

**PUBLIC NOTICE** - Notice Is Hereby Given That the Tangipahoa Parish Council Will Meet in **Regular Session** on Monday, August 27, 2018 Immediately Following the Public Hearing Held At 5:30 PM At Tangipahoa Parish Government Building, 206 East Mulberry Street, Amite, Louisiana, contact number (985) 748-3211

**PUBLIC HEARING** - Notice Is Hereby Given That a Public Hearing Will Be Held by The Tangipahoa Parish Council on Monday, August 27, 2018 at 5:30 PM At Tangipahoa Parish Government Building, 206 East Mulberry Street, Amite, Louisiana, contact number (985)748-3211, on the following:

T.P. Ordinance No. 18-36- An ordinance adding an addendum to Section L-AI of T.P. Ordinance No. 09-II- Authorizing an increase of Waste Connection's service fees by \$0.50 per month

T.P. Ordinance No. 18-42- An ordinance amending Chapter 20-Tangipahoa Parish Roads, Bridges, and Drainage regulations on various street and road requirements and allowing those requirements to become codified

T.P. Ordinance No. 18-43- An ordinance placing 25 MPH speed limit signs and Slow Watch for Children Signs on Tanglewood Drive in District No. 6 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

T.P. Ordinance No. 18-44- An ordinance placing 15 MPH speed limit signs and Slow Watch for Children signs on Midway Road in District No. 4 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

T.P. Ordinance No. 18-45- An ordinance to place a moratorium on residential developments exceeding 50 individual parcels

T.P. Ordinance No. 18-46- An ordinance to grant approval of a new dirt pit greater than five acres for Warner Trucking, Inc. at 24172 Hwy. 40, Loranger, LA 70446 in District No. 2 in Tangipahoa Parish in accordance with Chapter 25 Surface Mining Operations- Article II Dirt Pits and Ponds- Section 25-33 Special Regulations- Item (c)

T.P. Ordinance No. 18-47- An ordinance amending the boundaries of Hospital Service District No. I of the Parish of Tangipahoa, State of Louisiana and providing for other matters therewith

T.P. Ordinance No. 18-48- An ordinance amending Tangipahoa Parish Code of Ordinances, Chapter 18- Section 18.4.2 (Litter)

T.P. Ordinance No. 18-50- An ordinance to grant a variance to ordinance 97-25- Adoption of State sanitary code for Ruby Wilson at 62081 Sawdust Road, Roseland, Louisiana 70456

T.P. Ordinance No. 18-51- An ordinance to grant a variance to ordinance 16-18- for David Ridder at 12130 and 12134 Highway 1064, Tickfaw, Louisiana

**Tangipahoa Parish Council  
Tangipahoa Parish Government Building  
206 East Mulberry Street, Amite, LA 70422  
Regular Meeting Immediately Following Public Hearing  
August 27, 2018**

**CALL TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE** *(All Veterans and active military, please render the proper salute)*

**ROLL CALL**

**CELL PHONES** - *Please Mute or Turn Off*

**ADOPTION OF MINUTES**- Special meeting dated July 30, 2018 and regular meeting dated August 13, 2018

**PUBLIC INPUT** - *Anyone Wishing to Address Agenda Items Which Were Not on Public Hearing*

**PARISH PRESIDENT'S REPORT**

1. Change Order No. I- Cell 13 Construction at the Tangipahoa Parish Landfill

2. July Monthly Budget Report

**REGULAR BUSINESS**

3. Presentation by Public Service Commissioner Erik Skrmetta

4. Adoption of T.P. Ordinance No. 18-36- An ordinance adding an addendum to Section L-AI of T.P. Ordinance No. 09-II- Authorizing an increase of Waste Connection's service fees by \$0.50 per month

5. Adoption of T.P. Ordinance No. 18-42- An ordinance amending Chapter 20-Tangipahoa Parish Roads, Bridges, and Drainage regulations on various street and road requirements and allowing those requirements to become codified

6. Adoption of T.P. Ordinance No. 18-43- An ordinance placing 25 MPH speed limit signs and Slow Watch for Children Signs on Tanglewood Drive in District No. 6 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

7. Adoption of T.P. Ordinance No. 18-44- An ordinance placing 15 MPH speed limit signs and Slow Watch for Children signs on Midway Road in District No. 4 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

8. Adoption of T.P. Ordinance No. 18-45- An ordinance to place a moratorium on residential developments exceeding 50 individual parcels

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- [10.](#) Adoption of T.P. Ordinance No. 18-47- An ordinance amending the boundaries of Hospital Service District No. 1 of the Parish of Tangipahoa, State of Louisiana and providing for other matters therewith
- [11.](#) Adoption of T.P. Ordinance No. 18-48- An ordinance amending Tangipahoa Parish Code of Ordinances, Chapter 18- Section 18.4.2 (Litter)
- [12.](#) Adoption of T.P. Ordinance No. 18-50- An ordinance to grant a variance to ordinance 97-25- Adoption of State sanitary code for Ruby Wilson at 62081 Sawdust Road, Roseland, Louisiana 70456
- [13.](#) Adoption of T.P. Ordinance No. 18-51- An ordinance to grant a variance to ordinance 16-18- for David Ridder at I2130 and I2134 Highway 1064, Tickfaw, Louisiana
14. Approval of Cooperative Endeavor Agreement- Drainage District No. 1 and Tangipahoa Parish Government for Engineering Services

**BEER, WINE, AND LIQUOR PERMITS**

- [15.](#) Khasma Nu Khad, LLC  
DBA Big Boss Travel Plaza #4  
13154 Highway 442  
Tickfaw, Louisiana 70466  
Class B, Class A/B

**LEGAL MATTERS**

**COUNCILMEN'S PRIVILEGES**

**ADJOURN**

Kristen Pecararo  
Clerk of Council

Daily Star  
Please Publish August 23, 2018

Posted @ T.P. Courthouse Annex August 23, 2018

In Accordance with the Americans with Disabilities Act, If You Need Special Assistance, please contact [Kristen Pecararo](#) at [985-748-2290](#) describing the Assistance that is necessary.

