

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5452

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: TANNER/BRISTER

PROVIDED BY: LEGAL

INTRODUCED BY: MR. BELLISARIO

SECONDED BY: MR. CANULETTE

ON THE 3 DAY OF SEPTEMBER , 2015

AN ORDINANCE TO AMEND ST. TAMMANY PARISH ORDINANCES SECTION 16-151.00 (A), SECTION 16-160.01(A), AND SECTION 16-031.02 WITH REGARD TO THE PROVISION AND THE CONSUMPTION OF ALCOHOLIC BEVERAGES AT CAMP SALMEN, THE FISHING PIER, AND THE TAMMANY TRACE

WHEREAS, although St. Tammany Parish Government has ordinances prohibiting or limiting alcohol at Camp Salmen, the Tammany Trace and its facilities, and the Fishing Pier, St. Tammany Parish Government would like to allow the provision and consumption of alcoholic beverages on these properties for special events, such as festivals, weddings, or family reunions.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it amends Section 16-151.00 (A), Section 16-160.01(A), and Section 16-031.02 with regard to supplying and consumption of alcoholic beverages in Camp Salmen, the Fishing Pier, and the Tammany Trace during special events as follows:

To amend Section 16-151.00(A) of the St. Tammany Parish Code of Ordinances pertaining to Camp Salmen as follows:

SEC. 16-151.00 Rules and Regulations

A. PARK RULES AND REGULATIONS:

1. No pets or horses allowed, except service animals.
2. No alcoholic beverages or glass containers allowed.
3. No hunting or fishing allowed.
4. Respect wildlife and the surrounding area and keep noise to a minimum.
5. No open fires, firearms or fireworks allowed.
6. No business solicitation.
7. Motorized or electric vehicles allowed only on roads not on designated park trails.
8. Do not trespass on Private Property.
9. No swimming, wading, or diving in the Bayou or any other body of water.
10. Removal of plants is prohibited.
11. No littering or dumping allowed. Garbage receptacles and recycling bins are provided throughout the Park.
12. Do not feed, disturb or collect wildlife.
13. Marked trails are provided for your safety; Please remain on marked designated trails.
14. Remain out of drainage ditches and all other areas not for recreational use.
15. ADA compliant boardwalks and ramps are provided on certain of our trails.
16. Public use of the Park will be at patrons' own risk. St. Tammany Parish provides no protection from the wildlife and/or plants.
17. Alcoholic beverages will not be allowed except for special events. A special event organizer/sponsor must obtain a temporary alcohol permit and conform to state law in accordance with La. Administrative Code title 55, part 7, section 323 and any other applicable state law, and St. Tammany Parish Ordinance Section 3-157.00(C).

To amend Section 16-160.01(A) of the St. Tammany Parish Code of Ordinances pertaining to the Fishing Pier as follows:

SEC. 16-160.01 St. Tammany Parish Fishing Pier Rules and Regulations

A. PIER RULES AND REGULATIONS:

1. Pier entrance fees shall be five dollars (\$ 5.00) for individuals twelve (12) and over for fishing from the Pier; visitors twelve (12) and over who do not fish from the Pier will be charged one dollar (\$ 1.00); and Children under twelve (12) can enter for free. Thereafter, changes to the entrance fees can be changed by policy issued by the Parish President.

2. Visitors under the age of sixteen (16) must be accompanied by adult.

3. All fisherman shall dispose of fishing line properly so as to not harm or kill wildlife.

4. Feeding of birds is prohibited.

5. Each fisherman shall be properly licensed.

6. Pets are not permitted.

7. Diving from the Pier or from any Parish structure or property is prohibited.

8. Swimming in any portion of Lake Pontchartrain in and around a the Pier, Parish Property or structure is prohibited, and at each persons' own risk.

9. No fires, fireworks or cooking allowed on the Pier, Parish property or structure.

10. No glass containers allowed on Pier property or structure. ~~The only alcoholic beverage allowed on the Pier is beer if contained in a plastic or aluminum container.~~

11. No cast nets or crab traps allowed on the Pier, Parish property or structure.

12. No sitting or climbing on rails.

13. No smoking allowed on wooden structure.

14. All trash must be disposed of properly. Do not litter or throw anything in the water.

15. No bicycles, skateboards or other wheeled conveyances except those used by handicapped persons.

16. Respect wildlife and the surrounding area and keep noise to a minimum.

17. No business solicitation allowed on the Pier, Parish property or structure.

18. Public use of the Pier will be at patrons' own risk. St. Tammany Parish provides no protection from the wildlife and/or other risks of harm.

