

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 10, 2021, and laid over for publication of notice:

L.P. ORDINANCE 21-17

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "SUBDIVISION REGULATIONS," ARTICLE I, IN GENERAL, BY ADDING SECTION 125-33, "DRAINAGE EASEMENT REQUIREMENTS." AS FOLLOWS.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, June 24, 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 C. 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 June 10, 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 June 24, 2021 on Motion of Tracy Girlinghouse and seconded by Maurice “Scooter” Keen:

L.P. ORDINANCE 21-17

AN ORDINANCE TO AMEND CHAPTER 125 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, “SUBDIVISION REGULATIONS,” ARTICLE I, IN GENERAL, BY ADDING SECTION 125-33, “DRAINAGE EASEMENT REQUIREMENTS.” 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 adding Section 125-33, “Drainage easement,” to codify the requirements of drainage easements in the Parish of Livingston to ensure the proper width easements are in place to allow for maintenance of drainage pipes.

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:

Sec. 125-33 Drainage Easement Requirements.

(a) Purpose and Intent:

The purpose of this Ordinance is to codify the requirements of drainage easements located within Livingston Parish. The requirements of this ordinance are directed to ensure the proper width easements are in place to allow for maintenance of drainage pipes.

(b) Applicability:

This ordinance shall apply to any proposed new construction located within Livingston Parish.

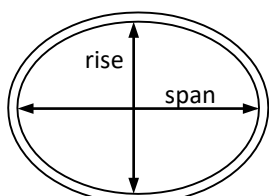
(c) The width of drainage easements shall vary depending on the drainage pipe diameter and the depth of the drainage pipe. The table below specifies the drainage easement widths for drainage pipes.

Pipe Size (diameter or span)	Typical Width of Stormwater Drainage Easement		
	(based on maximum depth from top of ground to pipe invert)		
	<i>Less than 6 feet deep</i>	<i>From 6' to 12' deep</i>	<i>More than 12 feet deep</i>
Less Than 42"	17 feet	22 feet	25 feet
Greater Than 42"	Span + 17 feet	Span + 22 feet	Span + 25 feet

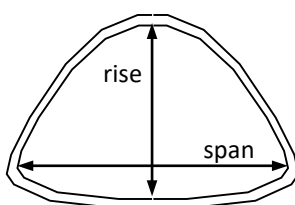
The centerline of the servitude shall be within eighteen inches (18”) of the centerline of the drainage pipe as laid.

All building line setbacks should be at least five (5’) feet from the drainage easement.

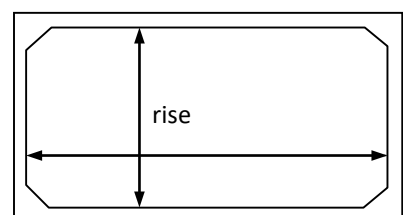
For pipe types which are not circular, the span shall be used to determine minimum easement widths rather than the diameter. The span, defined to be the maximum inside width of a pipe or culvert, shall be used to define drainage easement widths for noncircular shapes.



Elliptical pipe



Arch pipe



Precast concrete box culvert

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. HARRIS, MR. MCMORRIS,
MR. DELATTE, MR. GIRLINGHOUSE, MR. KEEN

NAYS: NONE

ABSTAIN: NONE

ABSENT: MR. ARD, MR. MACK

And the ordinance was declared adopted on the 24th day of June, 2021; and then amendments and adoption of ordinance as amended were ratified on July 8, 2021.

Garry Talbert, Council Chair

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.