**BACKUP MATERIAL FOR AGENDA ITEM:**

Change Order No. 1- Cell 13 Construction at the Tangipahoa Parish Landfill

<b>TANGIPAHOA PARISH GOVERNMENT CONTRACT CHANGE ORDER</b>		Date August 17, 2018	
To (Contractor) <b>Environmental Sopecialties International, Inc.</b> 7943 Pecue Lane Baton Rouge, La. 70809		Project No. Cell 13 Construction	
		Location Landfill	
		Contract No.	
		Change Order No. 1	
You are hereby requested to comply with the following changes from the contract plans and specifications:			
Item No. (1)	Description of changes - quantities, units, unit prices, change in completion schedule, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
1	Repair to the liner, accidentally damaged by the landfill crew.		\$ 3,902.77
	Change in contract price due to this Change Order:	\$ _____	
	Total decrease	\$ _____	
	Total iacrease	\$ _____	
	Difference between Col. (3) and (4)	\$ _____	\$3,902.77 _____
	Net <u>increase</u> (decrease) contract		\$ _____
			\$3,902.77 _____
			\$ _____
			\$ _____
The sum of <u>3,902.77</u> Is hereby <u>added to</u> (deducted from) the total contract price, and the total adjusted contract price to date thereby is \$ <u>1,320,255.93</u> .			
The time provide for completion in the contract is <u>(changed)</u> (increased (decreased) by _____ Calendar days. This document shall become an amendment to the contract and all provisions of the contract will apply hereto,			

Recommended by \_\_\_\_\_  
Architect/Engineer \_\_\_\_\_ Date \_\_\_\_\_

Accepted by \_\_\_\_\_  
Contractor \_\_\_\_\_ Date \_\_\_\_\_

Approved by \_\_\_\_\_  
Owner \_\_\_\_\_ Date \_\_\_\_\_

**JUSTIFICATION FOR CHANGE**

Project No. Cell 13 Construction

Contract No.

Change Order No. 1

**1. Necessity for change: INCREASE OF MILES FOR SPRAYING ROADSIDES.**

**2. Is proposed change an alternate bid?**  Yes  No

**3. Will proposed change alter the physical size of the project?**  Yes  No  
If "Yes," explain.

**4. Effect of this change on other prime contractors:**

NONE

**5. Has consent of surety been obtained?** Yes   Not necessary

**6. Will this change affect expiration or extent of insurance coverage?**  Yes  No  
If "Yes," will the policies be extended?  Yes  No

**7. Effect on operation and maintenance cost:**

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Date

**BACKUP MATERIAL FOR AGENDA ITEM:**

Presentation by Public Service Commissioner Erik Skrmetta

From: **Donna Dardar** <[donnamdardar@gmail.com](mailto:donnamdardar@gmail.com)>  
Date: Thu, Aug 2, 2018 at 9:12 AM  
Subject: Re: Email Robby Miller: sewer problems  
To: Robby Miller <[rmiller@tangipahoa.org](mailto:rmiller@tangipahoa.org)>

Good morning Robby,

It is really hard to believe that August is here and school will be starting in the next couple of weeks!! I hope you and yours are well and have had a fantastic summer!

I am writing to see if it may be appropriate for Commissioner Skrmetta to address the Tangipahoa Parish council at one of their meetings in the near future to meet your leadership and bring all up to date on the activities at the Public Service Commission. As you are most probably aware, Entergy Louisiana's Katrina and Rita Restoration Costs have been paid in full and the costs are to be removed from customer's billing beginning with the August bill. Also, we are excited about the Louisiana Public Service Commission's Energy Efficiency Program and funding for the Tangipahoa Jail and Tangipahoa Parish Government Annex.

If you agree, the Commissioner could limit his talk to 8-10 minutes and perhaps offer a question and answer session after. Please let me know what you think.

Best regards,

**Donna Dardar**  
Technical Assistant  
Commissioner Eric Skrmetta  
La Public Service Commission  
(985) 320-0729 - mobile

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-36- An ordinance adding an addendum to Section L-AI of T.P. Ordinance No. 09-II- Authorizing an increase of Waste Connection's service fees by \$0.50 per month

**T.P. Ordinance No. 18-36**

**AN ORDINANCE ADDING AN ADDENDUM TO SECTION L-A1 OF T.P. ORDINANCE NO. 09-11 AUTHORIZING AN INCREASE OF WASTE CONNECTION'S SERVICE FEES BY \$0.50 PER MONTH**

**WHEREAS**, in a letter dated May 25, 2018 Mr. David Petit with Waste Connections approached the Tangipahoa Parish Council-President Government regarding their need for a \$0.50 per month increase to their rates.

**BE IT ORDAINED** that the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, does hereby recognize authorize the increase in rate.

**BE IT FURTHER ORDAINED** that all terms and conditions of the original contract remain in effect.

**BE IT FURTHER ORDAINED** that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

The above and foregoing ordinance having been duly submitted to the Tangipahoa Parish Council in writing; introduced at a public meeting of the Tangipahoa Parish Council; discussed at the said public hearing; after motion and second was submitted to the official vote of the Tangipahoa Parish Council.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

**NOT VOTING:**

**ATTEST:**

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez  
Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

PUBLISHED: August 23, 2018

DAILY STAR  
OFFICIAL JOURNAL

ADOPTED: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-42- An ordinance amending Chapter 20-Tangipahoa Parish Roads, Bridges, and Drainage regulations on various street and road requirements and allowing those requirements to become codified

T.P. ORDINANCE 18-42

AN ORDINANCE AMENDING TANGIPAHOA PARISH ROADS, BRIDGES AND DRAINAGE REGULATIONS ON VARIOUS STREET AND ROAD REQUIREMENTS AND ALLOWING THOSE REQUIREMENTS TO BECOME CODIFIED

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana that the Tangipahoa Parish Road and Bridge Regulations be hereby amended and codified as follows:

Chapter 20- TANGIPAHOA PARISH ROADS, BRIDGES AND DRAINAGE REGULATIONS

ARTICLE I. - IN GENERAL

Sec. 20-1. - Public Roads-Established

Public roads are established in the parish by LA state revised statue 48:491. Public road does not constitute that the parish maintains a road.

Sec. 20-1.1 Parish Maintained Roads

Parish Maintained roads are those that have been accepted into the parish maintenance system by virtue of an order of parish council. Parish maintenance includes, but not limited to repair, resurface, grade, vegetation control, erosion control. Parish shall not maintain roads that are not in the parish maintenance system.

Sec. 20-2 Acceptance of new streets into parish road system will have a two (2) year waiting period from the date of inspection.

