

# **PUBLIC NOTICE**

## **ST. LANDRY PARISH GOVERNMENT \*PUBLIC HEARING\***

**THE ST. LANDRY PARISH COUNCIL HEREBY GIVES NOTICE THAT IT WILL HOLD A PUBLIC HEARING ON WEDNESDAY, DECEMBER 21<sup>st</sup>, 2022, AT OLD CITY MARKET LOCATED AT 131 W. BELLEVUE STREET, OPELOUSAS, LOUISIANA.**

THE HEARING IS FOR THE PURPOSE OF RECEIVING ANY AND ALL OBJECTIONS FROM THE GENERAL PUBLIC IN CONNECTION WITH THE FOLLOWING:

**4:30 p.m.**

**ORDINANCE NO. 2022-016 (Sponsored by: Councilman Wayne Ardoin)**

**AN ORDINANCE TO REPEAL THE ANIMAL AND FOWL ORDINANCES IN CHAPTER 8, ARTICLES I, II, III, IV, V, VI, AND VII IN THE ST. LANDRY PARISH CODE OF ORDINANCES AND REPLACE THEM IN CHAPTER 8 WITH THE FOLLOWING ANIMAL AND FOWL ORDINANCES**

**WHEREAS**, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establish that, aside from the Section 1-05 management of Parish government affairs power, the Parish government has the special power to pass all ordinances necessary to promote, protect, and preserve the general welfare, safety, health, peace, and orderly conduct of the Parish.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT THAT** the animal and fowl Ordinances in Chapter 8, Articles I, II, III, IV, V, VI, and VII in the St. Landry Parish Code of Ordinances are repealed, and replaced, in Chapter 8 with the following animal and fowl Ordinances which are attached to this Ordinance.

**4:45 p.m.**

**ORDINANCE NO. 2022-017 (Sponsored by: Councilman Harold Taylor)**

**AN ORDINANCE TO AMEND THE SOLAR FARMS ORDINANCE 2021-017 TO CHANGE THE DECOMMISSIONING SECTION OF THE ORDINANCE**

**WHEREAS**, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establish that, aside from the Section 1-05 management of Parish government affairs power, the Parish government has the special power to pass all ordinances necessary to

promote, protect, and preserve the general welfare, safety, health, peace, and orderly conduct of the Parish, and

**WHEREAS**, the St. Landry Parish Council adopted Ordinance No. 2021-017 on November 17th , 2021, Establishing Regulations and Permit Requirements for Solar Farms, and

**WHEREAS**, this amendment amends Section 9 of the Solar Farm Ordinance regarding the decommissioning plan for a solar farm, and

**WHEREAS** this amendment adds Section 10 to the Solar Farm Ordinance under the heading of “Legal Fund Established”, whereby one- and one-half percent (1½%) of the proceeds derived from the payment-in-lieu-of taxes for ad valorem taxes from all taxing bodies is deposited into a special fund to be used to pay all legal fees and cost associated with potential litigation arising from Solar Farms construction, operation, maintenance, and decommissioning; and

**WHEREAS** this amendment adds Section 11 to the Solar Farm Ordinance under the heading of “Economic Development Fund Established” whereby one-and one-half percent (1½%) of the proceeds derived from the payment-in-lieu-of taxes for ad valorem taxes from all taxing bodies is deposited into a special fund to be used future Economic Development projects in St. Landry Parish.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT** that the Solar Farms Ordinance 2021-017 is hereby amended and shall now read as follows:

**1. Purpose.**

The purpose of this ordinance article is to promote the health, safety, and general welfare of the citizens of St. Landry Parish by regulating solar farms located within St. Landry Parish.

**2. Definitions.**

For the purposes of this Chapter the following terms shall mean:

(a) Solar energy: Radiant energy received from the sun that can be collected in the form of heat or light by a solar collector.

(b) Solar energy system: A device or structural design feature intended to provide for collection, storage, and distribution of solar energy for heating or cooling, electricity generation, or water heating.

