairston
County Commissioner, Precinct 3

James Taylor
County Commissioner, Precinct 4

ATTEST:

Stephanie Sanders, County Clerk