All roads requesting to be accepted into the parish maintenance system shall adhere to the following requirements:

1. Road shall be designed and built in accordance with DOTD Standard Specifications unless more stringent requirements are shown herein.
2. The director of public works or his designee shall inspect the road for compliance with specifications;
3. The developer of the road shall provide a maintenance guarantee in the amount of \$45 per linear foot of hard surface road pending review of the economic index at the time of issuance of guarantee. The cost per linear foot may vary at the time of inspection The parish engineer and/or the parish inspector will verify road length.
4. The DPW shall establish the beginning date for the 2-year waiting period.
5. During this time the developer will be responsible for all road maintenance of which will include any maintenance requests made by DPW.
6. At 18 months, the parish will inspect the road and one of the following shall occur:
  - a) If it passes inspection, the inspector will re-evaluate at 24 months. If still is found to be in acceptable condition, it will be presented to the parish council for acceptance into the maintenance system.
  - b) If any failures are found during the 18 month inspection, they shall be repaired by the developer or the bond shall be called in and used to make necessary improvements. The DPW and parish engineer may then reduce the amount of the bond to be pro-rated for the amount of the area that has failed, and extend that amount for an additional 18 months.
  - c) If for any reason the developer does not maintain the road or repair failures before the 24 months, the bond shall once again be called in and used to make necessary improvements before taking it into the parish road system.

Sec. 20-2.1 Acceptance of existing streets into the parish road system.

All existing roads and bridges to be considered for acceptance into the parish system shall meet the following requirements:

1. Be constructed and inspected according to the regulations herein, or be in acceptable condition by the DPW.
2. Age of road shall be determined by the DPW based upon inspections, aerals and other data.
3. Roads shall have been built and maintained for a minimum of 2 years.
4. Property owners must furnish a right-of-way agreement, if needed.
5. Required right-of-way is 60-foot minimum.
6. The road may be gravel, asphalt or concrete, but gravel roads built after the date of this ordinance, will not be accepted into the parish maintenance system until brought up to current standards.
7. All drainage structures shall be in good condition and of proper size with roadway ditches in place where needed (driveways, drains, etc.) as determined by DPW.

8. All buried utilities (waterlines, gas lines, electrical lines, telephone lines, cable lines, etc.) must be located behind the side drainage ditch throughout the entire roadway . If utilities are present, the property owner(s) will be responsible for relocating the utilities prior to acceptance into the parish maintenance system.

#### Sec. 20-17 Road Design Standards

All roads and bridges to be considered for adoption into the parish maintenance system must be designed in accordance with the DOTD Standard Specifications, unless more stringent requirements are shown herein.

Notification shall be given to the department of public works, herein known as DPW, before construction so that inspections can be made on each stage of the construction process.

#### Sec. 20-17.1 Specifications

1. Prior to construction:
  - a) Lab tests shall be made of the indigenous soil to a depth of 18" below the bottom of the topsoil layer by a testing agent qualified to do such tests and approved by DPW.
  - b) The test shall be required at a frequency of 1 per 500' with a minimum of 2 per subdivision as required by LADOTD core samples.
  - c) Core samples shall be taken at each phase; sub-base, base and wearing course.
  - d) Raw base must be proof rolled before stabilization to identify inadequate areas.
  - e) DPW inspector shall be present for all sampling and testing.
  - f) A copy of the test results shall be provided to the DPW.
  - g) The necessary treatment of the sub-base and base shall be determined by the design engineer accordingly.
2. Sub-Base
  - a) Minimum width shall be 6" wider than the base on each side;
  - b) Minimum of 12" Sub-Base with a P.I. of less than 15% and compacted to 95% Standard Proctor- must be confirmed by lab tests.
  - c) Lime treatment may be required.
  - d) Extra attention must be given to stump holes and other excavations beneath the sub-base as directed by the DPW.
  - e) No organic matter or sheared stumps may be left in place.
3. Base
  - a) Minimum width shall be 6" wider than the wearing course on each side;
  - b) 10" minimum base of soil cement is required;
  - c) Percentage of cement must be determined by an approved testing lab;
  - d) Subsequent to soil treatment, base shall be proof rolled to DOTD standards;
  - e) Base must conform to LADOTD Standard Specifications for Roads and Bridges;
  - f) If lab test results attests, parish engineer may require higher standards.
  - g) There shall be a minimum of 10" coverage between the bottom of the base and the top of any cross drain culvert. In the event a 10" depth cannot be achieved, a "Saddle" shall be installed over the cross drain culvert to minimize settling. The structure shall be built with a minimum depth of six (6) inch; the length shall be equivalent to the length of the pipe; the width shall be the diameter size of the pipe x2. Structure materials shall be asphaltic concrete, concrete, or as directed by DPW.
4. Wearing Course (Riding Surface)
  1. Minimum 20' width;
  2. Minimum 3" Asphaltic concrete or a minimum of 6" Portland Cement Concrete (Min. 4000 psi.)
  3. Surface must conform to LADOTD Standard Specifications for Roads and Bridges.
5. Dead Ends, Cul-de-sac, Mini Cul-de sac (Knee Cap) T-Turn
  - a) All dead end roads shall end with a T-Turn around or cul-de-sac.
  - b) Cul-de-sacs and mini cul-de sacs (Knee Caps) shall be designed with the same standards as above and must have a diameter of 100' riding surface and 120' right of way.
  - c) T-Turn arounds or hammerheads shall be designed according to diagrams herein.
6. Other
  - a) Side dressing shall be sloped 2.5%, 5' past surface;
  - b) Ditches shall be sloped 3:1;
  - c) Road grades shall conform in general to the terrain and shall be designed to ensure proper drainage.

- d) Gravel roads will not be allowed in any parish approved subdivision or any newly constructed roads to be considered for parish maintenance.
- e) Street jogs with centerline offsets of less than one hundred and twenty-five feet are not allowed.
- f) A tangent at least one hundred feet long shall be used between reverse curves.
- g) Streets will be laid out so as to intersect at right angles.
- h) Driveways and access points at intersections will be rounded with a radius of thirty (30) feet or greater.
- i) Street names shall be approved by the 911 office.

#### Sec. 20-18 Bridges

1. Newly constructed bridges or existing bridges that are on roads requesting acceptance, must be inspected by DPW and found to meet LADOTD Standard Specifications for Roads and Bridges.
2. Bridges over 20' in length will not be accepted into the parish maintenance system unless it meets federal standards for bridges.
3. Bridges shall have a minimum 22' wide riding surface.
4. If a subdivision is being proposed who's only access is by crossing a bridge that is not designed to handle large truck traffic, the developer will be responsible for bringing the bridge up to LADOTD Standards before As-built plans are signed and lots are transferred.

