

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 January 28, 2021, and laid over for publication of notice:

L.P. ORDINANCE 21-02

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "SUBDIVISION REGULATIONS," ARTICLE I, IN GENERAL, SECTIONS 125-1, "DEFINITIONS.," 125-9, "SUBMITTALS.," 125-13, "PROCEDURES FOR SUBDIVISIONS WITH IMPROVEMENTS.," 125-17, "STREET STANDARDS.," 125-21, "SERVITUDES: RIGHTS-OF-WAY.," 125-26, "UTILITIES", AS FOLLOWS.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, February 11, 2021, at six (6:00) o'clock p.m., at the Parish Council Chambers, Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

1/2 *Sandy C. Teal*

Sandy Teal, Council Clerk

1/2 *Shane Mack*

Shane Mack, 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 January 28, 2021 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 February 11, 2021 on Motion of Shane Mack and seconded by Tracy Girlinghouse:

L.P. ORDINANCE 21-02

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "SUBDIVISION REGULATIONS," ARTICLE I, IN GENERAL, SECTIONS 125-1, "DEFINITIONS.," 125-9, "SUBMITTALS.," 125-13, "PROCEDURES FOR SUBDIVISIONS WITH IMPROVEMENTS.," 125-17, "STREET STANDARDS.," 125-21, "SERVITUDES: RIGHTS-OF-WAY.," 125-26, "UTILITIES", AS FOLLOWS.

WHEREAS, the Livingston Parish Council adopted L.P.O. 01-16, reenacting Chapter 13 of the Code of Ordinances of Livingston Parish, Subdivision Regulations, which has since been codified and adopted in L.P.O. 19-16 and is now identified as Chapter 125, and;

WHEREAS, the Livingston Parish Council has adopted numerous amendments to Chapter 125 of the Code of Ordinances and now desires to amend the Chapter further by amending Section 125-1, "Definitions.," 125-9, "Submittals.," 125-13 "Procedures for subdivisions with improvements.," 125-17 "Street standards.," 125-21, "Servitudes: rights-of-way.," 125-26, "Utilities" to read as follows:

NOW, THEREFORE, BE IT ORDAINED by the governing authority of the Parish of Livingston, State of Louisiana: The Code of Ordinances of Livingston Parish, Chapter 125 is hereby amending the section to read as follows:

Section 125-1. - Definitions.

Large Lot Subdivision means the division of a lot, tract or parcel of land into ten (10) or more lots with a minimum lot size of eighty seven thousand one hundred twenty (87,120) square feet (2 acres) and a maximum density of one (1) lot per three (3) acres.

Section 125-9. – Submittals.

(c) *Subdivisions with Improvements.*

- (2) Drainage Impact study (or Comprehensive Drainage Plan for Large Lot Subdivisions)

Section 125-13. – Procedures for subdivisions with improvements.

(c) *Stage 3-2nd preliminary plat approval and other supplementary materials.* Once the preliminary plat approval is granted and prior to proceeding with construction plans, the O/D/S must submit for second (2nd) approval to the review engineer and the Planning Director, the following, along with a copy of the approved preliminary plat:

- (1) Drainage impact study (or Comprehensive Drainage Plan for Large Lot Subdivisions) (required and approved by review engineer). Upon receipt of the preliminary plat, the review engineer must complete review of the drainage impact study in accordance with Section 125-24 of this chapter. The O/D/S shall have a drainage impact study prepared and sealed by a civil engineer currently licensed to practice in the state. The drainage impact study must be submitted to the review engineer and drainage district (if applicable) for review and approval. The drainage impact study must be submitted in accordance with subsection 125-9(c). Within ten (10) working days of submittal of the drainage impact study, the review engineer and drainage district (if applicable) must provide the O/D/S's project engineer with comments from his review.

Section 125-17. – Street Standards.

(b) Design and construction criteria.