(c) Solarfarm: The use of land where a series of solar collectors and related equipment and accessories are placed in an area on a parcel of land for the purpose of generating photovoltaic power. A Solar farm shall not be interpreted to mean one or more solar collectors intended to provide electrical power generation for a single residential dwelling or commercial property.

**3. Permits and Fees.**

(a) Prior to placing, establishing, expanding, or substantively altering the operation of a solar farm, a permit must be obtained by the developer of the solar farm from St. Landry Parish Government. Permits shall be issued only after the plan therefor has been approved as provided for in this section.

(b) The developer of the solar farm shall submit a Solar Farm Permit Application along with the plans for the proposed solar farm. Each Solar Farm Permit Application will include a site plan showing all property to be included in the project, all access roads, drainage study, environmental study, and a traffic plan.

(c) The Solar Farm Permit Application and site plan shall be reviewed by the Parish Engineer.

(d) If the Parish Engineer disapproves of the solar farm plan and project, the developer shall be given sixty days to correct the problems cited by the Parish Engineer for rejection of the plan and project, and then the developer may resubmit the permit application to the Parish Engineer for approval. If the Parish Engineer approves of the solar farm plan and project, the developer of the solar farm shall conduct at least one community meeting to provide adjacent landowners and the public an opportunity to ask questions and discuss the project. The community meeting shall be conducted prior to obtaining the permit for the solar farm. Notice of the time and location of the public meeting shall be published at least twice in the official journal before the public meeting.

(e) After the community meeting the Solar Farm Permit Application and site plan shall be presented to the St. Landry Parish Council at a council meeting to approve or deny the solar farm permit.

(f) If a permit for the solar farm is granted, the developer of the solar farm shall pay a fee of \$1,000.00 to the St. Landry Parish government for a solar farm consisting of 500 acres or less, and for a solar farm consisting of more than 500 acres, the fee shall be \$1000.00 plus an additional \$1.00 for each acre in excess of 500 acres. The applicable permit fee shall be determined by consideration of the entire project, inclusive of buffer zones and access roads.

(g) A solar farm permit issued under this Chapter may be transferred or assigned, with the assignee being obligated to all requirements of the permit and this Chapter. However, written notice of such transfer or assignment shall be made to the St. Landry Parish government and the identity of the new permittee shall be noted in the Parish records.

(h) The issuance of a permit under this ordinance shall serve as the agreement and acknowledgment by the permittee, and its successors and assigns, as well as the property owners, that the St. Landry Parish government shall have standing to enforce any and all provisions and obligations of this ordinance.

(i) A solar farm permit shall expire one year from the date of issuance if construction has not yet commenced on the solar farm.

#### **4. Single or Multiple Tracts.**

(a) A solar farm may be operated on a single contiguous tract or multiple contiguous tracts, either with ownership by the developer/applicant, under one or more leases in which the developer/applicant is a lessee, or any combination thereof.

(b) Any solar farm permit issued for a solar farm which relies upon one lease agreement shall become null and void upon the termination of said lease agreement, unless the lease agreement is terminated because the developer/applicant has been conveyed ownership of the property previously subject to the lease. In the case of a solar farm permit issued for a solar farm which relies on more than one lease

agreement, if one of the lease agreements is terminated the solar farm permit shall become null and void only to the part of the project or solar farm that is affected by the lease termination by being on the land subject to the lease that was terminated.

**5. Traffic Plan.**

- (a) The plan for a proposed solar farm shall include a traffic plan for the movement of vehicles that will use parish roads during the construction, maintenance and decommissioning of the solar farm.
- (b) The plan shall provide for the remediation of any damages occasioned to parish roads during the construction or erection, maintenance, and decommissioning of the solar farm.

