

NOTICE OF INTRODUCTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on March 9, 2017, and laid over for publication of notice:

L.P. ORDINANCE NO. 17-09

AN ORDINANCE TO AMEND ARTICLE XI OF CHAPTER 9, "LICENSES AND BUSINESS REGULATIONS", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "RESERVED," BY ADDING SECTION 9-223, "IDENTIFICATION OF CASKETS; INTERMENT; PROMULGATION OF RULES."

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, March 23, 2017, at six (6:00) o'clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Sandy C. Teal, Council Clerk

Tracy Girlinghouse, Council Chair

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

The following ordinance, which was previously introduced in written form required for adoption at a regular meeting of the Parish Council on March 9, 2017, 2017, a summary thereof having been published in the official journal together with a notice of public hearing which was held in accordance with said public notice was brought up for final passage March 23, 2017, on Motion of Shane Mack and seconded by John Wascom:

L.P. ORDINANCE 17-09

AN ORDINANCE TO AMEND ARTICLE XI OF CHAPTER 9, "LICENSES AND BUSINESS REGULATIONS", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "RESERVED," BY ADDING SECTION 9-223, "IDENTIFICATION OF CASKETS; INTERMENT; PROMULGATION OF RULES."

WHEREAS, the Livingston Parish Council desires and finds it necessary to set rules and standards for funeral establishments operating in the Parish of Livingston;

WHEREAS, Louisiana Revised Statute 37:853 mandates identification of caskets and promulgation of rules for funeral establishments operating in the state of Louisiana to affix essential information on all caskets used by such establishment;

WHEREAS, the impact and consequences of the Great Flood event of August 2016 disturbed many cemeteries in the Parish of Livingston, whereby unsettling numerous caskets that required identification for an honorable and proper reinterment;

WHEREAS, the Livingston Parish Council now finds it imperative to adopt regulations for final disposition and interment of a human body by mandating certain information to be placed on permanent type material on all caskets and setting criteria for interment for burial vaults or other encasement below the ground;

NOW, THEREFORE, BE IT ORDAINED by the governing authority of the Parish of Livingston, State of Louisiana: The Code of Ordinances of Livingston Parish, Article XI of Section 9-223, "Identification of Caskets; Interment; Promulgation of Rules", is hereby added to Chapter 9, "Licenses and Business Regulations", to read as follows:

Section 9-223 Identification of caskets; Interment; promulgation of rules

Definitions:

Burial: *the placement of human remains in a grave*

Interment: *means the disposition of human remains by inurnment, scattering, entombment or burial in a place used or intended to be used, and dedicated, for cemetery purposes*

All funeral establishments burying in the Parish of Livingston shall affix, on a permanent-type material, the following information on all caskets used by such establishment for burial:

- (1) The name of the deceased contained within the casket;
- (2) The date of death of the deceased;
- (3) The name of the funeral establishment;
- (4) The cemetery name and location;
- (5) The burial plot location identification.

When final disposition of a human body entails interment, and when and where a burial takes place within a cemetery within Livingston Parish, Louisiana, the top of the uppermost part of the casket shall be a minimum of twenty-four (24) inches and the uppermost part of the burial vault or other encasement shall be a minimum of eighteen (18) inches below the ground surface.

Any violation of this ordinance is subject to a fine of five hundred dollars (\$500.00) per violation.

All ordinances or parts of ordinances in conflict herewith are hereby repealed. If any provision of this ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this ordinance are hereby declared to be severable.

This ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: MR. MACK, MR. LOBELL, MR. ARD, MR. WASCOM,

MR. GIRLINGHOUSE, MR. TALBERT, MR. KEEN, MR. HARRIS

NAYS: MR. AVERETT

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 23rd day of March, 2017.

Tracy Girlinghouse, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

INTRODUCED _____ ADOPTED _____

DELIVERED TO PRESIDENT _____, _____ o'clock ____ M.

APPROVED BY PRESIDENT _____

Layton Ricks Date

VETOED BY PRESIDENT _____

Layton Ricks Date

RECEIVED FROM PRESIDENT _____, _____ o'clock ____ M.