

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 June 22, 2017, and laid over for publication of notice:

L.P. ORDINANCE NO. 17-25

AN ORDINANCE TO AMEND L.P. 17-09, ARTICLE XI OF CHAPTER 9, "LICENSES AND BUSINESS REGULATIONS", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "RESERVED," SECTION 9-223, "IDENTIFICATION OF CASKETS; INTERMENT; PROMULGATION OF RULES" BY ADDING AN EXEMPTION.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, July 13, 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 June 22, 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 July 13, 2017, on Motion of Shane Mack and seconded by Maurice "Scooter" Keen:

L.P. ORDINANCE 17-25

AN ORDINANCE TO AMEND L.P. 17-09, ARTICLE XI OF CHAPTER 9, "LICENSES AND BUSINESS REGULATIONS", OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "RESERVED," SECTION 9-223, "IDENTIFICATION OF CASKETS; INTERMENT; PROMULGATION OF RULES" BY ADDING AN EXEMPTION.

WHEREAS, on March 23, 2017, the Livingston Parish Council adopted L.P. Ordinance No. 17-09, establishing rules and standards for funeral establishments operating in the Parish of Livingston that set mandates for identification of caskets and criteria for the depth of a vault below the ground surface;

WHEREAS, the Livingston Parish Council desires and finds it necessary to amend the recently established rules and standards for funeral establishments operating in the Parish of Livingston that conformed to Louisiana Revised Statute 37:853, which 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 re-interment;

WHEREAS, the Livingston Parish Council now finds it imperative to allow an exemption for these 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 by allowing security measures to be set forth for the vault lid, and the vault to be secured to the ground surface, that prevents the caskets from being disturbed during a natural disaster, such as flooding;

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 amended to add an exemption paragraph at the end of the ordinance and before the violation paragraph of Chapter 9, "Licenses and Business Regulations", to read as follows:

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

Exemption(s) from the mandate of burying the vault below the ground surface:

In the event that the wishes of final disposition and interment of a human body is not to be placed below the ground surface, all vaults must be secured to the vault lid, and the vault must be secured to the ground surface in a manner that prevents the caskets from being disturbed during a natural disaster such as flooding or the use of a "**No Sealed**" casket is also permissible under this exemption.

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. ARD, MR. WASCOM, MR. GIRLINGHOUSE, MR. KEEN, MR. HARRIS, MR. TALBERT, MR. LOBELL, MR. MACK

NAYS: NONE

ABSENT: MR. AVERETT

ABSTAIN: NONE

And the ordinance was declared adopted on the 13th day of July, 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.