#### Sec. 20-19 Signage

1. All signage on parish roadways shall meet the Federal Highway Administrations MUTCD standards. Speed limit in all subdivisions shall be a maximum of 25 MPH.
2. Developers shall be responsible for all signage.
  - a) Street name signs will be installed according to MUTCD standards.
  - b) Traffic signs, including speed limit signs shall be installed according to MUTCD standards. Speed limit in all subdivisions shall be a maximum of 25 MPH.
3. Development signage shall be installed before final plats are signed and recorded.
4. If developer chooses to use a custom design sign post, the developer or Home Owner's Association shall replace any damaged posts and a note on the final plat shall be added to state such. The DPW will only replace with standard posts.

#### Sec. 20-20 Parish Roadside Ditches

1. Any modifications to parish roadside ditches and/or the construction of parking areas in the right-of-way are prohibited without approval from the DPW.
2. Any culvert, dirt or other alterations that are made without the approval of the DPW shall be removed and/or corrected by the landowner. If not removed and/or corrected within thirty (30) calendar days from written notification, the DPW will remove and/or correct at the expense of the landowner.
3. As situations arise, the DPW may require size, materials and/or specifications other than these regulations mandate, due to the scope and nature of the situation at hand.
4. The following regulations are required for new driveways and access points from a parish road:
  - a) A permit is required for all culverts placed in parish roadside ditches and;
  - b) All driveway culverts shall be inspected by the DPW to verify elevations so as to allow for proper drainage.
  - c) The culvert diameter shall be determined by the DPW. If an approved subdivision plan exists with a culvert schedule, that plan must be followed;
  - d) Culverts shall meet LA DOTD standards unless more stringent requirements are shown herein.
  - e) Culverts are to be supplied by the landowner;
  - f) Any property access point shall be located so that all vehicles will be able to obtain adequate sight distance in both directions in order to maneuver safely and without interference with traffic;
  - g) The minimum driveway culvert length is 20 feet. Culverts over 30' shall follow requirements for subsurface drainage.
  - h) The DPW may install up to 30' of pipe, after which the landowner is responsible for installing any additional pipe.
  - i) Fees for driveway permits are \$25.00 unless specified otherwise in this section.
5. The following regulations are required for replacement culverts in parish roadside ditches:

- a) A permit is required for all replacement culverts at no charge and;
  - b) The culvert diameter shall be determined by the DPW. If an approved subdivision plan exists with a culvert schedule, that plan must be followed;
  - c) The minimum driveway culvert length is 20 feet. Culverts over 30' shall follow requirements for subsurface drainage;
  - d) Culvert shall meet LA DOTD standards unless more stringent requirements are shown herein.
  - e) Culverts are to be supplied by the landowner;
  - f) The DPW may install up to 30' of replacement pipe, after which the landowner is responsible for installing any additional pipe. A parish inspector may be on site for further pipe installation;
6. The following regulations are required for subsurface drainage or driveway culvert extensions:
- a) Subsurface drainage includes any covering of ditches beyond the driveway width and;
  - b) A permit is required for all subsurface drainage for a fee of \$25.00;
  - c) The parish DPW may install the driveway pipe up to 30', any additional subsurface pipe will be the landowner's responsibility. A parish inspector may be on site for further pipe installation;
  - d) The culvert diameter shall be determined by the DPW. If an approved subdivision plan exists with a culvert schedule, that plan must be followed;
  - e) Culvert shall meet LA DOTD standards unless more stringent requirements are shown herein.
  - f) A catch basin or other approved clean out shall be installed every 60 feet or as determined by DPW.
  - g) The catch basin grate opening shall be equivalent or larger than the diameter of the pipe size that is to be installed, unless otherwise approved by DPW.
  - h) Culverts and catch basins will be supplied and installed by the landowner.
7. All driveway culverts placed in newly approved subdivisions during the period of time that the subdivision is waiting for roads to be accepted into the parish maintenance system shall meet the following requirements:
- a) The landowner, contractor or developer shall be responsible for installing the driveway culverts and;
  - b) A permit is required at no charge;
  - c) The culvert shall be set within  $\pm 0.2'$  of the elevations shown on approved subdivision plans;
  - d) Culvert shall meet LA DOTD standards unless more stringent requirements are shown herein.
  - e) Culverts shall be supplied by the landowner;
  - f) Landowner, contractor or developer shall request a parish inspector to be on site when installing the culvert.
  - g) If the landowner, contractor or developer chooses to install subsurface drainage, a parish approved plan shall be followed and inspected and shall meet all requirements for subsurface drainage herein.
  - h) The developer will be required to take corrective action or make modifications requested by the DPW otherwise the DPW will have the authority to call on the existing bond.
  - i) Developer shall provide a bond covering all existing roads being affected by the development until all phases of the development are completed.

NOTE: Upon acceptance into the parish maintenance system, culverts shall be installed by the DPW in accordance with the regulations herein above.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT:

NOT VOTING:

ATTEST:

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez  
Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

PUBLISHED: August 23, 2018

DAILY STAR  
OFFICIAL JOURNAL

ADOPTED: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-43- An ordinance placing 25 MPH speed limit signs and Slow Watch for Children Signs on Tanglewood Drive in District No. 6 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

**T.P. Ordinance No. 18-43**

AN ORDINANCE PLACING 25 MPH SPEED LIMIT SIGNS AND SLOW WATCH FOR CHILDREN SIGNS ON TANGLEWOOD DRIVE IN DISTRICT NO. 6 IN TANGIPAOA PARISH IN ACCORDANCE WITH CHAPTER 20, STREETS, ROADS, SIDEWALKS AND DRAINAGE - ARTICLE I, IN GENERAL - SECTION 20-16

**BE IT ORDAINED** by the Tangipahoa Parish Council, governing authority of Tangipahoa Parish, State of Louisiana, as follows:

- 1) 25 MPH Speed Limit Signs on Tanglewood Drive in District No. 6
- 2) Slow Watch For Children Signs on Tanglewood Drive in District No. 6

in Accordance With Chapter 20, Streets, Roads, Sidewalks And Drainage - Article I, in General - Section 20-16.

