

**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 July 10, 2025, and laid over for publication of notice:

**L.P. ORDINANCE NO. 25-13**

AN ORDINANCE TO AMEND CHAPTER 50 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, “OFFENSES—MISCELLANEOUS,” SECTION 50-16, “LITTERING.” AS FOLLOWS.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, July 24, 2025 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.

*\s\ Sandy C. Teal*  
Sandy Teal, Council Clerk

*\s\ Billy Taylor*  
Billy Taylor, 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 July 10, 2025. 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 July 24, 2025, on Motion of \_\_\_\_\_ and seconded by \_\_\_\_\_:

### **L.P. ORDINANCE 25-13**

AN ORDINANCE TO AMEND CHAPTER 50 OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH, "OFFENSES—MISCELLANEOUS," SECTION 50-16, "LITTERING." AS FOLLOWS.

WHEREAS, the Livingston Parish Police Jury created penalties for littering within the Parish of Livingston on August 13, 1991, and;

WHEREAS, the Livingston Parish Council desires to amend the Chapter by increasing the penalties for litter violations, and;

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 50, Section 50-13 is hereby amended to read as follows:

#### **Sec. 50-13. - Littering.**

- (a) It shall be unlawful for any person to dump or throw any paper, trash, tin cans, bottles, garbage, leaves or any other debris of any kind whatsoever upon property belonging to any other person or upon or in any public roads, rights-of-way, ditches, drainage channels, branches, rivers or waterways, of any kind whatsoever, including, but not limited to, the levees and drainageways of the Parish drainage system or of any drainage district.
- (b) It shall be unlawful for any person to dump, place or deposit, on the right-of-way of any public highway or public road, any trash, garbage, refuse of any kind, or other objects which might affect the health or enjoyment of the public.
- (c) Any item, including, but not limited to, mail addressed to a specific person or material containing a name and address which is found in the trash, garbage, refuse or debris unlawfully thrown or dumped or deposited as shown in subsections (a) and (b) of this Section shall be a prima facie presumption under this Section that the violator hereof is the person identified thereby and traceable thereto and same is admissible in evidence for that purpose; provided, however, that should such person produce proper evidence or testimony that he has a contract with or can produce receipt from a commercial or other hauler indicating that payment was made thereto to haul the garbage, trash, refuse or litter, then the prima facie presumption herein established shall shift to said commercial or other hauler.
- (d) ~~Whoever violates the provisions of this Section shall be fined, upon first conviction, not less than two hundred dollars (\$200.00), nor more than one thousand dollars (\$1,000.00). Upon second conviction, an offender shall be fined not less than six hundred dollars (\$600.00) nor more than two thousand five hundred dollars (\$2,500.00) and have his motor vehicle driver's license suspended for sixty (60) days. Upon third or subsequent conviction, an offender shall be fined not less than one thousand dollars (\$1,000.00) nor more than six thousand dollars (\$6,000.00), have his motor vehicle driver's license suspended for one (1) year, or be imprisoned for not more than six (6) months, or all or any combination of the aforementioned penalties.~~

#### **Penalties-**

- 1. First Offense: five-hundred-dollar (\$500.00) fine and four (4) hours of community service
  - 2. Second Offense: one thousand five-hundred-dollar (\$1,500.00) fine and eight (8) hours of community service
  - 3. Third Offense: three-thousand-dollar (\$3,000.00) fine, thirty (30) days in jail, seventy-five (75) hours of community service, and have his or her motor vehicle license and hunting/fishing license suspended for one (1) year.
- (e) Any violation of this Section may be tried in the 21st Judicial District Court or any appropriate justice of the peace court in and for the Parish in accordance with the Acts 250 and 296 of the 1989 Legislature.

(f) All fines collected by the justice of the peace courts for litter violations pursuant to R.S. 25:1101 et seq. shall be paid to the Parish pursuant to R.S. 25:1112. The Parish shall reimburse the justice of the peace court, which handles the litter violation, for the time spent and expenses incurred pursuant to R.S. 13:2589(B). This reimbursement shall consist of fifty (50%) percent of the fines collected by the Parish from the justice of the peace courts.

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:

NAYS:

ABSTAIN:

ABSENT:

And the ordinance was declared adopted on the 24<sup>th</sup> day of July, 2025.

ATTEST:

Billy Taylor, Council Chair

Sandy Teal, Council Clerk

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INTRODUCED

ADOPTED

DELIVERED TO PRESIDENT \_\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_ .M.

APPROVED BY PRESIDENT \_\_\_\_\_

Randy DelatteDate

VETOED BY PRESIDENT \_\_\_\_\_

Randy DelatteDate

RECEIVED FROM PRESIDENT \_\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_ .M.