**6. Drainage Plan.**

- (a) The plan for a proposed solar farm shall include a drainage plan.
- (b) The drainage plan shall include an hydrologic and hydraulic (H&H) analysis to establish that the solar farm will not have any adverse impact on the parish drainage system or adjacent property owners, or, alternatively, the drainage plan shall establish a plan for remediating any adverse impact on the parish drainage system or adjacent property owners that may result from the construction of and the operation of the solar farm. The plan shall also include an ongoing schedule of water sampling and testing of water runoff from the site of the solar farm.

**7. Buffer Zones.**

- (a) The plan for a proposed solar farm shall include the provision of a buffer zone around the perimeter of the solar farm.
- (b) The buffer zone shall include a setback of not less than 150 feet from the center of any adjacent public roadway.
- (c) The buffer zone shall include a setback of at least 150 feet from any residence, unless otherwise waived by the homeowner, and 50 feet from any adjacent property line used for residential purposes at the time of the application.
- (d) Each buffer zone shall include a stand of trees or shrubbery, between the operational area of the solar farm and the adjacent roadway or property owner, to screen the solar farm from view, the sufficiency of which is subject to review and approval as part of the plan.
- (e) The buffer zone shall be maintained in such a manner so as to not present a nuisance as provided for otherwise in the Code of Ordinances.

**8. Secured access and Lighting.**

- (a) The plan for a proposed solar farm shall include a plan for secured limited access to the solar farm by a security fence no less than 6 feet nor no greater than 8 feet in height.
- (b) Lighting. To reduce light pollution, lighting for the solar farm shall be limited to the minimum lighting reasonably necessary for its safe operation, and the lighting shall be directed downward where reasonably feasible.

**9. Decommissioning plan.**

- (a) The plan for a proposed solar farm shall include a decommissioning plan for the remediation of the area of the solar farm upon the cessation of operations of the solar farm.
  - (b) Decommissioning of the solar farm shall begin no later than 12 months after the solar farm has ceased to operate as a solar farm or collect solar energy. For purposes of this provision, temporary cessation of operations of the solar farm due to circumstances beyond the control of the developer, such as force majeure or commercial decisions by the developer's customers, for a period of less than 12 months would not trigger any decommissioning requirements.
  - (c) The decommissioning plan shall provide for the removal of the solar panels, ancillary structures, and other infrastructure utilized in the operation of the solar farm.
  - (d) The decommissioning plan shall provide for the remediation of any environmental hazards remaining on the property of the former solar farm, as determined by the EPA, DEQ, or the St. Landry Parish Government.
  - (e) Any lease forming a portion of the application for the original permit shall include reference to the decommissioning plan and the funding thereof as a necessary term therein.
  - (f) The Developer shall provide a "decommissioning fund" with sufficient funding to remediate all the property encompassing the Solar Farm restoring said property to its original purpose.
- The developer of the solar farm shall present documentation to St. Landry Parish Government that the decommissioning fund is established.

**10. Legal Fund Established.**

One- and one-half percent (1 ½%) of the proceeds derived from the payment-in-lieu-of taxes for ad valorem taxes from all taxing bodies shall be deposited into a special fund to be used to pay all legal fees and cost associated with potential litigation arising from Solar Farms construction, operation, maintenance, and decommissioning.

**11. Economic Development Fund Established.**

One-and one-half percent (1 ½%) of the proceeds derived from the payment-in-lieu-of taxes for ad valorem taxes from all taxing bodies shall be deposited into a special fund to be used for economic development projects in St. Landry Parish in unincorporated areas and small incorporated municipalities with populations of less than 4,000 residents.

