MUNICIPAL MINUTES, TOWN OF CHURCH POINT, STATE OF LOUISIANA

REGULAR MEETING APRIL 1st, 2019

ATTENDANCE

MAYOR: Ryan "Spanky" Meche

ALDERMEN: Christine Semien (Ward 1), Kim Cormier (Ward 2), Pat O'Pry (Ward 3), Chris Lebas (Ward 4),

Errol "Slu" Comeaux (Ward 5)

CHIEF OF POLICE: Dale Thibodeaux

TOWN ATTORNEY: Brad Andrus

MUNICIPAL CLERK: Rowdy Latiolais

ABSENT: None

COMMENCEMENT

CALL TO ORDER

Mayor Meche called the Regular Council Meeting to order.

INVOCATION AND PLEDGE

Prayer lead by Alderwoman Christine Semien / Pledge led by Alderman Kim Cormier

AMENDMENT TO AGENDA

It was moved Cormier, seconded by Semien to amend the agenda to include the following: allowance of future purchases from the utility fund for a sewer truck along with an air compressor for the water department and allow for fireworks at Church Point City Park for baseball jamboree on Friday, April 12th.

Vote: All in favor

Agenda amended

It was moved by Comeaux, seconded by O'Pry to amend the agenda to include the following: amend section I-A of the agenda to reflect October 2018 – March 2019 in place of September 2018 – March 2019.

Vote: All in favor

Agenda amended

It was moved by O'Pry, seconded by Semien to allow for future purchases from the utility fund for a sewer truck along with an air compressor for the water department.

Vote: All in favor

Motion carried

It was moved by Cormier, seconded by Comeaux to allow for fireworks at Church Point City Park for baseball jamboree on Friday, April 12th.

Vote: All in favor

Motion carried

READING AND APPROVAL OF PREVIOUS MINUTES

It was moved by O'Pry, seconded by Lebas to accept the minutes as written.

Vote: All in favor

Minutes unanimously accepted

APPROVAL OF FINANCIAL REPORT

It was moved by Comeaux, seconded by Cormier to accept the February 2019 financial report.

Vote: All in favor

Financial report unanimously accepted.

MAYORAL ADDRESS

Mayor Meche updated the public on the recent purchase of property at sale barn, noting the official closing and completion of said deal.

OLD BUSINESS – FRED'S INC. LIQUOR LICENSE REQUEST

Action to approve liquor license request for Fred's Inc. was tabled due to a representative not being there to discuss the concerns of Police Chief Thibodeaux regarding safety issues in reference to recent break-ins at the location.

BUDGET AMENDMENT - PARKS & REC

It was moved by Comeaux, seconded by Semien to amend the budget to reallocate \$15,000 from Parks & Rec payroll from October 2018 – March 2019 and place in capital outlay projects for park bathroom remodels.

OPENING OF SEALED BIDS

Mayor Meche opened the sealed bid for surplus 2003 Dodge 1500 pickup VIN # 1D7HA18DX3S276911; received in amount of \$100.00; awarded to Kelly Lyons. It was moved by Comeaux, seconded by Cormier to accept the bid as received.

Vote: All in favor

Surplus property declared sold

EQUIPMENT BIDS AND LOANS

It was moved by O'Pry, seconded by Semien to allow for the purchase of two tractors on state contract in the agreement of approximately \$45,000.

in the amount of approximately \$45,000.

Vote: All in favor

Purchases unanimously accepted

It was moved by Cormier, seconded by O'Pry to approve a resolution to authorize Mayor Meche to sign

for a ninety day loan for the previously approved tractor purchase.

Vote: All in favor

Resolution unanimously approved

LAW ENFORCEMENT

Chief Thibodeaux delivered his monthly stat report.

It was moved by Cormier, seconded by O'Pry to amend the agenda to include the following: Changes in policy regarding off-hours for police department.

Vote: All in favor

Agenda unanimously amended

It was moved by Comeaux, seconded by Semien to approve Police Chief Thibodeaux's policy change in regards to off-hours for the police department.

Vote: All in favor

Policy changes unanimously approved

It was moved by Comeaux, seconded by Cormier to approve Chief Thibodeaux's recommendations for the removal of the following reserves: Joshua Begnaud, Collin Deville, and Renee Alleman.

Vote: All in favor

Reserve removals unanimously approved

It was moved by Comeaux, seconded by O'Pry to approve Chief Thibodeaux's recommendations for the following reserve hires pending completion of the 90 day probation period: Laine Primeaux, Trevor Guidry, and Troy Thibodeaux.

Vote: All in favor

Reserve hires unanimously approved

It was moved by O'Pry, seconded by Cormier to amend the police budget in the amount of \$2500 in order to pay for ammunition.

Vote: All in favor

Budget unanimously amended

Chief Thibodeaux advised the council of the aging fleet of police vehicles and of future maintenance repairs that will be needed; council was also informed of aging radios and future purchase of GPS tracking system for police units. Chief Thibodeaux also informed public about recent grants that were received under the Click It or Ticket and Drive Sober or Get Pulled Over programs. The issue of stray dogs and ticket quotas was also addressed, along with the recent placement of no parking signs by the state on Main Street and Church Point Highway.

PUBLIC WORKS

It was moved by O'Pry, seconded by Semien to approve spending from the general fund in conjunction with a Community Development match in the amount of \$4872.00 for 36 LED Cobra Lights that will be installed on Main Street.

Vote: All in favor

Spending unanimously approved

It was moved by Comeaux, seconded by Lebas to approve installation of a streetlight on Isabella Street and on Keller St.

Vote: All in favor

Streetlights unanimously approved

Pam Granger delivered her monthly engineering report in which she informed the public and council of the CDBG sewer rehabilitation grant kickoff, upcoming USDA grant applications, and upcoming smoke testing on sewer lines. She also advised public and council of previously received grant/reimbursement monies regarding the sewer plant control building.

MISC / DISCUSSION ITEMS

It was moved O'Pry, seconded by Semien to approve a liquor license exemption for Cajun Woodstock to be held on 4/27/19 - 4/28/19.

Vote: All in favor

Exemption unanimously approved

It was moved by Comeaux, seconded by Semien to approve a liquor license exemption for The Stubenville Group for an event to be held on May 4th at the OMP gym.

Vote: All in favor

Exemption unanimously approved

PUBLIC COMMENT

Public comments were offered regarding neighborhood issues, Leonie St. speed limit, Main Street decorations, and Le Vieux Presbytere event programs.

LEGAL

CONSIDERATIONS OF ORDINANCE ADOPTIONS/REPEALS/AMENDMENTS ON AGENDA

It was moved by Cormier, seconded by Semien, to approve introduction of a proposed ordinance in order to designate a formal process that will be used by the town to determine whether speed limits on town streets will be increased or decreased.

Vote: All in favor

Proposed ordinance unanimously introduced

V-A1. It was moved by Lebas, seconded by Semien, to approve introduction of a proposed ordinance to increase the speed limit on Leonie Street from 15 MPH to 25 MPH with the addition of stop signs at the intersection of E. 2nd Street and Leonie Street.

Vote: All in favor

Proposed ordinance unanimously introduced

V-A2. It was moved by O'Pry, seconded by Lebas, to approve introduction of a proposed ordinance to increase the speed limit on North Street from 15 MPH to 25 MPH with the addition of stop signs at the intersection of Shawn Street and North St.

Vote: All in favor

Proposed ordinance unanimously introduced

V-A3. It was moved by Comeaux, seconded by O'Pry to adopt a comprehensive ordinance establishing specific standards, specifications and regulations regarding mobile/manufactured homes.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A4/A5/A6/A7/A8. It was moved by Comeaux, seconded by O'Pry to table all items on the agenda pertaining to animal ordinances to allow for further legal research.