19. The only alcoholic beverage regularly allowed on the Pier is beer, if contained in a plastic or aluminum container.

20. Other alcoholic beverages will be allowed on the Pier only during special events. A special event organizer/sponsor must obtain a temporary alcohol permit and conform to state law in accordance with La. Administrative Code title 55, part 7, section 323 and any other applicable state law, and St. Tammany Parish Ordinance Section 3-157.00(C).

To amend Section 16-131.02 of the St. Tammany Parish Code of Ordinances pertaining to the Tammany Trace as follows:

SEC. 16-131.02 Rules and Regulations

The following are the approved rules and regulations established in connection with the Tammany Trace:

General Rules:

Hours of Operation: Daily from 7:00 a.m. to dark.

Please stay on the appropriately marked trails. Pedestrians should stay on the west shoulder or to the right along each side of the trail. Slower traffic should stay to the right in each direction. Passing traffic should notify slower traffic that they are passing either by voice, horn, or bell.

Obey all federal, state, and local traffic laws. Laws will be strictly enforced in accordance with fines associated with violations.

Park only in designated areas. Unauthorized parking is subject to being towed and/or ticketed.

No trespassing on private property.

THE FOLLOWING IS PROHIBITED ON THE TAMMANY TRACE OR ITS FACILITIES:

- ~~Alcohol~~ --Camping
- Fires
- Carrying or discharging of firearms or fireworks
- Use of glass containers
- Hunting
- Littering
- Pets on main trail
- Racing
- Unauthorized solicitation
- Swimming, wading or diving
- Unauthorized structures

-Alcoholic beverages are prohibited on the Tammany Trace and/or its facilities except during special events. A special event organizer/sponsor must obtain a temporary alcohol permit and conform to state law in accordance with La. Administrative Code title 55, part 7, section 323 and any other applicable state law, and St. Tammany Parish Ordinance Section 3-157.00(C).

Only authorized motorized vehicles are allowed on Tammany Trace.

Do not disturb plant vegetation. Tammany Trace traverses an environmentally sensitive area of St. Tammany Parish.

Handling of wildlife found on Tammany Trace is prohibited. Please contact Tammany Trace Ranger or appropriate parish authorities if there is a problem.

Specific Trail Rules:

Horses stay in assigned areas.

A Coggins test is required for horses using Tammany Trace.

Do not exceed 15 MPH speed limit.

Horses must be kept at a walk in the area designated for horses on the main trail.

Helmets, knee pads, elbow and wrist guards are required for rollerbladers.

Helmets are required for off-road biking (when such area has been constructed).

Obey all traffic signs along the trail.

Stay in designated areas only. Stay out of drainage ditches and other such structures not constructed for recreational purposes.

When you see hazard signs and reflective markings on the main trail, these signs denote possible danger areas. Move as close to the center of the trail as traffic will allow.

BRIDGE ETIQUETTE: ROLLERBLADERS YIELD TO CYCLISTS; CYCLISTS YIELD TO JOGGERS; JOGGERS YIELD TO WALKERS; WALKERS YIELD TO HORSES

Helmets for cyclists and horsemen are strongly recommended and encouraged. Ride at your own risk if no helmet is worn. St. Tammany Parish is not responsible for injuries resulting from lack of proper equipment, improperly maintained equipment, improperly used equipment, or improper or unsafe use of Tammany Trace facilities.

CONSTRUCTION:

Absolutely no one shall use areas designated either as "Under Construction" or signed as "No Trespassing." These areas are unsafe and are not open to the general public. Further, only authorized personnel are allowed to enter these areas.

Tammany Trace is ADA accessible, and St. Tammany Parish encourages use of the Trail by all, regardless of race, creed, sex, ethnic origin or physical impairment.

Commissioned St. Tammany Parish Trace RANGERS ARE EMPOWERED TO PATROL THE TRACE, AND WRITE, AND ISSUE CITATIONS TO OFFENDERS.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: 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.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 1 DAY OF OCTOBER , 2015 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

RICHARD E. TANNER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: AUGUST 27 , 2015

Published Adoption: _____ , 2015

Delivered to Parish President: _____, 2015 at _____

Returned to Council Clerk: _____, 2015 at _____

Administrative Comment

The ordinances regulating the use of some of St. Tammany Parish's recreational properties, specifically Camp Salmen, the Fishing Pier, and the Tammany Trace, prohibit or limit the consumption of alcohol. The regulations pertaining to these three (3) properties should be amended to allow for the provision and consumption of alcoholic beverages during special events.