**BE IT FURTHER ORDAINED** that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

The above and foregoing ordinance having been duly submitted to the Tangipahoa Parish Council in writing; introduced at a public meeting of the Tangipahoa Parish Council; discussed at the said public hearing; after motion and second was submitted to the official vote of the Tangipahoa Parish Council.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT:

NOT VOTING:

ATTEST:

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez  
Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

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OFFICIAL JOURNAL

ADOPTED: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-44- An ordinance placing 15 MPH speed limit signs and Slow Watch for Children signs on Midway Road in District No. 4 in Tangipahoa Parish in accordance with Chapter 20 streets, roads, sidewalks and drainage- Article I, in General- Section 20

**T.P. Ordinance No. 18-44**

AN ORDINANCE PLACING 15 MPH SPEED LIMIT SIGNS AND SLOW WATCH FOR CHILDREN SIGNS ON MIDWAY ROAD IN DISTRICT NO. 4 IN TANGIPAOHA PARISH IN ACCORDANCE WITH CHAPTER 20, STREETS, ROADS, SIDEWALKS AND DRAINAGE - ARTICLE I, IN GENERAL - SECTION 20-16

**BE IT ORDAINED** by the Tangipahoa Parish Council, governing authority of Tangipahoa Parish, State of Louisiana, as follows:

- 1) 15 MPH Speed Limit Signs on Midway Road in District No. 4
- 2) Slow Watch for Children Signs on Midway Road in District No. 4

in Accordance With Chapter 20, Streets, Roads, Sidewalks And Drainage - Article I, in General - Section 20-16.

**BE IT FURTHER ORDAINED** that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

The above and foregoing ordinance having been duly submitted to the Tangipahoa Parish Council in writing; introduced at a public meeting of the Tangipahoa Parish Council; discussed at the said public hearing; after motion and second was submitted to the official vote of the Tangipahoa Parish Council.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT:

NOT VOTING:

ATTEST:

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez  
Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

PUBLISHED: August 23, 2018 DAILY STAR  
OFFICIAL JOURNAL

ADOPTED: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-45- An ordinance to place a moratorium on residential developments exceeding 50 individual parcels

T. P. ORDINANCE NO. 18-45

AN ORDINANCE TO PLACE A MORATORIUM ON RESIDENTIAL DEVELOPMENTS EXCEEDING 50 INDIVIDUAL PARCELS

WHEREAS, to review and amend subdivision regulations of the Tangipahoa Parish Code of Ordinances; and

WHEREAS, to protect and preserve the life, health, safety and property interest of the citizens of Tangipahoa Parish; and

WHEREAS, a moratorium is needed to have sufficient time to assess and study the need for additional regulations and standards protecting the public health, safety and welfare; and

WHEREAS, the Tangipahoa Parish Council-President Government desires to establish further regulations so as to ensure that these types of operations are well regulated, safe and properly maintained; and

**THEREFORE, BE IT ORDAINED** by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that the following regulation be temporarily adopted:

- 1) 120 Days Moratorium for any new residential development whereas the number of lots exceed 50 parcels in Tangipahoa Parish. -Tangipahoa Parish Code of Ordinances – Subdivision Regulations
- 2) A moratorium would be placed on preliminary approval through the Planning Commission for any new residential subdivision developments whereas the original parcel is 20 acres or more and/or the number of lots to be built exceed 50 lots or more, whichever is less
- 3) No development meeting the above criteria shall be acted upon by the Planning Commission until moratorium expires
- 4) Any development already granted preliminary approval may proceed with current applicable development regulations and procedures as necessary

**BE IT FURTHER ORDAINED**, that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27th day of August, 2018 by the following roll-call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

**NOT VOTING:**

**ATTEST:**

\_\_\_\_\_  
Kristen Pecararo, Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez, Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

PUBLISHED: August 23, 2018

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ADOPTED BY TPC: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-46- An ordinance to grant approval of a new dirt pit greater than five acres for Warner Trucking, Inc. at 24172 Hwy. 40, Loranger, LA 70446 in District No. 2 in Tangipahoa Parish in accordance with Chapter 25 Surface Mining Operations- Article II Dirt Pits and Ponds- Section 25-33 Special Regulations- Item (c)

T.P. Ordinance No. 18-46

ORDINANCE OF THE TANGIPAHOA PARISH COUNCIL APPROVING DIRT PIT PERMIT FOR WARNER TRUCKING, INC., 24172 HIGHWAY 40, LORANGER, LA 70446

WHEREAS, the Parish Permit Office has recommended approval for Warner Trucking, Inc. at 24172 Highway 40, Loranger to begin operations in Tangipahoa Parish and collected their permit fee as required by T.P. Ordinance No. 08-40; and,

WHEREAS, Warner Trucking, Inc. Dirt Pit has submitted all required documentation and information to the Tangipahoa Parish Council; and,

NOW, THEREFORE BE IT ORDAINED, that the Tangipahoa Parish Council does hereby approve the Dirt Pit permit for Warner Trucking, Inc. at 24172 Highway 40, Loranger, LA 70446

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27th day of August, 2018 by the following roll-call vote:

**YEAS:**

**NAYS:**

**ABSENT:**

**NOT VOTING:**

**ATTEST:**

\_\_\_\_\_  
Kristen Pecararo, Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez, Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

PUBLISHED: August 23, 2018 The Daily Star- OFFICIAL JOURNAL

ADOPTED BY TPC: August 27, 2018

DELIVERED TO PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-47- An ordinance amending the boundaries of Hospital Service District No. I of the Parish of Tangipahoa, State of Louisiana and providing for other matters therewith

T.P. ORDINANCE NO. 18-47

AN ORDINANCE AMENDING THE BOUNDARIES OF HOSPITAL SERVICE DISTRICT NO. 1 OF THE PARISH OF TANGIPAHOA, STATE OF LOUISIANA AND PROVIDING FOR OTHER MATTERS THEREWITH.

