

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 April 12, 2018, and laid over for publication of notice:

L.P. ORDINANCE NO. 18-15

AN ORDINANCE PROVIDING FOR THE CREATION OF A MOSQUITO ABATEMENT DISTRICT AND ESTABLISH A BOARD IN COUNCIL DISTRICTS TWO AND THREE 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, April 26th, 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

Jeff Ard, 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 April 12, 2018, 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 April 26, 2018, on Motion of Garry “Frog” Talbert and seconded by Maurice “Scooter” Keen:

L.P. ORDINANCE NO. 18-15

AN ORDINANCE PROVIDING FOR THE CREATION OF A MOSQUITO ABATEMENT DISTRICT AND ESTABLISH A BOARD IN COUNCIL DISTRICTS TWO AND THREE 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 of 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:

District 2: Beginning at the intersection of the centerline of Spillers Creek and the northern parish boundary, proceed easterly along the northern parish boundary to the centerline of an unnamed road; then southeasterly and southwesterly to the centerline of Cassie Drive; then southerly to the centerline of LA Hwy. 63; then westerly to the centerline of LA Hwy. 1023; then southerly and southwesterly to the centerline of an unnamed road; then easterly to the centerline of another unnamed road; then southerly and northwesterly to the centerline of an unnamed waterway (between LA Hwy. 1023 and Walker Road North); then southerly to the centerline of LA Hwy. 1019 (Springfield Road); then westerly to the centerline of West Colyell Creek; then southerly to the centerline of LA Hwy. 1024 (Cane Market Road); then westerly to the centerline of LA Hwy. 16; then southerly to the centerline of LA Hwy. 1024 (Hunstock Road); then westerly to the centerline of LA Hwy. 1019; then northerly to the centerline of an unnamed waterway south of Foxboro Drive; then westerly to the eastern parish boundary (the centerline of the Amite River); then northerly to the northern parish boundary; then easterly to the centerline of Spillers Creek and the point of beginning.

District 3: Beginning at the intersection of the western parish boundary (the centerline of the Amite River) and an unnamed waterway south of Foxboro Drive, proceed easterly along the centerline of the unnamed waterway to the centerline of LA Hwy. 1019; then southerly to the centerline of LA Hwy. 1024 (Hunstock Road); then easterly to the centerline of LA Hwy 16; then northerly to the centerline of LA Hwy 1024 (Cane Market Road); then easterly to the centerline of West Colyell Creek; then southerly to the centerline of LA Hwy. 1026 (Lockhart Road); then proceed southeasterly to the centerline of the Canadian National Railroad; then westerly to the centerline of Gray’s Creek; then northerly easterly and northerly to the centerline of the LA Hwy. 1026 (Lockhart Road); then westerly to the centerline of LA Hwy. 1030 (Cockerham Road); then proceed southerly and westerly to the centerline of LA Hwy 16 (Range Avenue); then northerly to the centerline of LA Hwy. 64 (Magnolia Beach Road); then northwesterly and westerly to the western parish boundary (the centerline of the Amite River); then northerly to the centerline of an unnamed waterway south of Foxboro Drive and the point of beginning.

Said description of the boundaries of Livingston Parish Council Districts two and three being taken from the Proposed Redistricting Plan for the Parish Council from June 2011, Booklet 1 prepared by Garnet Innovations, LLC.

SECTION 2:

That the mosquito abatement district hereby created shall be known and designated as “Mosquito Abatement District Two and Three 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 five (5) member Board of Commissioners comprised of the Livingston Parish Council members representing districts two and three, and three community members to be appointed by the Livingston Parish Council.

The three additional members authorized by this Section shall be appointed by the governing authority of Livingston Parish and shall serve initial terms of one, two and three years respectively; thereafter, their successors shall serve three-year terms as provided in R.S. 33:7723.

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 26th day of April 2018.

Jeff Ard, 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.