Vote: All in favor

Items unanimously tabled

V-A9. It was moved by Comeaux, seconded by Cormier to adopt an ordinance repealing section 11-4 of the Church Point Code of Ordinances entitled Containers, Specifications; Use.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A10. It was moved by Comeaux, seconded by O'Pry to adopt an ordinance repealing Chapter 11-Article II of the Church Point Code of Ordinances entitled Lot Cleanliness and repealing Article III of the Church Point Code of Ordinances entitled Junked Property in order to alleviate conflicting ordinances by way of the council adopting a nuisance ordinance.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A11. It was moved by Comeaux, seconded by O'Pry to adopt an ordinance amending Chapter 15 Section 3(B) of the Church Point Code of Ordinances entitled Special Events.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A12. It was moved by Lebas, seconded by Semien to adopt an ordinance amending Section 16-36 of the Church Point Code of Ordinances entitled Parking in Violation of Signs; Penalty.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A13. It was moved by Lebas, seconded by O'Pry to adopt an ordinance repealing Sections 16-37 and 16-38 of the Church Point Code of Ordinances entitled Parking Restricted, Prohibited at All Times and Same One Hour.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A14. It was moved by Comeaux, seconded by Lebas to adopt an ordinance amending Section 17-64 of the Church Point Code of Ordinances entitled Unlawful Sales To and Purchases by Minors.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A15. It was moved by Lebas, seconded by O'Pry to adopt an ordinance amending Section 17.5-12 of the Church Point Code of Ordinances entitled Fees by adjusting the fees of use of the baseball diamonds at City Park for tournaments to seventy-five dollars (\$75.00) per field, per day.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A16. It was moved by Comeaux, seconded by Semien to adopt an ordinance amending Section 17.5-16 of the Church Point Code of Ordinances entitled Curfew by amending the curfew time at City Park from 10:00 PM to 6:00 AM to a curfew time from dusk to dawn.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A17. It was moved by O'Pry, seconded by Comeaux to adopt an ordinance amending Article III, Section 20-47 of the Church Point Code of Ordinances entitled Fees by increasing the permit fee to one hundred dollars (\$100.00) as referred to in Subsection A and Subsection B.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A18. It was moved by Lebas, seconded by Semien to adopt an ordinance repealing Section 21-2 of the Church Point Code of Ordinances entitled Hours Per Week Work; Duration of Shift.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A19. It was moved by Comeaux, seconded by O'Pry to table the consideration of adoption of amendment to Section 40:2402 of the Church Point Code of Ordinances as it relates to police training cost agreement.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A20. It was moved by Cormier, seconded by Semien to adopt an ordinance amending Section 27-21 of the Church Point Code of Ordinances entitled Tap Charge, amending the amount for a sewer tap from one hundred dollars (\$100.00) to the current charge which is as follows: \$225.00 plus \$2.00 for first open plus \$0.75 for each additional open plus inspection.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A21. It was moved by O'Pry, seconded by Cormier to adopt an ordinance amending Section 27-41.1 Subsection B of the Church Point Code of Ordinances entitled Penalties, amending the penalty amount in Section B from two hundred dollars (\$200.00) to five hundred dollars (\$500.00).

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A22. It was moved by Lebas, seconded by Semien to adopt an ordinance amending Section 27-45 of the Church Point Code of Ordinances entitled Shutoff of Water Upon Owners Failure to Repair Leaks by amending the amount charged by the town of Church Point to turn water off/on from one dollar (\$1.00) to fifty dollars (\$50.00).

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A23. It was moved by Cormier, seconded by O'Pry to adopt an ordinance amending Section 27-51 of the Church Point Code of Ordinances entitled Interference, Tampering with System Prohibited by adding a penalty/fine provision.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A24. It was moved by Comeaux, seconded by Semien to adopt an ordinance amending Section 27-52 of the Church Point Code of Ordinances entitled Gate Valves by amending the amount charged to install each gate valve from fifteen dollars (\$15.00) to fifty dollars (\$50.00).

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A25. It was moved by Cormier, seconded by O'Pry to adopt an ordinance amending Section 27-67 of the Church Point Code of Ordinances entitled Tap Charge by amending the amount charged for a consumer to tap into the town's waterworks system from one hundred dollars (\$100.00) to one thousand dollars (\$1,000.00).

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A26. It was moved by Cormier, seconded by Comeaux to adopt an ordinance amending Section 27-68 of the Church Point Code of Ordinances entitled Cutoff for Failure to Pay; Reconnection Fee.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A27. It was moved by Cormier, seconded by Semien to repeal Section 27-69 of the Church Point Code of Ordinances entitled Delinquency Charges; Interest.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A28. It was moved by O'Pry, seconded by Semien to adopt an ordinance amending Section 27-70 of the Church Point Code of Ordinances entitled Renters Deposit amending the amount of the deposit for water service from twenty five dollars (\$25.00) to one hundred fifty dollars (\$150.00) for homeowners; three hundred dollars (\$300.00) for renters.

Vote: All in favor

Ordinance unanimously adopted; posted in appendix

V-A29. Section #080408 is an inclusion of ordinance #040119-1 of the Church Point Code of Ordinances.

CLOSING

It was moved by Comeaux, seconded by O'Pry to adjourn the meeting.

Vote: All in favor

Meeting adjourned

APPROVED AS TO AUTHENTICITY:	
RYAN MECHE, MAYOR	DATE
ROWDY LATIOLAIS, CLERK	DATE

APPENDIX

ORDINANCE # 040119-1

A COMPREHENSIVE ORDINANCE ESTABLISHING SPECIFIC STANDARDS, SPECIFICATIONS AND REGULATIONS REGARDING MOBILE HOMES/MANUFACTURED HOMES

POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to have a comprehensive ordinance establishing the specific standards, procedures and regulations regarding mobile homes and manufactured homes.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, adopt the following ordinance establishing standards, specifications and regulations regarding mobile homes and manufactured homes as follows:

A COMPREHENSIVE ORDINANCE ESTABLISHING SPECIFIC STANDARDS, SPECIFICATIONS AND REGULATIONS REGARDING MOBILE HOMES/MANUFACTURED HOMES

DEFINITIONS

[The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

Manufactured home and manufactured housing mean a factory unit constructed to standards and codes, as promulgated by the Unit Housing and Urban Development (HUD), under the National Construction and Safety Standards Act of 1974, 42 U.S.C. § 5401 et seq., as amended. Further, the terms "mobile home," "manufactured home" and "manufactured housing may be used interchangeably and apply to structures bearing the permanently fixed seal of the United States Department of Housing and Urban Development or to factory-built, residential dwellings that are mounted on a chassis.

<u>Mobile home</u> means a factory-built structure, transportable and designed to be a residential dwelling unit built to voluntary standards prior to the passage of the National Manufactured Housing Construction and Safety Standards Manufactured Act of 1974.

<u>Mobile home park</u> means a parcel of land under single ownership, which has been planned, developed, designed and constructed to accommodate mobile homes for non-transient residential use.

Modular building means any home factory-built to a local state code. In some cases, a state may have adopted one of the uniform construction codes (i.e., UBC, IRC, etc.). Modular homes will not have the red certification label but will have a label attached to the home identifying the code with which it complies. The appropriate state modular code agency will be able to provide assistance in locating the modular label. A modular home can be as an "on-frame" or "off-frame" modular. On-frame will be built on a permanent chassis, whereas, the off-frame modular will be built with removal of the chassis frames in mind. An off-frame modular will usually require additional cranes to assist with home placement. Modular homes are, more often than not, attached to private land.

Park trailer means recreation vehicles primarily designed as temporary living quarters for *recreation, camping, or seasonal use*. They are built on a single chassis, mounted on wheels and have a gross trailer area not exceeding 400 square feet in the set-up mode. Each park trailer is certified by the RPTIA member manufacturer as complying with ANSI A119.5. Two different types of park trailers are offered. One type is less than eight feet, six inches in width and is designed for frequent travel on the highways while the other and more popular type is wider than eight feet, six inches (usually 12 feet in width), and must be transported with special movement permits from the state highway department. The eightfeet, six-inch unit typically is expandable when it reaches its destination, utilizing slide-outs or tip-outs. The wider units, being less mobile, are usually sited in a resort or RV park location for an extended term, typically several years.