WHEREAS, pursuant to the authority set forth in Part I, Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, as amended and the Tangipahoa Parish Home Rule Charter, the Tangipahoa Parish Council, acting as governing authority of the Parish of Tangipahoa, State of Louisiana (the "Council") created Hospital Service District No. 1 of the Parish of Tangipahoa, State of Louisiana (the "District") by an Ordinance adopted on \_\_\_\_\_ (the "Boundary Ordinance"); and

WHEREAS, the Council may alter the boundaries of the District 1, upon their own initiative under Part I, Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, as amended; and

WHEREAS, the aforementioned boundary change will not cause an impairment of the obligations of any contract of the District; and

WHEREAS the District's initial boundaries were established by the Boundary Ordinance and which are presently described in Section 19-191 of the Tangipahoa Parish Code of Ordinances; and

WHEREAS, the Parish and the District have identified a need to expand boundaries of the District.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of Tangipahoa, State of Louisiana, as the governing authority of the Parish, that:

SECTION 1. Section 19-191 of the Tangipahoa Parish Code of Ordinances shall be amended to read as follows:

"Under and by virtue of the authority conferred by R.S. Title 46, Chapter 10, a hospital service district is hereby created within the parish which hospital service district shall comprise and embrace all of that territory within Tangipahoa Parish south of the Township Line dividing Townships 4 and 5, which property comprises the territory beginning at a point where the northwest corner of Ward 7 meets the Livingston Parish line ("point of beginning"), from said point proceed south along the Parish line to the St. John the Baptist Parish line. Thence, east along the Parish line to the St. Tammany Parish line. Thence, north along the Parish line to the Township Line dividing Townships 4 and 5. Thence, west along the Township Line dividing Townships 4 and 5 to the Livingston Parish line. Thence, south along the Parish line to the point of beginning."

SECTION 2. Furthermore, the Council notes that the current representation on the District Board of Commissioners is held exclusively by residents and voters within the existing boundaries of the District (Ward 7). The Council wishes to allow for appropriate community representation on the District Board from the areas being incorporated into the District. To account for appropriate community representation as part of expansion of the District's boundaries, the Council hereby increases the number of members on the District Board of Commissioners to seven (7). The additional members of the District Board shall be appointed by the Council from residents and voters present within the newly expanded District, but outside of Ward 7. In conformance therewith, the Council's appointments of these additional members to the Board of Commissioners of the District shall be effective for a six (6) year term, beginning on the effective date of appointment, with future reappointments and filling of vacancies of these positions to be consistent with the framework herein, and any applicable rules. All processes for appointing residents and voters from Ward 7 to the original five (5) District Board positions shall remain unaffected now and in the future.

SECTION 3. All ordinances or parts of Ordinances in conflict herewith are hereby

repealed.

SECTION 4. If any provision of this Ordinance is held invalid, such invalidity shall not affect other provisions, items, or applications of this Ordinance, which can be given effect without the invalid provision, or application, and to this end the provision of this Ordinance are hereby declared severable.

SECTION 5. The Chairman and Secretary of the Governing Authority, along with the Parish President are further authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT:

NOT VOTING:

ATTEST:

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez  
Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

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APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_.

STATE OF LOUISIANA

PARISH OF TANGIPAHOA

I, the undersigned Clerk of the Parish Council of the Parish of Tangipahoa, State of Louisiana (the “Governing Authority”), acting as the governing authority of the Parish of Tangipahoa, State of Louisiana, do hereby certify that the foregoing constitutes a true and correct copy of the Ordinance adopted by the Governing Authority on the \_\_\_\_ day of \_\_\_\_\_, 2017, amending the boundaries of Hospital Service District No. 1 of the Parish of Tangipahoa, State of Louisiana and providing for other matters therewith.

I further certify that this Ordinance has not been amended or rescinded.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Parish Council of the Parish of Tangipahoa, State of Louisiana on this, the \_\_\_\_ day of \_\_\_\_\_, 2018.

---

Kristen Pecararo, Clerk  
Tangipahoa Parish Council

[SEAL]

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-48- An ordinance amending Tangipahoa Parish Code of Ordinances, Chapter 18- Section 18.4.2 (Litter)



**Scott M. Perrilloux**  
District Attorney  
21st Judicial District

Livingston, St. Helena and Tangipahoa Parishes

P. O. Drawer 787  
Greensburg, LA 70441  
Ph: (225) 222-3205  
Fax: (225) 222-4160

**Clifton T. Speed**  
ASSISTANT DISTRICT ATTORNEY  
Email: [cspeed@21jdda.org](mailto:cspeed@21jdda.org)

August 7, 2018

Ms. Ginger C. Tastet  
Litter Coordinator  
Tangipahoa Parish Government  
Post Office Box 215  
Amite, Louisiana 70422  
Email: [gtastet@tangipahoa.org](mailto:gtastet@tangipahoa.org)

Re: Revisions to Article I Of Chapter 18 Of  
The Tangipahoa Code Of Ordinances

Dear Ginger:

Based upon your request of August 1, 2018, I have drafted the ordinance included with this letter. My understanding of your intent is that the parish ordinances closely follow state law but with some differences. I have clearly delineated some penalties as civil (non-criminal) for businesses that generally can not be ordered to serve community service and criminal for run of the mill littering by members of the public. These changes should be read in connection with the other sections of Article I of Chapter 18 of the Tangipahoa Parish Code of Ordinances. After you have reviewed the ordinance that I have drafted, please contact me if there are any necessary changes, additions, corrections or typographical errors. When the ordinance is approved by you, the next step will be to forward it to Kristen Pecararo, the parish council clerk for placement on the council's agenda.

With best regards, I remain

Yours very truly,

Clifton T. Speed  
Asst. District Attorney

CTS/jdt  
Enclosure

C:\Users\Audrey\Documents\Speed Files\TANGIPAHOA PARISH GOVERNMENT COUNCIL\ORDINANCES\08 2018 ltr. Ginger Tasted re revisions to Chapter 18 Code of Ordinances re litter ordinance w cc to Kristen, Missy, Robby and Ronda.wpd

Tangipahoa Parish Government  
Fax: (985) 748-7576

ORDINANCE NUMBER \_\_\_\_\_ OF 2018

"AN ORDINANCE TO REVISE, AMEND AND REENACT SECTIONS 18-2, 18-4.1, 18-4.2 and 18-7 OF ARTICLE I OF CHAPTER 18 OF THE TANGIPAHOA PARISH CODE OF ORDINANCES AS RELATE TO LITTERING"

WHEREAS, Sections 18-2, 18-4.1, 18-4.2 and 18-7 need to be amended, revised and herein reenacted;

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council, the legislative branch of parish government, which along with the Parish President of Tangipahoa Parish, Louisiana constitute the parish government, the said Tangipahoa Parish Council-President Government having a Home Rule form of government and acting pursuant to the authority of that Home Rule Charter which became effective on October 27, 1986 as follows:

That Sections 18-2, 18-4.1, 18-4.2 and 18-7 of Article I of Chapter 18 of the Tangipahoa Codes of Ordinances relating to litter are hereby revised, amended and reenacted o read as follows:

Sec. 18-2 - Definitions as to littering.

