ORDINANCE # 2019-12
INTRODUCED BY McMath
DATE INTRODUCED 3/19/19
ITEM NUMBER 2019-03-02
PUBLIC HEARING 5/7/19
ADOPTED/TABLED 5/7/19
EFFECTIVE
BOOK # 3 PAGE #
RECORDATION #
AMENDED BY ORDINANCE #
DATE AMENDED

ADOPTION INTRODUCTION

CITY OF COVINGTON
STATE OF LOUISIANA

ORDINANCE NUMBER 2019-12

AN ORDINANCE OF THE CITY OF COVINGTON AMENDING THE FOLLOWING PROVISIONS OF THE COVINGTON CODE OF ORDINANCES: CHAPTER 42 ENVIRONMENT, ARTICLE III. LITTER, SEC. 42-64. RESPONSIBILITY

WHEREAS, certain amendments have been suggested to the Covington Code of Ordinances, Chapter 42 Environment, regarding the disposal of litter in waterways; and

WHEREAS, the Covington City Council deems these amendments appropriate to protect the health, safety and welfare of the citizens of Covington; and

WHEREAS, the City Council has held its public hearing in accordance with law.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Covington, at its regular session convened, that Chapter 42 Environment, Article III. Litter, Sec. 42-64. Responsibility, shall be amended to read as follows:

Sec. 42-64. Responsibility.

(a) The owner, his agent and occupant of any property shall maintain the premises in a sanitary and litter-free condition.

(b) No person shall place, deposit or allow to be placed or deposited on his premises or any other premises to include any public street, road or alley any refuse or other objectionable waste, except in a manner described in this article.

(c) The owner, his agent and occupant of any premises, and other persons having responsibilities as described herein, shall be responsible for the proper storage, collection, transportation and final disposal of all refuse originating on the premises, by a method or methods described in this article.

(d) Notice: The street commissioner or city inspector is hereby authorized and empowered to notify the owner of any adjacent property or any party responsible for the placement of such litter in or about a public street, sidewalk or any public place that it is his duty to properly dispose of the litter located on such public property. Such notice shall be by certified mail addressed to such owner or other

responsible party at his last known address or hand-delivered by a city policeman for the city who shall note date and time of such delivery. The intent of this section shall be to prohibit, disallow and discourage property owners, contractors, persons for hire and other individuals who do not pay the regular garbage and trash collection charges from which property the litter originates from imposing the burden of collection and pickup on the city's garbage service.

(e) No person shall sweep into or deposit in any gutter, street, road, alley or other public place within the city the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

(f) No person owning or occupying a place of business shall sweep or deposit in any gutter, street, road, alley or other public place within the city the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the city shall keep the sidewalk in front of their business premises free of litter.

(g) No person shall throw, deposit, place or remove garbage, refuse, rubbish, litter or any material in any authorized commercial receptacle without the prior consent of the owner or lessee of such authorized commercial receptacle. Whoever commits the crime of unauthorized dumping shall be punished as provided in section 1-8 of this Code.

(h) No person shall dump, deposit, or otherwise cause any trash, landscape debris, or other material to be placed in any river, creek, canal, ditch, or storage basin that regularly or periodically carries or stores water. The enforcement provisions of Sections 42-64(d), 42-70(a) and 42-71 shall apply to this section.

BE IT FURTHER ORDAINED that all other sections of Chapter 42 Environment shall remain the same and in full force.

BE IT FURTHER ORDAINED that 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.

WHEREUPON, this ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the City Council of the City of Covington, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows:

MOVED FOR ADOPTION by Rolling, seconded by Smith.

YEAS: 6 **ABSENT:** 1 (Coner)

NAYS: ~~0~~ **ABSTAIN:** ~~0~~

PASSED AND ADOPTED this 7TH day of May, 2019.

P. McMath

PATRICK McMATH
COUNCIL PRESIDENT

Bonnie D. Champagne

BONNIE D. CHAMPAGNE
COUNCIL CLERK

Presented to the Mayor this 8th day of May, 2019, at 12:00 o'clock P.M.

Bonnie D. Champagne

BONNIE D. CHAMPAGNE
COUNCIL CLERK

Approved ✓ or Vetoed ___ by the Mayor on this 9th day of May, 2019.

MICHAEL B. COOPER
MAYOR

Received from the Mayor on the 9TH day of May, 2019, at 9:40 o'clock A.M.

Bonnie D. Champagne

BONNIE D. CHAMPAGNE
COUNCIL CLERK