<u>Permit</u> means a written permit issued by the town permitting the placement of a manufactured/mobile home, or other structure regulated by this article and with the operation of same pursuant to applicable law.

<u>Recreational vehicle</u> (RV) means, without limitations, a camping trailer, motor home, travel trailer, or truck camper.

<u>Truck camper</u> means a portable unit constructed to provide temporary living quarters for recreational, travel, or camping use, consisting of a roof, floor, and sides designed to be loaded onto and unloaded from the bed of a truck.

Town or City means the Town of Church Point

COMPLIANCE

(a) Mayor's authority

- (1) Except as otherwise provided in this article, the mayor and/or the mayor's designee "head of" or other suitable designation (planning department), shall be the permit issuance officer for all permits required under this article. The mayor shall prescribe forms therefore, including all information reasonably and necessarily required for the enforcement of the provisions of this article.
- (2) The mayor or the mayor's designee shall also be authorized to perform all inspections or delegate another person to conduct such inspections necessary for the enforcement of this article.

(b) Permit and inspections

(1) Permit required. It shall be unlawful for any person to move, install or relocate a manufactured home /mobile home in the town without first securing a building permit from the town at the current permit rate. The home is required to be moved by movers, licensed in the State of Louisiana. The permit shall be displayed in a front window of the home while in transit and until such time utilities are permanently connected, such that said permit shall be visible from outside of the home. (Please see Section 7.45 of the Church Point Code of Ordinances entitled *Mobile Homes; Permit Fees*)

(c) Application

- (1) All applications for approval and permit shall include a color photo of all four sides of said mobile home; said photograph is to be a minimum size of three inches by five inches. No approval and resulting permit shall be granted unless said photograph is supplied to the town. The application fee shall be charged for the approval process and the resulting permit shall be charged at the then current permit rate and shall be due regardless of whether approval and the resulting permit is issued.
- (2) Application for permit under this article shall be filed with the town. Such application shall be by written letter of request or on a form furnished by the town and shall be signed by the owner. Before issuing any such permit, the mayor or his designee shall approve the application indicating compliance with the applicable requirements of this article or shall indicate in writing the conditions under which such permit may be approved, the town official shall provide a checklist to the applicant.
 - a. All mobile homes proposed to be located within the city limits of the town shall require a permit from the mayor and/or his designee. Should the mayor or his designee withhold approval, the owner of said mobile home shall be allowed to appeal to the city council at a regular meeting by being placed on the agenda of same.
 - b. The mayor, or the mayor's designee, shall issue all necessary notices or orders to remove or abate illegal or unsafe conditions and to ensure compliance with all the requirements of the article for the safety, health, and general welfare of the public.
 - c. The application fee for inspections of the mobile homes before moved into city limits will be as follows:

Located within Acadia Parish \$50.00; located outside of Acadia Parish \$150.00; must be paid for in advance before inspection will take place directly to inspection company or person designated to do inspection by the Mayor.

(d) Mobile Home Standards in the Town of Church Point.

(1) Each **mobile home must** meet the National Manufactured Home Construction and Safety standards and must display a seal certifying that it was built in accordance with those standards **and built within the last 10 years**. The mobile home owner must provide proof of age of the mobile home before the permit may be issued or the home moved into the town. All mobile homes must be found, upon town inspection, to be safe and fit for occupancy..

- (2) All mobile homes must be provided with manufacturer approved, vented skirting from the bottom of the mobile home floor to ground. Skirting must be suitable for outdoor exposure and contact to the ground. The area enclosed by skirting may not be used for storage and must be kept free of debris at all times. The skirting must be installed within 30 days following approval of the inspection of said unit by the city or its designated representative. Failure to so install said skirting will result in town utilities to the home being disconnected. Town utilities will remain disconnected until such time as the town is notified that the home has been brought into compliance by installation of the skirting as required, and same has been verified by a representative of the city.
- (3) All entrances to a mobile home shall be provided with permanent steps of precast concrete; properly laid and/or cemented bricks or treated lumber. The entrance to an attached deck or similar extension shall be considered as an entrance to a mobile home.
- (4) All mobile homes must be provided with anchors and tie downs to meet the requirements of the Department of Housing and Urban Development.
- (5) Additions to a mobile home may not use the mobile home for structural support. Additions must meet the current provisions of the local building code.
- (6) Said lot should have a parking area for at least two vehicles.
- (7) All mobile homes located in a special flood hazard area must comply with all federal, state, and local requirements pertaining to the National Flood Insurance Program, even if flood insurance is not purchased.
- (8) Base flood elevation: Lowest floor. The lowest floor shall mean the bottom of the longitudinal chassis frame beam in "A" and "AE" zones. The lowest level shall be 12 inches or more above the base flood elevation height.
- (9) No mobile/manufactured home shall be placed upon a lot containing less than 4,800 square feet. No mobile/manufactured home shall be placed closer than 5 feet to the side lines, nor closer than 20 feet from the front property line, 20 feet to any street, alley or building, nor closer than 5 feet from the rear boundary, unless it is a comer lot, in which case the road side minimum is 10 feet.
- (10) Any mobile/manufactured home placed in the corporate limits of the Town shall be occupied by the owner of the mobile/manufactured home

(e) Restrictions.

(1) No tents, travel trailers, camper trailers, park trailers, nor motor homes shall be used for permanent dwelling within the corporate limits of the city. This also includes the large amount of park trailers formerly owned by FEMA that are being sold and purchased with the intent of being used as permanent housing.

(2) Recreational vehicles, truck campers, camping trailers, travel trailers, or other types of vehicles used for recreational purposes **may not be used** for residential purposes, regardless of whether permanent or temporary.

MEETING OR EXCEEDING BUILDING CODES.

Unless otherwise precluded by state law, mobile homes, manufactured homes, modular buildings, and residential structures manufactured off site must meet or exceed all building codes in effect within the town, and further provided that all mobile homes, manufactured homes, modular building, and residential structures must meet or exceed the International Code, Property Maintenance Code Book, current edition, and as may be modified in the future.

The owner and/or possessor of any mobile home, manufactured home, or modular building applying for utility services from the city, **or bringing said mobile home**, manufactured home, or modular building **into the town**, shall comply with all applicable state laws, federal laws.

ENFORCEMENT/PENALTIES

- (1) Enforcement/penalties.
 - a. The town, through the Mayor or anyone designated by the Mayor to be the appropriate building official and/or the town attorney, is empowered to enforce the provisions of this article, and to institute any necessary legal actions or proceedings to enforce the provisions thereof, or to prevent any violation of any of its provisions, including injunctive process to compel compliance and prevent continued violation, and may obtain an order for the removal of any units or structures, fixtures, or appurtenances placed or constructed in violation of the provisions of this article.
 - b. Any person who violates any provision of this article, upon conviction, shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than \$300.00 and not more than \$500.00, and each day's failure of compliance with any such provisions shall constitute a separate violation. The owner or general agent of a mobile home park or any mobile home or manufactured home, where a violation of any provision of this chapter is being or has been committed, or the general agent, architect, builder, contractor, or any other person who commits, takes part in, or assists in any such violation, shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than \$300.00 and not more than \$500.00, and each day's failure of compliance with any such provisions shall constitute a separate violation
 - c. Nothing herein contained shall prevent the Town from taking such other lawful action as is necessary to prevent or remedy any violation.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: O'PRY

YEAS: SEMIEN, CORMIER, LEBAS

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-2

AN ORDINANCE REPEALING SECTION 11-4 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED CONTAINER, SPECIFICATION; USE

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to repeal Section 11-4 of the Church Point Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, that Section 11-4 of the Church Point Code of Ordinances is hereby repealed: (*To facilitate the interpretation of changes by way of repealing this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.*)

11 4 CONTAINERS REQUIRED, SPECIFICATIONS; USE

No owner, lessee or occupant of any public or private premises shall permit to accumulate upon such premises trash and weeds except in containers approved by the street commissioner, which containers shall meet the following specs:

