

9. In the event livestock locate themselves on the real property of another the owner of the livestock may go onto such real property to remove the livestock regardless of prohibitions against trespass; so long as the removal can be accomplished without unreasonably causing damage to the real and personal property where the livestock may be found.

10. No person or entity may place a fence, gate or other restriction that temporarily or permanently stops or interrupts travel across any Class B or Class D road existing within Wayne County; regardless of whether such gate or other restriction is locked or unlocked.

11. Persons or entities desiring to fence or otherwise enclose their real property upon which a Class B or Class D road exists must use a cattle guard or other type of device that does not restrict travel on such Class B or Class D roads; or must fence the side(s) of such roads passing through or onto their property so as to allow unimpeded travel on such existing Class B or Class D roads.

12. A violation of paragraphs 5 and 10 above of this Ordinance constitutes a Class B Misdemeanor.

13. In the opinion of the Board of County Commissioners of Wayne County, State of Utah it is necessary to the preservation of the health, safety and welfare of the residents of Wayne County, that this Ordinance take effect immediately. Therefore, this Ordinance shall take effect immediately upon passage and publication.

14. All other ordinances existing under the laws of Wayne County that are inconsistent with this Ordinance are hereby repealed.

PASSED, APPROVED, ADOPTED AND ORDERED PUBLISHED this 17 day of December, 2007.

BOARD OF COMMISSIONERS
WAYNE COUNTY, STATE OF UTAH

By Thomas A. Jeffrey
County Commissioner

Attest:

Ryan Torgerson
Wayne County Clerk

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