**5:00 p.m.**

**ORDINANCE NO. 2022-018 (Sponsored by: Councilman Wayne Ardoin)**

**AN ORDINANCE TO AMEND ST. LANDRY PARISH ORDINANCE SECTION 2-289, SALE OF ADJUDICATED PROPERTY BY PUBLIC SALE.**

**Whereas**, Louisiana Revised Statute 47:2201, et seq., provides for parish governments to sell property that has been adjudicated to the parish for non-payment of property taxes by public sale;

**Whereas**, Louisiana Revised Statute 47:2204 provides that the ordinance that allows for the public sale of adjudicated property by the parish governing authority may subject the public sales to terms and conditions imposed by the parish governing authority;

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT THAT** Section 2-289, Sale of Adjudicated Property by Public Sale, of the St. Landry Parish Code of Ordinances, is hereby amended and shall now read as follows:

**SEC. 2-289 - SALE OF ADJUDICATED PROPERTY BY PUBLIC SALE.**

(a) Sale of adjudicated property may be made by public sale, in accordance with the provisions of R.S. 47:2201 et seq.

(b) Minimum bid; appraisal.

(1) In the event the parish government elects to set a dollar amount as a minimum bid for the sale of adjudicated property, the minimum bid for the sale of adjudicated property shall include the following:

- a. The total amount of all statutory impositions of the parish government and of any other political subdivision of the state affecting the property;
- b. The total amount of all governmental liens affecting the property;
- c. The costs of adjudication of the property to the parish government at the tax sale of the property, if any; and
- d. The costs of sale of the adjudicated property by public sale

(2) The parish government may, however, by special ordinance provide that the sale of adjudicated property by public sales shall occur after appraisal of the property, rather than as set forth in subsection (b)(1) of this section, in accordance with R.S. 47:2202, in which case the parish government shall appoint a licensed appraiser to appraise and value the property. In such case, the minimum bid at the first public sale of the property shall be at least two-thirds of the appraised value of the property. If the property fails to sell at the first public sale, the minimum bid at the second public sale of the property shall be one-third of the appraised value of the property. If the property fails to sell at the second public sale, the parish government may, by subsequent ordinance, sell the property at the minimum bid set forth in subsection (b)(1) of this section.

(3) In addition, the parish government may, by special ordinance, provide for the sale of adjudicated property at public sale to the highest bidder without setting a minimum bid or requiring an appraisal, in accordance with R.S. 47:2202(A), as amended.

(c) The sale of adjudicated property by public sale may be initiated either by the parish government or by any person, in accordance with the following procedures:

(1) Initiation of public sale by parish government. The parish government may provide by special ordinance for the sale of adjudicated property at a public sale, which ordinance shall contain the following:

- a. The legal description of the adjudicated property to be sold at public sale (including the lot, square and subdivision name, if applicable);
- b. The municipal address of the adjudicated property to be sold at public sale;
- c. The name and address of the owner of record of the property, as reflected in the

records of the assessor's office, as of the date of the tax sale by which the property was adjudicated to the parish government or its predecessors.

d. In the event the parish government elects to set a dollar amount as a minimum bid for the sale of adjudicated property, the ordinance shall state the minimum bid for which the property shall be sold. In the event the parish government provides that the sale of adjudicated property shall occur after appraisal, as provided for by subsection (b)(2) of this section, the ordinance shall state that the sale shall be subject to appraisal. In the event the parish government provides that the sale of adjudicated property shall be without a minimum bid or appraisal, as provided in subsection (b)(3) of this section, the ordinance shall state that the sale shall be to the highest bidder with no minimum bid or appraisal.

(2) Initiation by persons. Whenever a person desires to initiate the sale of adjudicated property by public sale and the parish government, in turn, is willing to sell the property, the person so desiring shall submit an application to the administrative department of the parish government, requesting the sale of such property, which application shall contain the following:

- a. A legal description of property (lot, square and subdivision name, if applicable);
- b. Municipal address of property;
- c. Name of the owner of record of the property at the time of adjudication and the year of the tax sale;
- d. Affidavit certifying the prospective purchaser is not a member of immediate family of property owner or entity in which owner has a substantial economic interest;
- e. A copy of tax sale deed evidencing the recordation in excess of three years;
- f. A copy of current tax bill;
- g. An executed offer letter to purchase the property;
- h. Deposits.