- 1.—Such container shall not be of a greater capacity than thirty gallons;
- 2. Such container shall be constructed in such a manner as to be strong, watertight not easily corrodible rodent proof and insect proof
- 3. Such container shall be kept covered at all times except when trash and weeds such are being deposited therein or removed therefrom
- 4. In the event that trash and weeds and other types of refuse are separately deposited, the street commissioner may require separate containers

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: CORMIER

YEAS: SEMIEN, O'PRY, LEBAS

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-3

AN ORDINANCE REPEALING CHAPTER 11-ARTICLE II OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED LOT CLEANLINESS AND REPEALING ARTICLE III OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED JUNKED PROPERTY IN ORDER TO ALEVIATE CONFLICTING ORDINANCES BY WAY OF THE COUNCIL ADOPTING A NUISANCE ORDINANCE

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to repeal *Article II* and Article III of the Church Point Code of Ordinances entitled *Lot Cleanliness* and *Junked Property* based upon the town council adopting a nuisance ordinance on or about February 5, 2018 and such ordinance herein being in conflict thereof.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, amend Article II entitled Lot Cleanliness and Article III entitled Junked Property the Church Point Code of Ordinances is hereby repealed and replaced by the following Nuisance Ordinance adopted by the town council on or about the 5th day of February, 2018 and which reads as follows:

TOWN OF CHURCH POINT- NUISANCE ORDINANCE

PURPOSE AND INTENT

THE MAYOR AND THE CHURCH POINT TOWN COUNCIL HEREBY MAKES IT KNOWN THAT IT IS THE RESPONSIBILITY OF ALL CITIZENS OF THE TOWN OF CHURCH POINT TO DISPOSE OF THEIR OWN JUNKED ITEM OR ITEMS AND JUNKED VEHICLES AND TO ABATE ALL NUISANCES. THE TOWN OF CHURCH POINT WILL NOT BE RESPONSIBLE FOR DISPOSING OF ANY JUNKED ITEMS

AS DEFINED IN THE DEFINITIONS SECTION THAT FOLLOWS OF SUCH OR JUNKED VEHICLES AS DEFINED IN THE DEFINITIONS SECTION THAT FOLLOWS.

THE TOWN OF CHURCH POINT HEREBY GIVE FORMAL NOTICE THAT ALL PROPERTIES LOCATED WITHIN THE CORPORATE LIMITS OF THE TOWN OF CHURCH POINT MUST BE MAINTAINED IN A SAFE AND SANITARY CONDITION

Pursuant to the authority conferred by 33:4876 and any subsequent amendments thereto, the Town of church Point hereby recognizes the power granted to municipalities to regulate and prohibit storing of (1) Junk or junked items (2) junked motor vehicles.

Pursuant to the authority conferred by R.S. 33:5062 and any subsequent amendments thereto, the Town of Church Point hereby recognizes the power granted to municipalities requiring that private property be maintained in a safe and sanitary condition, and providing for the cutting, destruction or removal of noxious weeds or grass or other deleterious, unhealthful or noxious growths at cost to the property owner.

The Church Point Town council, after careful consideration, has determined that regulating the location and storage of junked items and junked motor vehicles on public and private property is necessary in order to protect the best interest of the public and to provide for the safety of all of the citizens of the city and the surrounding area.

The Town Council, after careful consideration, has determined that the storage of such motor vehicles is unduly expensive for the town and accounts for a vast majority of the costs involved in the disposal of junked motor vehicles.

The town of Church Point hereby adopts, in part, the 2012 International Property Maintenance only to the extent of the provisions used herein.

PART ONE — ADMINISTRATION AND ENFORCEMENT

General. The department of property maintenance inspection is hereby created and the executive official in charge thereof shall be known as the *code official*.

Appointment. The *code official* shall be appointed by the chief appointing authority of the jurisdiction.

Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the *code official* shall have the authority to appoint a deputy(s). Such employees shall have powers as delegated by the *code official*. **Liability.** The *code official* or employee charged with the enforcement of this code, while acting for the jurisdiction, in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered

liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties. Any suit instituted against any officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by the legal representative of the jurisdiction until the final termination of the proceedings. The *code official* or any subordinate shall not be liable for costs in an action, suit or proceeding that is instituted in pursuance of the provisions of this code.

Owner. The owner of the premises shall mean the person listed as the owner of the private property in question according to the current Town property tax rolls, and his/her address shall be the last address shown on said rolls.

Occupant. The occupant of the premises shall mean anyone residing on the private property in question.

PART TWO -- DUTIES AND POWERS OF THE NUISANCE OFFICIAL

General. The *code official* is hereby authorized and directed to enforce the provisions of this code. The *code official* shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.

Inspections. The *code official* shall make all of the required inspections, or shall accept reports of inspection by *approved* agencies or individuals. All reports of such inspections shall be in writing and be certified by a responsible officer of such *approved* agency or by the responsible individual. The *code official* is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.

Right of entry. Where it is necessary to make an inspection to enforce the provisions of this code, or whenever the *code official* has reasonable cause to believe that there exists in a *structure* or upon a *premises* a condition in violation of this code, the *code official* is authorized to enter the structure or *premises* at reasonable times to inspect or perform the duties imposed by this code, provided that if such *structure* or *premises* is occupied the *code official* shall present credentials to the *occupant* and request entry. If such structure or *premises* is unoccupied, the *code official* shall first make a reasonable effort to locate the *owner* or other person having charge or control of the *structure* or *premises* and request entry. If entry is refused, the *code official* shall have recourse to the remedies provided by law to secure entry.

Identification. The *code official* shall carry proper identification when inspecting *structures* or *premises* in the performance of duties under this code.

Notices and orders. The *code official* shall issue all necessary notices or orders to ensure compliance with this code as applies to this ordinance.

Department records. The *code official* shall keep official records of all business and activities of the department specified in the provisions of this code. Such records shall be retained in the official records for the period required for retention of public records.

PART THREE--NUISANCES

Sanitation. All *exterior property* and *premises* shall be maintained in a clean, safe and sanitary condition. The *occupant* shall keep that part of the *exterior property* which such *occupant* occupies or controls in a clean and sanitary condition.

Grading and drainage. All *premises* shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon, or within any structure located thereon.

Exception: Approved retention areas and reservoirs.

Sidewalks and driveways. All sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.

Weeds. All *premises* and *exterior property* shall be maintained free from weeds or plant growth in excess of 12 inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Rodent harborage. All structures and *exterior property* shall be kept free from rodent harborage and *infestation*. Where rodents are found, they shall be promptly exterminated by *approved* processes which will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent rein-festation.

Exhaust vents. Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or particulate wastes directly upon abutting or adjacent public or private property or that of another *tenant*.

Accessory structures. All accessory structures, including *detached* garages, fences and walls, shall be maintained structurally sound and in good repair.

Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any *premises*, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an *approved* spray booth.

Junked vehicles: The term "junk, wrecked or used automobiles or motor vehicles" as used herein shall mean any motor vehicle which is totally inoperable and left

unattended on any portion of any occupied lot, neutral ground, street or sidewalk, and is so damaged or dismantled as to be a total loss or is lawfully inoperable on public streets under the provisions of the various statutes and ordinances applicable in this jurisdiction as a result of significant damage, decay or destruction. The term "total loss" shall mean that the cost to repair a damaged or dismantled motor vehicle exceeds the junk value of said vehicle, as determined by any recognized national appraisal book.

Exception: Any antique motor vehicle retained by the owner for antique collection purposes, rather than for salvage or transportation. (such vehicle must be at least 25 years old and the owner will have 60 days to start the restoration work on any antique motor vehicle), parts from antique vehicles maintained on private property that are being used for restoration purposes, any motor vehicle stored on private property as the property of a member of the armed forces of the United States who is on active duty assignment, any motor vehicle which is stored under a carport or in a garage; The fact that a motor vehicle is being stored or otherwise maintained for spare parts for the repair of any other motor vehicle, or motor vehicles, shall not exempt such vehicle from being determined to be a junked motor vehicle if it otherwise meets any of the conditions set forth in this definition.

Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and *approved* for such purposes.

Defacement of property. No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti.

It shall be the responsibility of the *owner* to restore said surface to an *approved* state of maintenance and repair.

Accumulation of rubbish or garbage. All *exterior property* and *premises,* and the interior of every structure, shall be free from any accumulation of *rubbish* or garbage.

Disposal of rubbish. Every *occupant* of a structure shall dispose of all *rubbish* in a clean and sanitary manner by placing such *rubbish* in *approved* containers.

Rubbish storage facilities. The *owner* of every occupied *premises* shall supply *approved* covered containers for *rubbish*, and the *owner* of the *premises* shall be responsible for the removal of *rubbish*.

Refrigerators. Refrigerators and similar equipment not in operation shall not be discarded, abandoned or stored on *premises* without first removing the doors.

Disposal of garbage. Every *occupant* of a structure shall dispose of garbage in a clean and sanitary manner by placing such garbage in an *approved* garbage disposal facility or *approved* garbage containers.

Garbage facilities. The *owner* of every dwelling shall supply one of the following: an *approved* mechanical food waste grinder in each *dwelling unit;* an *approved* incinerator

unit in the structure available to the *occupants* in each *dwelling unit;* or an *approved* leakproof, covered, outside garbage container.

Containers. The *operator* of every establishment producing garbage shall provide, and at all times cause to be utilized, *approved* leakproof containers provided with close-fitting covers for the storage of such materials until removed from the *premises* for disposal.

Junked items other than junked vehicles means Any used electrical appliance and/or parts thereof, including, but not limited to, a washing machine, clothes dryer, refrigerator, or freezer. Machinery and/or equipment or parts thereof other than junked motor vehicles and unused electrical appliances which, by reason deterioration through rusting, rotting, or otherwise, have been inoperative and/or unusable for the purpose for which they were intended.

Construction Debris- including but not limited to steel, glass, brick, concrete, asphalt material, pipe, gypsum, wallboard, and lumber from the construction or destruction of a structure as part of a construction or demolition project or from the renovation of a structure and/or landscaping, and including rocks, soils, tree remains, trees, and other vegetative matter that normally results from land clearing, landscaping and development operations for a construction project. Clean cardboard, paper, plastic, wood, and metal scraps from any construction and/or landscape project. Non-construction and demolition debris wood scraps, other non-hazardous wastes that are generated at construction or demolition projects, provided such amounts are consistent with best management practices of the industry and used or discarded materials resulting from construction, remodeling, repair, or demolition operations on any pavement, house, commercial building, or other structure and such other materials as may be removed during the normal cleanup process of such construction, remodeling, repair, or demolition operations.

Town--- "Town" is the Town of CHURCH POINT, a municipal corporation organized under the laws of the State of Louisiana.

SECTION FOUR --NOTICES AND ORDERS

Notice to person responsible. Whenever the *code official* determines that there has been a violation of this ordinance or has grounds to believe that a violation has occurred, notice shall be given in the manner prescribed herein to the person responsible for the violation as specified in this code.

Form. Such notice shall be in accordance with all of the following:

- 1. Be in writing
- 2. Include a statement of the violation or violations and why the notice is being issued.

3. Include a correction order allowing 10 business days to bring the alleged nuisance violation into compliance with the provisions of this ordinance.

Method of service. Such notice shall be deemed to be properly served if a copy thereof is delivered in any of three ways as follows:

- Delivered personally by placing such notice via a sticker, decal or the like on the junked vehicle or on the door of the home, building or property where such nuisance violation has occurred
- 2. Sent by certified or first-class mail addressed to the last known address;
- 3. Attach such to the front door of the residence in question

Any order or notices required to be served on an occupant of the premises shall be considered served by mailing the same to the occupant at the physical address of the private property or by attaching the same to the front door of the residence in question

In those cases where service of notices or orders is to be made by mailing, service is complete upon the mailing and shall be proved by the certificate of the individual mailing such notice or order.

As an alternative to the foregoing manner of service, notices and orders may be served as provided in the Louisiana Code of Procedure.

Unauthorized tampering. Signs, tags or seals posted or affixed by the *code official* shall not be mutilated, destroyed or tampered with, or removed without authorization from the *code official*.

Penalties. See violations section

Transfer of ownership. It shall be unlawful for the *owner* of any *dwelling unit* or structure who has received a compliance order or upon whom a notice of violation has been served to sell, transfer, mortgage, lease or otherwise dispose of such *dwelling unit* or structure to another until the provisions of the compliance order or notice of violation have been complied with, or until such *owner* shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the *code official* and shall furnish to the *code official* a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without condition for making the corrections or repairs required by such compliance order or notice of violation.

Upon failure of the owner or agent having charge of a property to cut and destroy weeds within ten (10) days after service of a notice of violation shall be subject to prosecution in accordance with the penalties section made part hereof. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property. In the exercise of the authority herein granted, the governing authority may provide for the removal of such abandoned junk vehicles by the municipality for the collection of the cost of removal, not to exceed two hundred dollars (not including private towing company fees), from the owner of the material and, among other things, may require, but not by way of limitation, that any vacant lot or portion of any occupied lot used for the storage of junk, as herein defined, shall be surrounded or enclosed by a board fence or other enclosure.

SECTION FIVE- ENCLOSURE REQUIRED.

No person, firm or corporation shall store or offer for sale any iron or steel junk, junked motor vehicles, including parts and accessories thereof, or wreck or dismantle said items for commercial purposes on any private property that is not properly enclosed on all boundary lines with a substantial fence not less than seven (7) feet nor more than ten (10) feet high or completely screening said enclosed area from public view. Such areas or parcels of land, or premises, shall be enclosed with a solid, nontransparent wall or fence, excepting for entrances and exits. Chain-linked fencing is permissible if appropriate slats are inserted into the wire mesh to make the fencing nontransparent. The provisions of the section shall not apply to a private property upon which the aforestated activities are being conducted at the effective date of this ordinance, but shall apply to said private property after any period of six (6) consecutive months during which the aforedescribed activities are not conducted.

SECTION SIX- SEVERABILITY

In the event any section, part or portion of this ordinance shall be found unconstitutional, or otherwise unenforceable, the remaining portion shall be valid and of full force and effect.

SECTION SEVEN-- REPEAL OF CONFLICTING ORDINANCES.

All ordinances and laws or parts of ordinances and laws not specifically noted above which are in conflict with this ordinance are hereby repealed.

SECTION TWELVE-- VIOLATIONS

Unlawful acts. It shall be unlawful for a person, firm or corporation to be in conflict with or in violation of any of the provisions of this ordinance.

Notice of violation. The *code official* shall serve a notice of violation.

Prosecution of violation. Any person failing to comply with a notice of violation within 10 days of the notice being served by and in accordance with this ordinance shall be given a citation and summoned to appear before the Magistrate of the Church Point Mayors Court. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not more than two-hundred dollars (\$200.00) per day for every day in violation thereof; each separate day of violation shall constitute a separate offense and the violation shall be deemed a *strict liability offense*. If the notice of violation is not complied with, the *code official* shall institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation, or to require the removal or termination of the unlawful *occupancy* of the structure in violation of the provisions of this code or of the order or direction made pursuant thereto. Any action taken by the authority having jurisdiction on such *premises* shall be charged against the real estate upon which the structure is located and shall be a lien placed upon such real estate.

Violation penalties. Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be prosecuted within the limits provided by state or local laws. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Abatement of violation. The imposition of the penalties herein prescribed shall not preclude the legal officer of the jurisdiction from instituting appropriate action to restrain, correct or abate a violation, or to prevent illegal *occupancy* of a building, structure or *premises*, or to stop an illegal act, conduct, business or utilization of the building, structure or *premises*.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: O'PRY

YEAS: LEBAS, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-4

AN ORDINANCE AMENDING CHAPTER 15 SECTION 3(B) OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED SPECIAL EVENTS

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Chapter 15*, section 3(b) of the Church Point Code of Ordinances entitled Special Events.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Chapter 15 Section 3(b) of the Church Point Code of Ordinances is hereby amended to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)

(3) Special Events

All peddlers and/or street vendors seeking licensing exclusively during the celebration of the Mardi Gras, Buggy Festival, and Cajun Woodstock events operating inside the Town of Church Point corporate limits, including the event grounds, shall be granted such license only upon the appropriate authority of the respective event sponsor.

