

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 Thursday, April 26, 2012, and laid over for publication of notice:

L.P. ORDINANCE NO. 12-12

AN ORDINANCE ADDING SECTION(S) 6-155 ENTITLED FIRE LANES AUTHORIZED AND 6-156 ENTITLED ACCESS ROADWAYS AND FIRE LANES FOR NEWLY CONSTRUCTED BUILDINGS, 6-157 ENTITLED REQUIRED MARKINGS AND SIGNAGE FOR FIRE LANES, 6-158 ENTITLED DUTY TO ESTABLISH, 6-159 ENTITLED DUTY OF THE FIRE DEPARTMENT, 6-160 ENTITLED FAILURE TO COMPLY-LIEN ON PROPERTY, 6-161 ENTITLED DUTY TO NOT OBSTRUCT FIRE LANE, AND 6-162 ENTITLED VIOLATION TO THE PARISH CODE OF ORDINANCES.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, May 24, 2012, at six (6:00) o'clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Lisa Frederick, Council Clerk

Cindy Wale, 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 Livingston Parish Council on Thursday, April 26, 2012, 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 Thursday, May 24, 2012, on Motion of Joan Landry and seconded by Jim Norred.

L.P. ORDINANCE NO. 12-12

AN ORDINANCE ADDING ARTICLE III, ENTITLED FIRE LANES, ADDING SECTION(S) 6-155 ENTITLED FIRE LANES AUTHORIZED, AND 6-156 ENTITLED ACCESS ROADWAYS AND FIRE LANES FOR NEWLY CONSTRUCTED BUILDINGS, 6-157 ENTITLED REQUIRED MARKINGS AND SIGNAGE FOR FIRE LANES, 6-158 ENTITLED DUTY TO ESTABLISH, 6-159 ENTITLED DUTY OF THE FIRE DEPARTMENT, 6-160 ENTITLED FAILURE TO COMPLY-LIEN ON PROPERTY, 6-161 ENTITLED DUTY TO NOT OBSTRUCT FIRE LANE, AND 6-162 ENTITLED VIOLATION TO THE PARISH CODE OF ORDINANCES AS SET FOR MORE FULLY HEREIN.

BE IT ORDAINED by the Livingston Parish Council, Parish of Livingston, State of Louisiana: Section 6 of the Code of Ordinances of the Parish of Livingston, Louisiana, is hereby amended by adding Section 6-155 and 6-156, 6-157, 6-158, 6-159, 6-160, 6-161, and 6-162 in its entirety and reinstating to read as follows:

CHAPTER 6 – FIRE PREVENTION AND PROTECTION

Article III. – Fire Lanes

Sec. 6-155. – Fire Lanes Authorized.

The district fire chief and/or the fire chief protecting the property of interest within the district shall determine and specify, after giving notice by mailing to persons whose names appear on the property tax rolls in connection with said property, and to the current occupier(s) and by posting a copy of said determination upon the premises in a conspicuous place, access roadways of not less than 20 feet of unobstructed width for fire department apparatus and other emergency equipment and personnel. Said lanes are authorized on streets or ways open to the public or where, because of the congregating of people or the stopping, standing, or parking of vehicles, there exists an especially hazardous condition in case of fire or other disaster; provided building sites which contain more than 100 parking spaces shall be designed with access lanes and fire lanes not less than 20 feet in width, forming a continuous route or loop connection at both ends with public streets. In parking lots containing less than 100 parking spaces, emergency access shall be provided subject to the discretion of the district fire chief. Emergency access shall be provided to within 50 feet of any multiple-family building; provided further, that if any of these requirements are impractical due to the peculiarities of the site and/or existing buildings, other provisions for emergency access may be approved by the district fire authority or local fire authority protecting the area of interest.

Sec. 6-156. – Access roadways and fire lanes for newly constructed buildings.

Every building hereafter constructed shall be accessible to fire department apparatus by way of access roadways or by fire lanes approved by the district fire chief and/or the fire chief protecting the property. These access roadways and fire lanes must always:

A. Be a minimum of 20 feet wide. Fire lanes and access roadways that are adjacent to buildings over 30 feet in height shall be a minimum of 28 unobstructed feet wide, parallel to one entire side of the building and shall be located 15-30' from the building.

B. Have a minimum vertical clearance of 13.5 feet.

C. Provide access to within 50 feet of the primary front entrance of any multi-family residential building.

D. Provide access to within 150 feet of any portion of building without a fire suppression system. Access may be increased up to 300 feet at the discretion of the district fire chief for buildings with fire suppression systems

E. Provide fire department access to all on-site fire hydrants. Hydrant to be located within 50 feet of fire department connections, if present.

F. Provide a continuous route or loop connection or have an approved turnaround with a minimum inside turning radius of 35 feet and a minimum outside turning

radius of 55 feet if over 150 feet long.