Words and phrases shall be construed according to the common and approved usage of the language but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in law shall be construed and understood according to such meaning.

Furthermore, the following words and phrases as used in Sections 18-1 et seq. shall have the following meanings, to-wit:

*Commercial Garbage* means litter improperly discarded by a business, corporation, company, association, partnership, sole proprietorship or any other entity conducting business for economic gain or by an employee, representative, officer or agent of the entity.

*Discharging* means any placing, putting or dropping of garbage.

*Ditch* means any natural or dedicated area which provides the containment or flow of water from rain or adjacent drainage areas of waterways such as streams, creeks, ponds, lakes or rivers.

*Drainage area* means an area maintained for the purpose of channeling or preventing accumulation of water from surrounding land.

*Easement* means a designated right to use the property of another for a specific purpose, for example, drainage, utility easement or road easement.

*Garbage* means any refuse, animal or vegetable matter, including bones, skin, hide, viscera or any animal organ or tissue, any waste material of any nature, kind or description, specifically including but not limited to any paper, metal or glass item, any rubbish, any worn out, broken or worthless item of matter.

*Littering* means any throwing, dropping, depositing, discarding or permitting the intentional or careless accidental ejection, emission or escape of or otherwise disposing or placing, putting or unloading of garbage in any public place in Tangipahoa Parish, or upon any private property located in the parish whether from a vehicle, boat or otherwise, including but not limited to any public highway, public park, beach, campground, fores land, recreational area, trailer park, highway, road, street or alley, except in an area designated for regular garbage pickup or the legal disposal of garbage at the parish landfill or when litter is placed into a litter receptacle.

*Median/neutral ground* mens the area divided or separating a roadway and not used for right of passage.

Person(s) used herein refer to both an individual human being and/or a juridical entity such as a corporation, company, association, partnership and/or any other type of entity.

*Public highways* means any public way for vehicular traffic including the entire area dedicated thereto and the bridges, culverts, structures, appurtenances and features necessary to or associated with its purpose. The term public highway shall include the right-of-way, ditch, shoulder of the road and all other servitudes, easements, drainage areas and/or neutral grounds associated with the said right-of-way for public highway.

*Right-of-way* means any public way, street, road, alley, easement, servitude or access which was dedicated to or acquired by the public to provide means of access to abutting properties, whether paved, improved or unimproved, including those areas dedicated for proposed or future usage.

*Roadside/road shoulder* means a natural or dedicated area or areas which are parallel, contiguous to, abut, adjoin, border, edge, connect or approach any public right-of-way, road, street or highway.

*Servitude* means a right-way through or across property belonging to another.

Sec. 18-4.1 - Commercial littering prohibited; civil penalties, indemnification; special court costs.

- a) No person shall dispose or permit the disposal of litter resulting from industrial, commercial, mining, or agricultural operations in which the person has a financial interest upon any public place in the Parish of Tangipahoa, State of Louisiana, upon private property in this state not owned by him, upon property located in rural areas in this state not owned by him, or in or on the waters of this state, whether from a vehicle or otherwise, including but not limited to any public highway, public right-of-way, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley, except when such property is designated by the state parish or municipal government or by any of their agencies or political subdivisions for the disposal of such items and such person is authorized to use such property for such purpose.
- b) No person shall operate any truck or other vehicle on any highway in such a manner or condition that litter resulting from industrial, commercial, mining, or agricultural operations in which the person is involved can blow or fall out of such vehicle or that mud from its tires can fall upon the roadway.
- c) If the litter is disposed of from a motor vehicle, boat, or conveyance, except a bus or large passenger vehicle or a school bus, all as defined by R.S. 32:1, there shall be an inference that the driver of the conveyance disposed of the litter. If such litter was possessed by a specific person immediately before the act of disposing, there shall be a permissive rebuttable presumption that the possessor committed the act of disposing.
- d) When litter disposed in violation of this Section is discovered to contain any article or articles, including but not limited to letters, bills, publications, or other writings, which display the name of a person or in any other manner indicate that the article belongs or belonged to such person, there shall be a permissive rebuttable presumption that such person has violated this Section.
- e) A person shall be jointly and severally liable for the actions of its agents, officers, and directors for any violation of this Section by any agent, officer, or director in the course and scope of his employment or duties.
- f) The person shall be cited for the offense by means of a citation, summons, or other means provided by law.
- g) Any person found liable under the provisions of this Section shall:
  - (1) For any violation, pay a penalty of one hundred dollars.
  - (2) Repair or restore property damaged by or pay damages for any damage arising out of the violation of this Section.
  - (3) Pay all reasonable investigative expenses and costs to the investigative agency or agencies.
  - (4) Pay for the cleanup of the litter unlawfully discarded by the defendant.
- h) Any person found liable under the provisions of this Section shall pay special court costs of fifty dollars in lieu of other costs of court which shall be disbursed as follows:
  - (1) Twenty dollars shall be paid to the justice of the peace.
  - (2) Twenty dollars shall be paid to the office of the constable.
  - (3) Ten dollars shall be paid to the justice of the peace for clerical supplies.

- i) A person may be held liable and fined a civil penalty under this Section although the commission of the offense did not occur in the presence of a law enforcement officer if the evidence presented to the court establishes that the defendant has committed the offense.
- j) For the purposes of this Section each occurrence shall constitute a separate violation.

Sec. 18-4.2. - (Repealed.)

This section is repealed from parish law.

Sec. 18-7. - Criminal Penalties.

Persons found criminally liable under the provisions of this Article I. of Chapter 18 shall be punished by the assessment of the following criminal penalties:

1. For a first violation, such person shall be fined **seventy five (\$75.00)** dollars and must perform sixteen (16) hours of community service in a litter abatement work program.
2. For a second violation and each subsequent violation, such person shall be fined **five hundred (\$500.00)** dollars and must perform twenty-four (24) hours of community service in a litter abatement work program.

IT IS FURTHER ORDAINED by the Tangipahoa Parish Council that this ordinance, having been duly introduced, having been the subject of a public hearing and having been passed into law thereafter be promulgated by publication of notice of its passage along with a complete copy of the ordinance in the official journal of the Tangipahoa Parish Council-President Government and after thirty (30) days from this publication, it shall take effect and be in full force and effect.