The organization sponsoring the event shall include in a packet provided to prospective vendors:

- 1) Occupational License Application Form from the Town of Church Point; and
- 2) Acadia Parish Sales Tax Form from the Acadia Parish School Board.

The sponsoring organization shall inform the prospective vendors, in writing, of the fees and requirements found in this Ordinance. The Town of Church Point Occupational License Fee for any single special event is \$30, for any two special events is \$50, for three special events is \$60.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: O'PRY

YEAS: LEBAS, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-5

AN ORDINANCE AMENDING SECTION 16-36 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED PARKING IN VIOLATION OF SIGNS; PENALTY

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 16-36* of the Church Point Code of Ordinances entitled *Parking in Violation of Signs, Penalty* in its entirety specifically because of their antiquated and archaic nature by adopting applicable legal language and content.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof hereby amends Section 16-36 of the Church Point Code of Ordinances entitled *Parking in Violation of Signs, Penalty* to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes **through such words** and indicates words added by such words **being in bold** and **underlining such words**.)

- (a) It shall be unlawful to park a motor vehicle in violation of the restrictions indicated on signs on the streets of the city.
- (a) Each police officer shall attach to any vehicle parked in violation of subsection (a) a notice to the owner or operator thereof that such vehicle has been parked in violation of the provisions of this section and instructing such owner or operator to report to the office of the police department of the city town in regard to such violation. Whoever violates the provisions of this section shall be fined not more than one dollar (\$1.00).

Section 16-36 Parking Prohibited in Specific Places

- A. No person shall park a vehicle, except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or traffic control device in any of the following places:
- (1) On a sidewalk;
- (2) In front of a public or private driveway;
- (3) Within an intersection;
- (4) Within fifteen feet of a fire hydrant;
- (5) On a crosswalk;
- (6) Within twenty feet of a crosswalk at an intersection;
- (7) Within twenty feet upon the approach to any flashing beacon stop sign, or traffic control signal located at the side of a roadway;
- (8) Between a safety zone and the adjacent curb, or within twenty feet of points on the curb immediately opposite the ends of a safety zone;
- (9) Within fifty feet of the nearest rail of a railroad crossing;
- (10) Within twenty feet of the driveway entrance to any fire station, and on the side of a street opposite the entrance to any fire station within seventy-five feet of said entrance, when properly posted;
- (11) Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
- (12) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

(13) Upon any bridge or other elevated structure upon a highway or within a highway

tunnel;

(14) At any place where official signs prohibit such;

(15) Any place where parking will obscure or obstruct visibility of any traffic control

<u>device</u>

B. No person shall move a vehicle not lawfully under his control into any such

prohibited area or away from a curb such a distance as is unlawful

C. It shall be unlawful for any person to park a vehicle in violation of any restriction indicated on any street sign located within the corporate limits of the town of Church

Point

D. Any person who violates the provisions of this ordinance may have the vehicle

towed.

E. Any person who violates the provisions of this Section, or if the offender is a minor, any parent, guardian, or person with legal responsibility for such minor, shall, upon

conviction, be subject to a fine not to exceed one hundred twenty five dollars or five

days in jail.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point,

Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end,

the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict

herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the

Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: SEMIEN

YEAS: COMEAUX, O'PRY, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-6

AN ORDINANCE REPEALING SECTION 16-37 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED PARKING RESTRICTED, PROHIBITED AT ALL TIMES

POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desire to repeal *Section 16-37* of the Church Point Code of Ordinances entitled *Parking Restricted, Prohibited at all Times* due to such being antiquated and archaic.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of the Church Point, Louisiana, acting as the governing authority thereof, that *Section 16-37* of the Church Point Code of Ordinances entitled *Parking Restricted, Prohibited at all Times* is hereby repealed: (To facilitate the interpretation of changes by way of repealing this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)

Sec. 16-37. Parking restricted-Prohibited at all times.

Parking shall be prohibited at all times in the following occasions:

South Broadway Street, at 851 South Broadway between the signs.

North Main Street, from Church Boulevard running in a northerly direction for a distance of twenty-two (22) feet.

North Main Street, in driveway at 620 North Main Street.

Rosella Street, on either side, from North Lawtell Street to North

Louis Street.

South Guidry Street, on the east side thereof.

South Rogers Street, On either side, from Lougarre Street to Pioth Street.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: O'PRY

YEAS: COMEAUX, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-7

AN ORDINANCE REPEALING SECTION 16-38 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED SAME ONE HOUR

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desire to repeal *Section 16-38* of the Church Point Code of Ordinances entitled *Same One Hour* due to such being antiquated and archaic.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of the Church Point, Louisiana, acting as the governing authority thereof, that *Section 16-38* of the Church Point Code of Ordinances entitled *Same One Hour* is hereby repealed: (*To facilitate the interpretation of changes by way of repealing this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)*

Sec. 16-38. Same-One hour.

Parking shall be limited to one (1) hour in the following locations: *Rose's Cafe* corner.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: O'PRY

YEAS: COMEAUX, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-8

AN ORDINANCE AMENDING SECTION 17-64 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED UNLAWFUL SALES TO AND PURCHASES BY MINORS

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend Section 17-64 of the Church Point Code of ordinances specifically to change the selling and purchasing of alcoholic beverages from persons eighteen (18) years old to stating that it shall be unlawful to purchase or sale alcoholic beverages to persons under the age of twenty one (21) years old

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 17.64 of the Church Point Code of Ordinances is hereby amended to read as follows: (*To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.*)

Sec. 17-64. Unlawful sales to and purchases by minors.

Unlawful sales to minors is the selling or otherwise delivering for value by anyone over under the age of seventeen (17) twenty one (21) years old of any intoxicating or spirituous liquors, or any firearm or other instrumentality customarily used as a dangerous weapon, to any person under the age of eighteen (18). Lack of the knowledge of the minor's age shall not be a defense.

It is unlawful for any person over under the age of seventeen (17) twenty one (21) years old and under the age of eighteen (18) to purchase any alcoholic beverage either of high or low alcoholic content.

It is unlawful for any adult to purchase on behalf of a person under eighteen (18) twenty one (21) years old any alcoholic beverage either of high or low alcoholic content.

Nothing in this section shall be construed as relieving any licensed retail dealer in beverages of either high or low alcoholic content of any responsibilities imposed upon said dealer under the provisions of Title 26 of the Louisiana Revised Statutes of 1950 as amended.

Anyone selling intoxicating beverages to a minor shall be punished as provided in section 1-8 of this Code.

Any person between the ages of seventeen (17) and eighteen (18) years old and any person who has not reached their twenty first (21st) birthday and who purchases intoxicating beverages shall be punished as provided in section 1-8 of this Code the Church Point Code of Ordinances.

Any adult purchasing intoxicating beverages for a minor under the age of eighteen (18), twenty one (21) years old shall be punished as provided in section 1-8 of this Code. the Church Point Code of Ordinances.

(Ord. of 7-6-65, 7, Art. 59; Mo. of 8-2-66)

Cross reference—Sale of spiritous liquor to minors prohibited* 3-5.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: LEBAS

YEAS: O'PRY, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-9

AN ORDINANCE AMENDING SECTION 17.5-12 OF THE CHURCH POINT CODE OF ORDINANCES
ENTITLED FEES BY ADJUSTING THE FEES OF THE USE OF THE BASEBALL DIAMONDS AT CITY
PARK FOR TOURNAMENTS TO \$75.00 PER FIELD, PER DAY

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend Section 17.5-

12 of the Church Point Code of Ordinances entitled Fees by adjusting the fees for the use of the

baseball diamonds at city park for tournaments to \$75.00 per field, per day.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town

of Church Point, Louisiana, acting as the governing authority thereof hereby amends Section 17.5-12 of the Church Point Code of Ordinances entitled Fees to read as follows: (To facilitate

the interpretation of changes by way of amendments made to this ordinance, the following indicates

words deleted by dashes through such words and indicates words added by such words being in bold

and underlining such words.)

