

MINUTES

Livingston Parish
August 15th, 2023

Pursuant to notice duly posted in the public lobby of the Livingston Parish Governmental Building, the Livingston Parish Ordinance Committee met on July 25th, 2023, at the hour of six o'clock (6:00) p.m. in the Parish Council Chambers, located in the Livingston Parish Governmental Building, 20355 Governmental Boulevard, Livingston, Louisiana with the following members present:

Shane Mack- Chair
Randy Delatte
John Wascom
Erin Sandefur

The Chairman, Councilman Shane Mack, called the meeting to order.

The Council Clerk called roll. With everyone being present, the Chair began by addressing item:

****3. New Business.**

a. Discussion of proposed ordinance 23-30 (Parish wide moratorium)

Public Input:

Billy Taylor – States that the Planning department says that the word “submittal” could be confusing to everyone depending on where they are at in the planning process. They think it should be reworded to “stage one preliminary meeting” rather than “submittal”.

Councilman Garry Talbert – Also agrees that it should that it should say “stage one preliminary meeting” rather than “submittal”. He said that when Villavaso wrote this Moratorium that the wording was meant for residential but only addressed “Subdivision with Improvements” and he states that it should say “Subdivisions with/without Improvements and Multifamily”. That it would protect them from being sued for not being fair with the Fair Housing Act. He would like minor re-subs to be in the Moratorium – Shane Mack/Randy Delatte both think that it should not be in there.

Councilman Jeff Ard – States that the Moratorium needs to be changed that it goes into effect from adoption. They also discussed the length of the Moratorium and would like to extend it to 150-160 Days.

There was a motion for favorable recommendation by Councilman Delatte and a Second Motion by Councilman Wascom. All in favor – passed.

The Chair addressed item:

****3. New Business**

b. Discussion of Carbon Sequestration - The Chair is introducing the Ordinance of Class VI Wells – Read through the Proposed Ordinance and then asked for Public Input.

Public Input:

Councilman Randy Delatte – States the Commercial Builder for the Commercial Well in Livingston Parish to have Purchase Office in Livingston Parish so we can collect the .01c sales tax for our Parish.

Councilman John Wascom – Asked how big Plumes are.

Chris Guidry – States that Plume sizes vary just depending on how many acres they have for the project.

Councilwoman Erin Sandefur – States that in Tangipahoa a well imploded and wondered who would be liable for the damage? Councilman Randy Delatte stated that it would then become a civil matter.

John Mangus – Wanted to know how the CO2 would get to the well, Shane told him it was through a Pipeline. John wanted to know what would happen if the Pipeline was to bust. Shane then stated that it would need to be addressed and/or modify the Pipeline Ordinance. He also wanted to know what kind of penalties they would have for not complying since it is only done every 5 years. He would also like to know what happens to Class VI Well if it is not in Compliance who would be responsible? Randy Delatte states that there are States Laws for these Class VI Wells that they would have to comply to, and they would ultimately be the ones having the authority to take over.

Dewayne Harmon – States that the Ordinance says the wells are Zoned Industrial and wants to know since they must be 2 miles from any inhabitable structure what would happen if his daughter would want to build/put a mobile home on the property what would happen then? Shane Mack states that the land where the Well is drilled in only Zoned Industrial – The Well would then be 2 miles from his property line so there would be no issue with the Building of a Residential House. Mr. Harmon would also like the mapping system should also be remapped every year or every two years. Mr. Delatte thinks that it should also go by whatever the Federal Government is allowing.

Councilman Garry “Frog” Talbert – States that he thinks the Ordinance is a little premature and we should also follow the States Guidelines, so they are not duplicating the same thing that they are already requiring for Class VI Wells. Once the State comes out with their Guidelines then add what we think is necessary. He also states that the 10 percent royalty is going to bring in enough revenue and that 50 percent will be too much, and they will start going around it to not have to charge so much for injecting the CO2. Also, would like to look at the Map to see there the Wells on Lake Maurepas are at to see what type of Revenue they are bringing in. They will also want to extend the Class VI Well Moratorium for 120 - 3 or 4 months.

Dewayne Mitchell – Wants to know how the Parish/Council will address how they will get revenue/tax for the schools/fire districts? Shane Mack would like 50 percent of the royalties to go to them but isn’t sure how they will be able to do that.

John Mangus – Would like to know about evacuations of schools if there were a CO2 leakage. Would also like to have safe places for the kids to go if they are at school when/if a CO2 leak were to happen.

Councilman John Wascom – Wants to know if there will be any kind of effects to the water or any other structure that is based in the ground – maybe having the fund for many things.

Councilman Jeff Ard – Talked about possibly turning it into Grant money, or getting a grant that would match the revenue from the Royalties.

Councilwoman Erin Sandefur – Proposed that they make some type of Advisory Board for the CO2 Sequestration.

Eric Wallace – Wanted to know if the current properties that the CO2 Wells have been Zoned Industrial, Chairman Mack was not able to give him an answer.

The Chair Addressed item:

****3. New Business.**

c. Discussion of minimum lot widths

Public Input:

Kayla Johnson – Stated that people do not want 80ft minimum lot widths/back yard to maintain (single people/elderly people). States that there is a need for “townhome” lots. State that most of the people want to move closer to their family without having a huge lot. She also states that the Draining improved.

Councilman Erin Sanderfur – States that the Drainage Issue is not just about the Subdivision not flooding, but what it can cause to neighboring people.

Councilman Garry Talbert – States that part of the issue stims down the Zoning – and let the market dictate what the people want and need with lot widths.

Billy Taylor – Wants clarification about the lot widths and that we are putting this on hold until after the Moratorium.

The Chair Addressed item:

****3. New Business.**

d. Discussion of Fill Dirt and Fill Mitigation

**Deferred for a few months

Public Input:

A **MOTION** was offered by Randy Delatte and duly **seconded** by Erin Sandefur to adjourn the August 21st, 2023, meeting of the Livingston Parish Ordinance Committee, with no further discussion and where none opposed.

/s/ Raven Watts

Raven Watts, Deputy Clerk

/s/ Shane Mack

Shane Mack, Chairman