1. A deposit, by cash, certified cashier's check, or money order, in an amount as established by the parish council from time to time, to cover the expenses of the public sale, including advertising, appraisals (if applicable), legal fees of the parish government in connection with the sale, title abstract and mortgage certificate costs and all other costs associated with the public sale.

2. In the event the applicant is the highest bidder at the public sale of the adjudicated property, any unused funds on deposit shall be applied to the purchase price of the property sold at the public sale. If there are remaining funds on deposit after the payment of the purchase price of the property sold at the public sale, said remaining funds shall, upon authentication of the sale as described hereinbelow, be refunded to the applicant.

3. In the event the applicant fails to be the highest bidder at the public sale of the adjudicated property, this deposit shall be refunded to the applicant. In the event, however, that no one at the public sale bids up to the minimum amount, if any, required for the sale of the property, then the deposit shall be retained by the parish government to pay the costs and expenses of the public sale; provided, however, that any monies remaining on deposit after the payment of said costs and expenses shall be refunded to the applicant.

(d) Advertising.

(1) In the event of initiation of sale of adjudicated property by public sale by the parish

government or any person, the public sale shall be advertised twice in the official journal of the parish government, the first advertisement being at least 30 days prior to the date of the public sale, and the second advertisement being no more than seven days prior to the date of the public sale. Each advertisement shall be on a form prescribed by the parish government, and shall contain the following information:

- a. Notice of the sale;
- b. The amount of the minimum bid, if any. If the sale is subject to appraisal, the advertisement shall so state. If the sale is without minimum bid or appraisal, the advertisement shall so state;
- c. The name and address of the department within the parish government to which bids shall be submitted;
- d. The date, time and physical and/or electronic addresses of in-person bidding on the property;
- e. A description of the property to be sold at public sale (including the lot, square and subdivision name, if applicable), as well as the municipal address of the property (if applicable);
- f. Any other terms which the parish government may require.

(2) All bids shall be on a form, either written or electronic, prescribed by the parish government.

(e) All bids received shall be submitted by the administrative department to the full parish council at its next regularly scheduled meeting, at which time the parish council may adopt an ordinance approving the sale of the property to the highest bidder, as provided by R.S. 47:2204. The ordinance, if adopted, shall include the following requirements:

- (1) A requirement that the purchaser certify in writing to the administrative department of the parish government that he or his agent has examined the mortgage and conveyance records of the parish to determine the names and last known addresses of:
  - a. The tax debtor at the time of the tax sale of the property;
  - b. Any person requesting notice pursuant to R.S. 47:2159;
  - c. The owner of the property, including the owner of record at the time of the tax sale of the property;
  - d. Any other person holding an interest in the property, including a mortgage, privilege, lien or other encumbrance on the property, and including a tax sale purchaser.

Attached to this certification shall be a written list of all names and last known addresses of the persons listed hereinabove;

(2) A requirement that the purchaser of the adjudicated property shall send the written notice to any person described in subsection (e)(1) of this section in the form provided by R.S. 47:2206(A). A copy of said written notice shall be furnished to the administrative department of the parish government with a certification that the notice has been sent to said persons;

(3) A requirement that the purchaser file in the mortgage records of the parish a copy of the written notice required in subsection (e)(2) of this section, and furnish the administrative department of the parish government with stamped copies of the recorded notice;

(4) A requirement that the purchaser shall cause to be published in the official records



of the parish a notice in the form prescribed by R.S. 47:2206(B), and furnish to the administrative department of the parish government with an affidavit of publication of said notice prepared by the official journal;

(5) An acknowledgment in writing from the purchaser that the adjudicated property is sold without any warranty, except a warranty against eviction resulting from a prior alienation of the property by the parish government or its predecessor;

(6) The name and address of the purchaser, the amount of money for which the property has been sold and a requirement that the purchaser remit the purchase price of the property, by cash, cashier's/certified check or money order, contemporaneously with the furnishing of the other documents listed in this subsection (e), with an appropriate credit for any sums previously deposited for costs by the purchaser.