- (1) The riding surface of all public streets/roads where open ditches are used for drainage shall be a minimum of twenty (20') feet wide:
 - a. With three (3") inch hot asphaltic concrete wearing surface (One and one-half (1 1/2") inch and one and one-half (1 1/2") inch layers) on ten (10") inch soil cement base at least twenty-one (21') feet wide;

- b. With three (3") inch hot asphaltic concrete wearing surface (One and one-half (1 1/2") inch and one and one-half (1 1/2) inch layers) on compacted eight (8") inch crushed limestone base at least twenty-one (21') feet wide;
- c. With eight (8") inches of four thousand (4,000) psi concrete on eight (8") inch compacted base; or
- d. Same standards as c of this Section, but with five (5") inches of four thousand (4,000) psi concrete base and one and one-half (1 1/2") inches of hot asphaltic concrete wearing surface.
- e. Compacted eight (8) inch crushed limestone can be utilized as the riding surface for Large Lot Subdivisions ONLY.
- f. Crown of roadbed shall be a minimum of thirty (30') feet wide.
- g. Road shoulders shall be a minimum of five (5') feet wide and be fertilized and seeded to prevent erosion of shoulders and to prevent depositing of soil in road ditches.
- h. Roadside ditches shall be constructed with a roadside slope of three (3) to one (1) and a back slope of three (3) to one (1).

Section 125-21.-Servitudes: rights-of-way.

- (i) All subdivision/re-subdivision developments consisting of combined total of fifteen (15) lots or more, not yet approved, must include:
 - (1) Curb and gutter with subsurface drainage culverts of the size and specification required shall be designed by the O/D/S project engineer-shall be as required and approved by the review engineer and the Planning Director unless the development meets the following requirements or it can be shown to the review engineer that such an improvement will not be feasible. The review engineer/Planning Director shall be responsible for granting such a variance.
 - a. Minimum lot size of thirty-two thousand six hundred seventy (32,670) feet
 - b. Minimum lot width of one hundred (100) feet
 - c. Sixty foot (60') of right-of-way
 - d. Open ditches shall have side slopes of four (4) to one (1)
 - e. Density shall not exceed one (1) lot per acre
 - (2) Streetlights shall be according to specifications by the utility company.

Section 125-26. – Utilities

- (a) *Sewerage and water supply.* Proposed sewerage and water systems must be shown on the construction plans and submitted in accordance with this chapter. The O/D/S must obtain approval from the state department of health and hospitals and/or any other required approval.
- (2) *Sanitary sewer not accessible.* Sewage treatment and disposal shall be as follows according to the number and sizes of lots in the subdivision or resubdivisions (the number of lots to be determined by all filings and/or connecting filings of the subdivision):
 - a. Subdivisions having twenty (20) or less lots, each containing sixteen thousand (16,000) square feet or more and with a width of at least eighty (80') feet at building line, may have effluent from an approved individual mechanical system and absorption bed draining to open effluent ditches.
 - b. Subdivisions having twenty-one (21) through thirty (30) lots, each containing thirty thousand (30,000) square feet or more and with a width of at least eighty (80') feet at building line may have effluent from an approved individual mechanical system and absorption bed draining to open effluent ditches.
 - c. Subdivisions having thirty-one (31) or more lots shall have an approved community sewage treatment system.
 - d. Large Lot Subdivisions having ninety (90) lots or less may have effluent from an approved individual mechanical system and absorption bed drainage to open effluent ditches. Should the total number of lots total more than ninety (90) lots the subdivision shall have an approved community sewage treatment system.

BE IT FURTHER ORDAINED that 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.

The effective date of this ordinance shall be as prescribed by law.

Upon being subjected to a vote, the vote thereon was as follows:

YEAS: MR. MCMORRIS, MR. HARRIS, MR. DELATTE, MR. GIRLINGHOUSE,
MR. MACK, MR. KEEN, MR. ARD, MR. TALBERT

NAYS: NONE

ABSENT: MR. WASCOM

ABSTAIN: NONE

And the ordinance was declared adopted on the 11th day of February 2021.

Garry Talbert, Council Chair

ATTEST:

Sandy 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.