

The following Ordinance was moved for adoption by __Mrs. Jackie Balmer__ and seconded by __Mr. Lawrence Mier_____.

PROPOSITION NO. 298

ORDINANCE NO. 800

An Ordinance Amending Chapter 17, Solid Waste, of the Code of Ordinances of the Town of Welsh, Louisiana.

WHEREAS, Welsh, Louisiana is empowered to adopt amendments and revisions of its ordinances by Louisiana Revised Statutes.

WHEREAS, the Mayor and Board of Alderman are desirous of exercising said power; now therefore;

BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Welsh, Louisiana, and it is hereby ordained by the same:

Article III. WEEDS, TRASH AND OTHER DEBRIS is hereby amended to read as follows:

Sec. 17-96 Grass and Weed Cutting; Owner's Liability; Notice; Waiver of Notice.

A. All property shall be maintained in a safe and sanitary condition. The town may enforce the provisions of this ordinance by cutting, destruction or removal of grass, noxious weeds or other deleterious, unhealthful, or noxious growths on any lot, place or area within the town. The charges, costs and expenses incurred in enforcing this ordinance shall, to the extent of the actual cost thereof, be a charge, cost of expense of the property and the owner of the lot, place or area.

B. No such work shall be undertaken by the town until the owner of the lot, place or area, or the owner of the abutting property where the grass, weeds or growths are to be removed, as shown on the last assessment roll of the town or parish, has been given an opportunity of doing the work himself within at least five days after notice has been given him personally or by registered mail, addressed in accordance with the tax roll of the town or parish.

C. However, the town may undertake the cutting, destruction or removal of grass, noxious weeds or other deleterious, unhealthful or noxious growths on any property within the town on a monthly basis without the notice required in B. above if the property owner liable has been notified pursuant to B. Above at any time during the proceeding twelve months and has failed to do the work himself after opportunity to do so. However, prior to undertaking such work, the governing authority of the town shall file and record an affidavit, signed by the mayor or his designed, as its administrative office. Such affidavit shall include the following:

- (1) A description of the property sufficient to reasonably identify it.
- (2) A photograph of the property sufficient to reasonably identify its unsafe or unsanitary condition and to justify the necessity for cutting, destroying or removing the grass, weeds or other noxious growths.
- (3) A statement that the property owner liable has within the last twelve months failed to do such work after notification and opportunity to do so pursuant to this section.

Sec. 17-97 Mailing Statement Showing Expenses Incurred; Addition to Tax Liability

If, after the cutting, destruction or removal of such grass, weeds or growths by the town, after due notice as above provided, the cost or expense thereof has not been paid within ten days, the town shall furnish the owner, as shown on the last assessment roll of the town or parish, by registered mail, a written statement showing the cost or expense incurred for the work, and the place or property on which the work was done. If the said statement is not paid within one month thereafter, the amount thereof shall be included in and form part of the taxes due by the owner of said property, and when collected shall be credited to the general fund of the town.

Sec. 17-98 Record of Charges for Cutting

The Town shall maintain a record of such charges prior to the filing of the tax roll, which record

shall be open to public inspection at all times and which shall constitute legal notice to the purchasers of the property, or parties lending money thereon, of the assessment.

Sec. 17-99 Penalties

Any person violating any of the provisions of this Subpart shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than Two Hundred (\$200.00) Dollars or imprisonment for not more than ten (10) days or both. Each transaction in violation of the provisions herein contained shall be deemed a separate offense.

Section 2: Sec. 17-100, 101 and 102 are hereby repealed in their entirety.

This ordinance shall be effective immediately upon publication.

Vote by roll call follows:

Yeas: Rodney Trahan, Lawrence Mier, Colby Perry, Jackie Balmer

Nays: Andrea Kin

Abstaining: None

Absent: None

PASSED, APPROVED AND ADOPTED by the Mayor and Board of Aldermen on this
8th day of _December_____, 2020.

CAROLYN LOUVIERE - MAYOR

ATTEST:

EVA C. KIBODEAUX
Town Clerk

I certify that the foregoing ordinance was presented to the Mayor by me on _____, 2020.

EVA C . KIBODEAUX, CLERK

I acknowledge receipt of the above ordinance from the clerk on _____, 2020.

CAROLYN LOUVIERE, MAYOR

I hereby _____ the ordinance on this ___ day of _____, 2020.

CAROLYN LOUVIERE, MAYOR

I certify the above ordinance was received by me from the Mayor on
_____, 2020.

EVA C. KIBODEAUX, CLERK