(f) Authentication of sale.

(1) At the expiration of the 60-day or six-month redemption periods, set forth in R.S. 47:2206(A) and (B), the purchaser shall begin the process of authentication of the sale of the adjudicated property within ninety days of receiving the letter from St. Landry Parish Government notifying them that they have successfully bid on the property, and the purchaser shall complete the authentication process, including the satisfaction of any terms, conditions, and requirements set forth in the ordinances providing for the sale of adjudicated property, within nine months of beginning the authentication process. If the purchaser does not begin and complete the authentication process within this time period the adjudicated property shall be sold to the person(s) or entity that was the next highest bidder in the sale of the property. The authentication of the sale of the adjudicated property shall be as provided in R.S. 47:2207.

(2) The authentication shall be in the form of an act of sale prescribed by R.S. 47:2207(B), which act of sale shall be prepared and filed into the conveyance records of the parish. The purchaser shall pay all costs incurred in preparing, filing and/or recording the said act of sale authenticating the sale. The act of sale authenticating the sale of the adjudicated property shall be without warranty, except a warranty against eviction resulting from a prior alienation of the property by the parish government or its predecessor, as provided in R.S. 47:2207(A).

(g) Contemporaneously with filing the act of sale authenticating the sale as provided in subsection (f) of this section, the purchaser shall file, at his cost, an affidavit into the mortgage records of the parish in the form prescribed by R.S. 47:2208, and shall furnish to the administrative department of the parish government with a stamped copy of the recorded affidavit. The filing of said affidavit shall, in accordance with the provisions of R.S. 47:2208(B), operate as a cancellation, termination, release and erasure of record of all statutory impositions of all political subdivisions then due and owing, of all governmental liens and of all interests, liens, mortgages, privileges and other encumbrances recorded against the property sold and listed in the affidavit.

(h) Proceeds of sale.

(1) Except as otherwise agreed upon by the holders of statutory impositions and governmental liens, all proceeds from the sale of adjudicated property by public sale, after the deduction of costs of the sale, shall be paid on a pro rata basis to the holders of such statutory impositions and governmental liens;

(2) Any amount in excess of the costs of the sale, statutory impositions and governmental liens shall be paid to the parish government.

(i) In the event the adjudicated property is redeemed within the redemption periods set forth in R.S. 47:2206(A) and (B), then all sums deposited or paid by the purchaser for the purchase price of the adjudicated property shall be refunded to the purchaser by the parish government, with legal interest, written 30 days after the parish government is notified of said redemption.

**5:15 p.m.**

**ORDINANCE NO. 2022-019 (Sponsored by: Councilwoman Mildred Thierry)**

**AN ORDINANCE TO ABANDON THIERRY ROAD IN ST. LANDRY PARISH**

**WHEREAS**, St. Landry Parish Government has decided to abandon Thierry Road in St. Landry Parish because Thierry Road is no longer needed for public purposes, as per Louisiana Revised Statute 48:701.

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT** that Thierry Road in St. Landry Parish, which runs for 2,230 feet from Texas Eastern Road to a dead end, is hereby abandoned and shall be a private road.

**5:30 p.m.**

**ORDINANCE NO. 2022-020 (Sponsored by: Councilman Jimmie Edwards)**

**AN ORDINANCE TO AMEND ST. LANDRY PARISH ORDINANCE SECTION 26-21, PROHIBITIONS.**

**Whereas**, St. Landry Parish Ordinance Section 26-21 states the prohibition against allowing property found to be a nuisance by having noxious weeds, grass, or deleterious, unhealthy or noxious growth on the property;

**Whereas**, the St. Landry Parish Council hereby amends St. Landry Parish Ordinance Section 26-21 which to provide for a fine and administrative fee for property owners who violate this Article;

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT THAT** Section 26-21, Prohibitions, of the St. Landry Parish Code of Ordinances, is hereby amended and shall now read as follows:

Sec. 26-21. - Prohibitions.