Section 17.5-12

Any person or party will be charged a fifty dollar a \$75.00 fee for the use of baseball

diamonds at City Park for tournaments and seventy-five-dollar fee for police protection. The fifty dollar \$75.00 fee deposit required in Section 17.5-12 and fifty dollars (\$50.00)

of the fee will be paid before the beginning of the tournament. The one hundred twenty-

five dollars (\$125.00) in fees will be refunded only if the tournament is totally rained out.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point,

Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end,

the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict

herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the

Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: O'PRY

YEAS: COMEAUX, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-10

AN ORDINANCE AMENDING SECTION 17.5-16 OF THE CHURCH POINT CODE OF ORDINANCES
ENTITLED CURFEW BY AMENDING THE CURFEW TIME AT CITY PARK FROM 10:00 PM TO 6:00

AM TO A CURFEW TIME OF FROM DUSK TO DAWN

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 17.5-16* of the Church Point Code of Ordinances entitled *Curfew* by amending the curfew time from 10:00 P.M. to 6:00 AM TO a curfew of from dusk to dawn, excluding special events / functions authorized by city hall as well as tennis activities or the like.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof hereby amends *Section 17.5-16* of the Church Point Code of Ordinances entitled *Curfew* to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)

Section 17.5-16 Curfew

No except authorized persons shall be in the park from 10:00 p.m. until

6 a.m. DUSK TO DAWN, EXCLUDING SPECIAL EVENTS / FUNCTIONS AUTHORIZED BY CITY

HALL AS WELL AS TENNIS ACTIVITIES OR THE LIKE.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point,

Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end,

the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict

herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the

Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: SEMIEN

YEAS: LEBAS, O'PRY, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on

this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND

PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-11

AN ORDINANCE AMENDING ARTICLE III, SECTION 20-47 OF THE CHURCH POINT CODE

OF ORDINANCES ENTITLED FEES BY INCREASING THE PERMIT FEE TO ONE HUNDRED (\$100.00) DOLLARS AS REFERRED TO IN SUBSECTION A AND SUBSECTION B

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Article III*, *Section 20-47* of the Church Point Code of ordinances entitled *Fees* specifically by increasing the fees in subsection A and Subsection B to One Hundred Dollars (\$100.00)

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, *Article III, Section 20.47* of the Church Point Code of Ordinances entitled *Fees* is hereby amended to read as follows: (*To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)*

Section 20-47 Fees

- **A.** Applications for permits required by this article shall be accompanied by a fee in the amount of \$2.00 one hundred dollars-\$100.00 per inspection. Such fee shall entitle the applicant to no more than two one inspections.
- **B.** An additional fee of one dollar (\$1.00) one hundred dollars (\$100.00) shall be charged for each additional trip on the part of the plumbing inspector caused by the negligence of the plumber of not being ready for inspection or a return for inspection of a corrected installation.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: O'PRY

SECOND: COMEAUX

YEAS: LEBAS, SEMIEN, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-12

AN ORDINANCE REPEALING SECTION 21-2 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED HOURS PER WEEK WORK; DURATION OF SHIFT

POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desire to repeal Section 21-2 of the Church Point Code of Ordinances entitled *Hours Per Week Work; Duration of Shift* due to the contents being antiquated, archaic and not applicable to the Church Point Police Department;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, that Section 21-2 of the Church Point Code of Ordinances entitled *Hours Per Week Work; Duration of Shift* is hereby repealed in its entirety as follows: (To facilitate the interpretation of changes by way of repealing this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)

Section 21-2 Hours Per Week Work; Duration of Shift

(a) Effective April 6, 1979, policeman shall work forty (40) hours per week (b) All town policemen shall be required to work eight hour shifts

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: SEMIEN

YEAS: COMEAUX, O'PRY, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-13

AN ORDINANCE AMENDING SECTION 27-21 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED TAP CHARGE, AMENDING THE AMOUNT CHARGED FOR A SEWER TAP FROM ONE HUNDRED DOLLARS (\$100.00) TO TWO HUNDRED TWENTY FIVE DOLLARS PLUS OPENS AND INSPECTION

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-21* of the Church Point Code of ordinances entitled *Tap Charge* specifically by changing the amount that the town charges for a sewer tap from one hundred dollars (\$100.00) to \$225.00 plus \$2.00 for the first open plus \$.75 for each additional open plus inspection.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.21 of the Church Point Code of Ordinances is hereby amended to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)

Section 27-21 Tap Charge

Each premises tapped on to the town sewer system will be charged one hundred dollars (\$100.00) \$225.00 plus \$2.00 for the first open plus \$.75 for each additional open plus inspection.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: CORMIER

SECOND: SEMIEN

YEAS: COMEAUX, LEBAS, O'PRY

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-14

AN ORDINANCE AMENDING SECTION 27-41.1 SUBSECTION B OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED PENALTIES, AMENDING THE PENALTY AMOUNT IN SECTION B FROM TWO HUNDRED DOLLARS (\$200.00) TO FIVE HUNDRED DOLLARS (\$500.00)

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-41.1* Subsection B of the Church Point Code of ordinances entitled *Penalty* specifically by changing the amount of the penalty from two hundred dollars (\$200.00) to \$500.00.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.41.1 Subsection B of the Church Point Code of Ordinances entitled *Penalty* is hereby amended to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes **through such words** and indicates words added by such words **being in bold** and **underlining such words**.)

Sec. 27-41.1. Penalties.

- (a) Any person found to be violating any provisions of this division except section 27-39 shall be served by the town with written notice stating the nature of the violation and providing a reason-able time limit for the satisfactory correction thereof. The of-f ender shall, within the period of time stated in such notice, per-manently cease all violations.
- (\$500.00) for each violation. Each day in which any such violation beyond the time shall continue shall be deemed a separate offense. Any violation beyond the time limit provided for in subsection (a) above, shall also because of dis-continuance of sewer and/or water service provided by the town.
- © Any person violating any of the provisions of this division shall become liable to the town for any expense, loss, or damage occasioned by the town by reason of such violation.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: O'PRY

SECOND: CORMIER

YEAS: COMEAUX, LEBAS, SEMIEN

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-15

AN ORDINANCE AMENDING SECTION 27-45 OF THE CHURCH POINT CODE OF ORDINANCES
ENTITLED SHUTOFF OF WATER UPON OWNERS FAILURE TO REPAIR LEAKS BY AMENDING THE
AMOUNT CHARGED BY THE TOWN OF CHURCH POINT TO TURN WATER OFF/ON FROM ONE
DOLLAR (\$1.00) TO FIFTY DOLLARS (\$50.00)

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-45* of the Church Point Code of ordinances entitled *Shutoff of Water Upon Owners Failure to Repair Leaks* by amending the amount charged by the town of Church Point to turn water off to repair and turning it on once repaired from one dollar (1.00) to fifty dollars (50.00).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.45 the Church Point Code of Ordinances entitled *Shutoff of Water Upon Owners Failure to Repair Leaks* is hereby amended to read as follows: (*To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)*

Section 27-45 Shutoff of Water Upon Owners Failure to Repair Leaks

In the event of waste on account of defective fixtures or plumbing, notice will be given to the users to have the same repaired, and upon failure to do so, within five (5) days after such notification, water will be shut off from the premises until such repairs have been made, and an additional charge of one dollar (\$1.00) fifty dollars (\$50.00) for turning off and on the water must be paid before the water will be again turned on.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: LEBAS

SECOND: SEMIEN

YEAS: COMEAUX, O'PRY, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the $11^{\rm th}$ day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-16

AN ORDINANCE AMENDING SECTION 27-51 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED INTERFERENCE, TAMPERING WITH SYSTEM PROHIBITED BY ADDING A PENALTY/FINE PROVISION

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-51* of the Church Point Code of ordinances entitled *Interference, Tampering with System Prohibited* by adding a penalty/fine provision.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.51 of the Church Point Code of Ordinances entitled *Interference, Tampering with System Prohibited* is hereby amended to read as follows: (*To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)*

Section 27-51 Interference, Tampering with System Prohibited

It shall be unlawful for any person to interfere with any meter or meter seal or to change, remove, disconnect or otherwise interfere with any equipment, materials, pipes or contrivances belonging to the water system of the town.