G. Be paved with asphalt or constructed of concrete and have a grade of no more than 10% with an approach and departure angle of no more than 6 degrees.

Sec. 6-157. – Required markings and signage for fire lanes.

Fire lanes must have perimeter striping or curbing to delineate the boundaries of the fire lane. Striping must be a minimum of 4 inches wide and all striping/curbing is to be painted Safety Red.

The words “FIRE LANE” are to be painted every 15 feet in Safety White 3” block stenciled letters on the striping or curbing. Signs meeting the following requirements may be used in addition to or in lieu of painting at the discretion of the district fire chief and/or the fire chief protecting said property:

A. Minimum size of 18 inches tall by 12 inches wide.

B. The bottom of the sign shall be mounted 48 to 60 inches above grade.

C. The sign shall be to industry standards.

D. Sign shall be red lettering with a red border on a white background that reads “FIRE LANE NO PARKING”

E. Signs shall be spaced 50 feet apart or as directed by the district fire authority.

Detailed plans must be submitted and approved by the district fire chief and/or the fire chief protecting the property prior to painting any new fire lane or modifying any existing fire lane.

Sec. 6-158. – Duty to establish.

It shall be the duty of any and all owners, occupiers, or others with a possessory interest in any real property to designate and maintain at all times fire lanes determined and specified by the district fire chief. Designation and maintenance shall include the installation and maintenance of no-parking signs, and/or other appropriate notice prohibiting obstruction within the fire lane. Such signs and/or other appropriate notice shall be in a format and so placed as approved by regulation of the district fire chief and/or the fire chief protecting the property.

Sec. 6-159. – Duty of the Permit Department.

Whenever it comes to the attention of the district fire chief/fire chief of local station or any employee or officer of the fire or police department that a required fire lane has either not been designated or is not being maintained, the Parish shall cause notice to be given to any owner, occupier or others with a possessory interest in said property that failure to designate and maintain a fire lane is in violation of the ordinance codified in this chapter, and that such violation must be corrected within 30 days of the date of such notice. In the event such violation continues beyond 30 days, the parish may commence enforcement proceedings ~~either~~ by filing an ordinance violation or, in the alternative, to come on the property of the violated and designate and sign the required fire lane.

Sec. 6-160. – Failure to comply – Lien on property.

Any expense reasonably incurred by the parish as a result of the Permit department carrying out its duty imposed in this chapter shall become a charge against the owner of the property and a lien against the property. The notice of lien shall be substantially the same as provided by law for lien for labor and materials in the state of Louisiana, and shall be filed with the same officer within the same time and manner and enforced and foreclosed as is provided by the laws of the state of Louisiana for liens for labor and materials; provided, the parish must give notice as set forth in this section to the owner of said property whose name appears on the property tax rolls prior to commence the work giving rise to the parishes’ lien on the property.

Sec. 6-161. – Duty to not obstruct fire lane.

A. It shall be unlawful, and a violation of the provision of this section, for any person to cause, allow, permit or suffer any motor vehicle operated by said person or registered in his name to be parked or stopped in a designated fire lane.

B. It shall be unlawful, and a violation of the provision of this section, for the owner or

occupant, who has control, management, or supervision over any designated fire lane to cause, allow, permit or suffer any motor vehicle to be parked or stopped in said fire lane or to cause, allow, permit or suffer any obstruction to the fire lanes authorized herein such as gates, chains, security gates, barriers or any other unless approved by the district fire chief and/or the fire chief protecting the property and having emergency operation capabilities.

C. Owners and occupants of the property on which fire lanes are located and the owners and occupants of any shopping center or any other similar facility or building used for the same or similar purposes are hereby charged with the responsibility of notifying the owner and/or operator of any motor vehicle parked or stopped in a fire lane; and to have said motor vehicles removed by the owner and/or operator of the motor vehicle, the owner and occupant of the property are hereby charged with the responsibility of and are hereby authorized to remove any motor vehicle parked in violation of this section and to assess the costs of same against the owner of said motor vehicle by storing said vehicle and refusing to release it until all costs incident to its removal and storage have been paid by the owner and/or operator of said vehicle.

D. Notwithstanding any other provision of this chapter, the district chief officers of the Parish of Livingston are authorized and directed to enforce all of the provisions of this chapter in their district. For such purposes they shall have the powers of a police officer.

Sec. 6-162. – Violation – Penalty

A. The penalty for a fire lane traffic infraction shall be \$100.00

B. Except as otherwise provided, any person who violates the provisions of this chapter shall be guilty of a misdemeanor and punished by a fine not to exceed \$500.00.

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

YEAS: MR. BLACKWELL, MS. COLLINS, MR. GOFF, MR. HARRIS, MS. LANDRY, MR. NORRED, MR. PARENT, MR. SHARP, MS. WALE

NAYS: NONE

And the ordinance was declared adopted on this 24th day of May 2012..

Cindy Wale, Council Chair

ATTEST:

Lisa Frederick, 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.