The above and foregoing ordinance having been duly submitted to the Tangipahoa Parish Council in writing; introduced at a public meeting of the Tangipahoa Parish Council; discussed at a duly scheduled and noticed public hearing; after motion and second was submitted to the official vote of the Tangipahoa Parish Council.

The motion to adopt this ordinance was made by \_\_\_\_\_ and seconded by \_\_\_\_\_.

The vote thereon was as follows:

YEAS:            1) \_\_\_\_\_  
                      2) \_\_\_\_\_  
                      3) \_\_\_\_\_  
                      4) \_\_\_\_\_  
                      5) \_\_\_\_\_

NAYS:            1) \_\_\_\_\_  
                      2) \_\_\_\_\_  
                      3) \_\_\_\_\_  
                      4) \_\_\_\_\_

NOT VOTING: 1) \_\_\_\_\_  
                      2) \_\_\_\_\_  
                      3) \_\_\_\_\_

ABSENT:        1) \_\_\_\_\_  
                      2) \_\_\_\_\_  
                      3) \_\_\_\_\_

WHEREUPON the above and foregoing ordinance was declared duly adopted on this \_\_\_\_ day of \_\_\_\_\_, 2018 at Amite, Tangipahoa Parish, Louisiana.

\_\_\_\_\_  
 John R. "Bobby" Cortez  
 Chairman  
 Tangipahoa Parish Council

ATTEST:

\_\_\_\_\_  
Kristen Pecararo  
Clerk of Council  
Parish of Tangipahoa

Introduced: \_\_\_\_\_, 20\_\_\_\_.  
Published: \_\_\_\_\_, 20\_\_\_\_.

Delivered to Parish President: \_\_\_\_\_, 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_.m.

Approved by Parish President: \_\_\_\_\_, 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_.m.

\_\_\_\_\_  
Tangipahoa Parish President

Vetoed by Parish President: \_\_\_\_\_, 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_.m.

\_\_\_\_\_  
Tangipahoa Parish President

Received by Council Clerk from Tangipahoa Parish President:  
\_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_.m.

\_\_\_\_\_  
Clerk of Council

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-50- An ordinance to grant a variance to ordinance 97-25- Adoption of State sanitary code for Ruby Wilson at 62081 Sawdust Road, Roseland, Louisiana 70456

**T.P. Ordinance No. 18-50**

AN ORDINANCE TO GRANT A VARIANCE TO ORDINANCE 97-25  
ADOPTION OF STATE SANITARY CODE FOR RUBY WILSON AT 62081  
SAWDUST ROAD, ROSELAND, LOUISIANA 70456

WHEREAS, Ruby Wilson has an existing structure on this .51 acre of property;

WHEREAS, the Wilson property is 1.00 acre short of requirement and will not be in violation of the State Sanitary Code;

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to Ruby Wilson to obtain approval to place a third residence and on this property.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT: 0

NOT VOTING: 0

ATTEST:

\_\_\_\_\_  
Kristen Pecararo, Clerk of Council  
Tangipahoa Parish Council

\_\_\_\_\_  
Bobby Cortez, Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

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APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

**BACKUP MATERIAL FOR AGENDA ITEM:**

Adoption of T.P. Ordinance No. 18-51-An ordinance to grant a variance to ordinance I6-18- for David Ridder at 12130 and 12134 Highway 1064, Tickfaw, Louisiana

**T.P. Ordinance No. 18-51**

AN ORDINANCE TO GRANT A VARIANCE TO ORDINANCE 16-18 FOR DAVID RIDDER AT 12130 AND 12134 HIGHWAY 1064, TICKFAW, LOUISIANA

WHEREAS, David Ridder has one existing mobile home on this parcel of property;

WHEREAS, the Ridder property mobile homes are to be used for rental purposes and not for family or farm use, and permit cannot be approved unless a variance is given by the Council;

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to David Ridder to obtain approval to place a second mobile home on the property.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

On motion by \_\_\_\_\_ and seconded by \_\_\_\_\_, the foregoing ordinance was hereby declared adopted on this 27<sup>th</sup> day of August, 2018 by the following roll-call vote:

YEAS:

NAYS:

ABSENT:

NOT VOTING:

ATTEST:

\_\_\_\_\_  
Kristen Pecararo, Clerk of Council  
Tangipahoa Parish Council

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Bobby Cortez, Chairman  
Tangipahoa Parish Council

INTRODUCED: August 13, 2018

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APPROVED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

VETOED BY PRESIDENT: \_\_\_\_\_  
Robby Miller Date

RECEIVED FROM PRESIDENT: \_\_\_\_\_ day of August, 2018 at \_\_\_\_\_ PM

**BACKUP MATERIAL FOR AGENDA ITEM:**

Khasma Nu Khad, LLC

DBA Big Boss Travel Plaza #4

13154 Highway 442

Tickfaw, Louisiana 70466

Class B, Class A/B



**Daniel Edwards**  
SHERIFF & EX-OFFICIO TAX COLLECTOR

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Dennis Pevey  
Chief Criminal Deputy

August 20, 2018

Tangipahoa Parish Council  
P.O. Box 215  
Amite, LA 70422

Dear Tangipahoa Parish Council Members:

The following has applied for a liquor license through the Tangipahoa Parish Sheriff's Office:

**Business Name and Physical Location:**

Khasma Nu Khad LLC d/b/a Big Boss Travel Plaza #4

13154 Highway 442

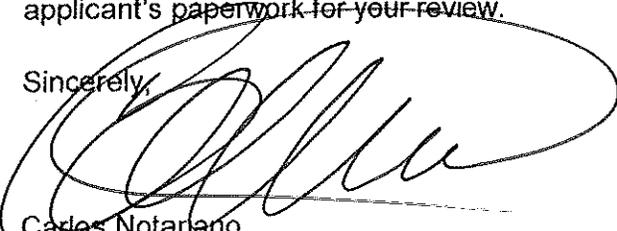
Tickfaw, LA 70466

**License Type:**

- Class A Beer (On Premise)  
 Class B Beer (Package Only)  
 Class A/B Liquor

The applicant has completed all paperwork requirements set forth under the Tangipahoa Parish Council Code of Ordinances governing Occupational Licenses in the Parish of Tangipahoa. Attached is the applicant's ~~paperwork for your review~~.

Sincerely,

  
Carlos Notariano  
TPSO Compliance Officer

/abj  
Enclosures