

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 September 28, 2017, and laid over for publication of notice:

L.P. ORDINANCE NO. 17-41

AN ORDINANCE PROVIDING FOR THE CREATION OF A MOSQUITO ABATEMENT DISTRICT AND ESTABLISH A BOARD IN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, COMPRISING ALL THAT TERRITORY IN THE PARISH AS SET OUT HEREIN AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, October 12, 2017, at six o'clock (6:00) p.m., at the Governmental Building, in the Livingston 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 Chairman

(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 September 28, 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 October 12, 2017, on Motion of Garry “Frog” Talbert and seconded by Jeff Averett:

L.P. ORDINANCE NO. 17-41

AN ORDINANCE PROVIDING FOR THE CREATION OF A MOSQUITO ABATEMENT DISTRICT AND ESTABLISH A BOARD IN THE PARISH OF LIVINGSTON, STATE OF LOUISIANA, COMPRISING ALL THAT TERRITORY IN THE PARISH AS SET OUT HEREIN AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional statutory authority, authorizes the Livingston Parish Council (the “Parish Council”), acting as the governing authority of the Parish of Livingston, State of Louisiana, to create mosquito abatement districts comprised of territory within said Parish; and

WHEREAS, the Parish Council now desires to create such a district comprising the hereinafter describes territory and appoint a governing authority therefor; and

WHEREAS, the Parish Council has determined that the creation of the said mosquito abatement district would benefit and is to the best interest of the Parish and the inhabitants of the area effected.

NOW THEREFORE, BE IT ORDAINED by the Livingston Parish Council, governing authority of the Parish of Livingston, State or Louisiana:

SECTION 1:

That by virtue of the authority conferred by Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the “Act”), and other constitutional and statutory authority, a mosquito abatement district is hereby created within the Parish of Livingston, State of Louisiana, which mosquito abatement district shall comprise and embrace all of the territory within the following described boundaries, to-wit:

Commence at a point in the thread of the channel of the Amite River where it is intersected by the township line between Townships 4 and 5 S, and extend thence east along the said township line until the meridian section line situated one mile west of the meridian dividing line between Ranges 6 and 7 E is reached; thence south along said meridian section line situated one mile west of the meridian dividing line between Ranges 6 and 7 E until the thread of the channel of the west branch of the Natalbany River (known as Little Natalbany River) is intersected; thence down the Little Natalbany River in a southerly direction, following the sinuosities of the thread of its channel, to the confluence of the waters of Little Natalbany River with those of the Natalbany River itself; thence down the Natalbany River to its junction with the Tickfaw River; thence down the Tickfaw River, also following the sinuosities of its channel, to Lake Maurepas; thence along a direct line through Lake Maurepas extending to a point opposite the thread of the channel at the west end of Pass Manchac; thence southwestwardly through the middle of Lake Maurepas to the mouth of Blind River; thence continuously and successively up Blind River, Petite Amite River, and Bayou Pierre, following the sinuosities of the threads of their respective channels until the junction of Bayou Pierre with Amite River is reached; thence up the Amite River, following the sinuosities of the thread of its channel, in a northwesterly and northerly direction to the point of commencement.

Said description of the boundaries of Livingston Parish being taken from the Study of Parish Boundaries by the State Department of Public Works dated October 23, 1942, as portrayed on the Official Map of Louisiana, 1937 Edition, and on the quadrangle maps concerned.

SECTION 2:

That the mosquito abatement district hereby created shall be known and designated as “Mosquito Abatement District of the Parish of Livingston, State of Louisiana” (the “District”), and thus created shall constitute a political subdivision of the State of Louisiana, and shall have all the rights, powers and privileges granted and conferred by the Act and other constitutional and statutory authority, including the authority to levy taxes and service charges and incur debt.

SECTION 3:

That the governing authority of the District shall be a nine (9) member Board of Commissioners comprised of members of the Livingston Parish Council from each Council District, or their designee to be appointed by the Livingston Parish Council.

The term of the Commissioners shall coincide with the elected term of the Livingston Parish Council member.

SECTION 4:

That the domicile of the District shall be the regular meeting place of the Parish Council; however, the Board of Commissioners may meet at such regular meeting place within the District as may be designated by the Board of Commissioners.

The Board of Commissioners shall meet the second (2nd) Tuesday of every month at five o'clock (5:00) p.m., such time may be changed to accommodate conflicting schedules as need be.

SECTION 5:

That the Board of Commissioners shall have the authority to budget, hire, operate, purchase, maintain, and apply for grants or issue bonds as needed to operate and may levy and collect special taxes, including monthly service charges to customers of waterworks districts within the mosquito control district, to finance its programs. It may use legal, proper, necessary, and expedient means to collect and enforce the collection of such taxes, including the contracting with a waterworks district located within the same parish to collect a monthly service charge for mosquito control.

SECTION 6:

That any and all resolutions or ordinances that conflict herewith be, and the same are hereby, repealed and rescinded.

This ordinance shall be published in the official journal of the Parish of Livingston, and the Clerk of the Livingston Parish Council is hereby instructed and ordered to cause publication thereof.

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

The above and foregoing addition to the Code of the Parish of Livingston, having been properly introduced and published by title, was thereupon 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. AVERETT, MR. MACK

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 12th day of October 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.