Any person who violates the provisions of this section shall be charged with the crime of criminal damage to public property or tampering with public property and shall be subject to a fine in the amount of \$500.00 or 30 days in

jail or both and shall be permanently disqualified from receiving water from the town of Church Point upon the third time of such occurrence.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: CORMIER

SECOND: O'PRY

YEAS: SEMIEN, LEBAS, COMEAUX

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-17

AN ORDINANCE AMENDING SECTION 27-52 OF THE CHURCH POINT CODE OF ORDINANCES

ENTITLED GATE TYPE VALVES BY AMENDING THE AMOUNT CHARGED TO INSTALL EACH GATE

VALVE FROM \$15.00 TO \$50.00

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the

best interest of the town of Church Point and further pursuant to the laws of the State of

Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend Section 27-52

of the Church Point Code of ordinances entitled Gate Type Valves by amending the amount

charged to install each gate valve from \$15.00 to \$50.00.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town

of Church Point, Louisiana, acting as the governing authority thereof, Section 27.52 of the

Church Point Code of Ordinances entitled Gate Type Valves is hereby amended to read as

follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such

words being in bold and underlining such words.)

Section 27-52 Gate Type Valves

The Town Shall furnish and install a gate type valve on all future

installations or tapping on to the waterworks system and an amount of fifteen dollars (\$15.00) fifty dollars (\$50.00) shall be charged for each

installation including material.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point,

Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end,

the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict

herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the

Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: COMEAUX

SECOND: SEMIEN

YEAS: CORMIER, O'PRY, LEBAS

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-18

AN ORDINANCE AMENDING SECTION 27-67 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED TAP CHARGE BY AMENDING THE AMOUNT CHARGED FOR A CONSUMER TO TAP INTO THE TOWNS WATERWORKS SYSTEM FROM ONE HUNDRED DOLLARS (\$100.00) TO ONE THOUSAND DOLLARS (\$1,000)

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-67* of the Church Point Code of ordinances entitled *Tap Charge* by amending the amount charged for a consumer to tap onto the towns waterworks system from one hundred dollars (\$100.00) to one thousand dollars (\$1,000).

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.67 of the Church Point Code of Ordinances entitled *Tap Charge* is hereby amended to read as follows: (*To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes through such words and indicates words added by such words being in bold and underlining such words.)*

Section 27-67 Tap Charge

Each consumer tapping into the waterworks system of the town shall pay a fee of one hundred dollars (\$100.00) one thousand dollars (\$1,000).

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: CORMIER

SECOND: O'PRY

YEAS: COMEAUX, LEBAS, SEMIEN

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-19

AN ORDINANCE AMENDING SECTION 27-68 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED CUTOFF FOR FAILURE TO PAY; RECONNECTION FEE

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-68* of the Church Point Code of ordinances entitled *Cutoff for Failure to Pay; Reconnection Fee* by amending the "cut off" days from 45 days to 60 days and the reconnect fee from \$15.00 to \$50.00 and also including a \$25.00 raise in deposit and an additional \$50.00 emergency call-out fee for reconnections after 3 PM until closing time.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.68 of the Church Point Code of Ordinances entitled *Cutoff for Failure to Pay; Reconnection Fee* is hereby amended to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes **through such words** and indicates words added by such words **being in bold** and **underlining such words.)**

Section 27-68 Cutoff for Failure to Pay; Reconnection Fee

Water Service is to be cut off after forty five (45) 60 days for nonpayment of a consumer's bill, including any delinquency charges and interest. Consumers, after being cut off, will not be reconnected on weekends. A reconnection fee will be charged in the amount of fifteen dollars (\$15.00) fifty dollars (\$50.00). A \$25.00 raise in the amount of the deposit will also be required along with an additional \$50.00 emergency call-out fee for reconnections after 3 PM until closing time.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: CORMIER

SECOND: COMEAUX

YEAS: LEBAS, O'PRY, SEMIEN

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-20

AN ORDINANCE REPEALING SECTION 27-69 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED DELIQUINCY CHARGES; INTEREST

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to repeal *Section 27-69* of the Church Point Code of ordinances entitled *Delinquency Charges; Interest*.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.69 of the Church Point Code of Ordinances entitled *Delinquency Charges; Interest* is hereby repealed as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes **through such words** and indicates words added by such words **being in bold** and **underlining such words.)**

Sec. 27-69. Delinquency charges; interest.

The failure of any person to pay the charge for water service rendered by the town waterworks system Within twenty (20) days days of the date on

which it is due, shall cause such charge to become delinquent. All delinquent charges for such services shall on the date of delinquency have

added thereto a penalty Of ten (10) percent of the amount of the charge,

including interest at the rate of six (6) percent per annum.

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point,

Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end,

the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict

herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the

Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: CORMIER

SECOND: SEMIEN

YEAS: COMEAUX, LEBAS, O'PRY

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11th day of March, 2019 and declared adopted on

this 1st day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND

PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.

ORDINANCE # 040119-21

AN ORDINANCE AMENDING SECTION 27-70 OF THE CHURCH POINT CODE OF ORDINANCES ENTITLED RENTERS DEPOSIT AMENDING THE AMOUNT OF THE DEPOSIT FOR WATER SERVICE FROM \$25.00 TO \$150.00 FOR HOMEOWNERS / \$300.00 FOR RENTERS

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE TOWN OF CHURCH POINT, proceeding under its legal authority to perform certain actions that are in the best interest of the town of Church Point and further pursuant to the laws of the State of Louisiana hereby state the following:

WHEREAS, the Church Point Board of Alderman hereby desires to amend *Section 27-70* of the Church Point Code of ordinances entitled *Renters Charge* by amending the amount of deposit for water service from \$25.00 to \$150.00 for homeowners/\$300.00 for renters.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Alderman of the Town of Church Point, Louisiana, acting as the governing authority thereof, Section 27.70 of the Church Point Code of Ordinances entitled *Renters Deposit* is hereby amended to read as follows: (To facilitate the interpretation of changes by way of amendments made to this ordinance, the following indicates words deleted by dashes **through such words** and indicates words added by such words **being in bold** and **underlining such words.**)

Sec. 27-70. Renters deposit.

The renters deposit for water service shall be twenty-five

dollars (\$25.00) three hundred dollars (\$300.00). The homeowners deposit for water service shall be one hundred fifty dollars (\$150.00).

BE IT FURTHER ORDAINED, by the Mayor and Alderman of the Town of Church Point, Louisiana, that any provisions or items of the Ordinance or the application thereof if held invalid, such invalidity shall not affect other provisions, items, or applications, and to this end, the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER RESOLVED that all ordinances or resolutions or parts thereof in conflict herewith and hereby repealed.

This ordinance having been submitted to a vote in regular session assembled of the Mayor and Alderman of the Town of Church Point, Louisiana, the vote thereon being as follows:

MOTION: O'PRY

SECOND: SEMIEN

YEAS: COMEAUX, LEBAS, CORMIER

NAYS:

ABSENT: NONE

This ordinance was introduced on the 11^{th} day of March, 2019 and declared adopted on this 1^{st} day of April, 2019.

THIS ORDINANCE SHALL BECOME EFFECTIVE UPON THE MAYOR'S SIGNING SUCH AND PUBLISHING OF SUCH IN THE CHURCH POINT NEWS.