

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3171 ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_

COUNCIL SPONSOR: MS. BRISTER PROVIDED BY: COUNCIL OFFICE

INTRODUCED BY: MR. GOULD SECONDED BY: MS. BRISTER

ON THE 3<sup>RD</sup> DAY OF NOVEMBER 2005

ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES, CHAPTER 14 NUISANCES, SECTION 14-003.00 FIRES FOR YARD DEBRIS, TO AMEND PARAGRAPH (A) THEREOF AND ENACT PARAGRAPH (D), PROHIBITING BURNING OF LEAVES AND YARD DEBRIS WITHIN THE BOUNDARIES OF COUNCIL DISTRICT 4.

WHEREAS, Council District 4 has become a highly populated and developed district wherein the ambient air of said District will be affected by the emission of smoke and fumes from the burning leaves and yard debris; and

WHEREAS, in a highly populated and developed area, the potential risk of fires caused by airborne embers also present a danger to life and property; and

WHEREAS, pursuant to the provisions of La. R.S. 30:2057(C)(3) and La. R.S. 33:1236(31), St. Tammany Parish is authorized to enact ordinances to prohibit or otherwise regulate the burning of leaves and yard debris.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that the St. Tammany Parish Code of Ordinances, Chapter 14 Nuisances, Section 14-003.00 Fire For Yard Debris, Paragraph (A) is hereby amended, and Paragraph (D) hereby enacted, to provide as follows:

Sec. 14-003.00 Fires for Yard Debris:

(A) Except as provided in (D) herein below, the burning of leaves and yard debris, such as pine needles, pine cones, shrubs, brush and cut timber shall not be a violation of this Chapter, provided that:

(D) Notwithstanding the provisions of paragraph (A) herein above, the provisions of Section 8-018.01 or any other provision, the burning of leaves and yard debris, such as pine needles, pine cones, shrubs, brush and cut timber in Council District 4 is strictly prohibited.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 Ordinances are hereby declared to be severable.

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

MOVED FOR ADOPTION BY \_\_\_\_\_, SECONDED BY \_\_\_\_\_