

**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 February 11, 2021, and laid over for publication of notice:

**L.P. ORDINANCE 21-04**

AN ORDINANCE TO AMEND CHAPTER 58 “ROADS AND DRAINAGE,” ARTICLE IV, “UTILITIES INSTALLATION IN RIGHTS-OF-WAYS”, SECTION 58-419, “NOTIFICATION.”, AS FOLLOWS.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, February 25, 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* *Garry Talbert*

Garry Talbert, 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 February 11, 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 April 8, 2021 on Motion of Tracy Girlinghouse and seconded by R.C. "Bubba" Harris:

**L.P. ORDINANCE 21-04**

AN ORDINANCE TO AMEND CHAPTER 58 "ROADS AND DRAINAGE," ARTICLE IV, "UTILITIES INSTALLATION IN RIGHTS-OF-WAYS", SECTION 58-419, "NOTIFICATION.", AS FOLLOWS.

WHEREAS, the Livingston Parish Policy Jury adopted Ordinance of 10-23-1990, establishing the procedure for placement of public and private utilizes within Parish right-of way or proposed Parish right-of-way as well as, the notification process for same. The Code of Ordinances of Livingston Parish, has since been codified and is now identified as Chapter 58, and;

WHEREAS, the Livingston Parish Council now desires to amend the Chapter by amending Section 58-419, "Notification."

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 58, Section 58-419 is hereby amended to read as follows:

**Sec. 58-419. – Notification.**

- (a) Required. All utility companies, communication companies, and their subcontractors shall be required to notify the Livingston Parish Office of Homeland Security and Emergency Preparedness (See Section 18-27, Safety Regulations), in writing, a minimum of three (3) Parish business days prior to entering any Parish right-of-way for the purpose of installing and/or repairing any utility or other ground disturbing/breaking activities. Written notification shall include, all information required for an Emergency Operations Plan (EOP) outlined in the Livingston Parish Regulations Booklet, "Utilities and Other Ground Disturbing/Breaking Activities", adopted into Ordinance in Section 18-27. – Safety regulations.
- (b) Emergency. In the event of any emergency, it shall be the responsibility of the utility company to notify the Office of Homeland Security and Emergency Preparedness as outlined in the Livingston Parish Regulations Booklet, "Utilities and Other Ground Disturbing/Breaking Activities, Section 2: Emergency Work." Notification of emergency work shall include all information listed below:
  - (1) Company name;
  - (2) Subcontractor(s) (if applicable);
  - (3) Parish road name;
  - (4) Location of work;
  - (5) Date/time emergency began;
  - (6) Description of emergency;
  - (7) Justification for emergency work;
  - (8) Description of work done.

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. WASCOM, MR. TALBERT, MR. ARD, MR. DELATTE, MR. HARRIS,  
MR. MCMORRIS, MR. KEEN, MR. GIRLINGHOUSE, MR. MACK

NAYS: NONE

ABSTAIN: NONE

ABSENT: NONE

And the ordinance was declared adopted as amended on the 8<sup>th</sup> day of April 2021.

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Garry Talbert, Council Chair

ATTEST:

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Sandy C. Teal, Council Clerk

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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.