(a) Properties within the city limits and occupied subdivisions and neighborhoods in the unincorporated areas. No owner, tenant or occupant of any leased, occupied or unoccupied lot, place, property, or area shall permit any noxious weeds, grass, or deleterious, unhealthy, or noxious growth over 12 inches in height to grow, stand, or accumulate on any lot, place, or area leased or occupied by the such owner, tenant, or

occupant, or on any abutting sidewalk or neutral ground within any residential area; nor shall the owner, tenant, or occupant allow a lot, place, or area of any abutting sidewalk or neutral ground to become a haven for rodents, other dangerous animals, or reptiles in any residential area.

(b) Properties outside occupied subdivisions and neighborhoods. No owner, tenant, or occupant of any leased, owned, or occupied lot, place, property, or area within the jurisdiction of the parish government, and located outside an occupied subdivision or neighborhood, shall permit any weeds, grass, or deleterious, unhealthy, or noxious growths or matter over 24 inches in height to grow, stand, or accumulate on any lot, place, or area leased, owned or occupied by the owner, tenant or occupant, or any abutting sidewalk or neutral ground located within any residential area;

nor shall such owner, tenant or occupant allow such lot or area, or any abutting sidewalk or neutral ground to become a haven for rodents or other dangerous animals.

(c) Upon committing a violation of this section the property owner shall be issued a citation, and shall be assessed with a fine of \$100.00 for the first violation, \$200.00 for the second violation, and \$300.00 for the third and subsequent violations, and the fine shall be paid to the St. Landry Parish Government within 45 days of the issuance of the citation. The citation shall also set a court date for the property owner to appear in St. Landry Parish District Court on a civil court date.

(d) In addition to the costs owed by the property owner in Section 26-24, the property owner shall owe an administrative fee of \$100.00 if the St. Landry Parish Government must perform the work pursuant to the provisions of this Article.

**5:45 p.m.**

**ORDINANCE NO. 2022-021 (Sponsored by: Councilman Wayne Ardoin)**

**AN ORDINANCE TO AMEND ST. LANDRY PARISH ORDINANCE SECTION 26-23, AUTHORITY OF THE PARISH PRESIDENT OR HIS DESIGNEE TO ENTER PROPERTY.**

**Whereas**, St. Landry Parish Ordinance Section 26-23 authorizes the Parish President or his designee to enter property found to be a nuisance by having noxious weeds, grass, or deleterious, unhealthy or noxious growth on the property, and remove the nuisance from the property if the owner of the property will not remove the nuisance;

**Whereas**, the St. Landry Parish Council hereby amends St. Landry Parish Ordinance Section 26-23 to provide for a registered or certified letter to be sent to the property owner by the Parish President or his designee;

**BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT THAT** Section 26-23, Authority of the Parish President or his Designee to enter property, of the St. Landry Parish Code of Ordinances, is hereby amended and shall now read as follows:

Sec. 26-23. - Authority of the parish president of his designee to enter property.

(a) The parish president or his designee is hereby authorized to enter property found to be in violation of this article, and to cut, rake and remove any noxious weed, grass, or deleterious, unhealthy or noxious growth, on occupied or unoccupied property, growing or standing on any sidewalk or banquette, or on any lot, place, or area, provided no such work shall be undertaken by the parish president or his designee until the owner of the lot, place, or area, or the owners of the property abutting the sidewalk or banquette shall have had the opportunity to do the work at least within 15 days after receipt of a registered or certified letter by the Parish President or his designee.

(b) In lieu of the notice prescribed in subsection (a) of this section, the parish president or his designee shall be authorized to undertake the work under the following circumstances or upon the giving of the following notice, to wit:

(1) If the owner of any lot or other real property is unknown or his whereabouts is not known, a sign giving notice of the violation and of the intent to abate the violation shall be posted by the president or his designee upon or near the premises and may, at the option of the president or his designee, be published in the official journal of the parish one time at least three days before the work is performed. The president or his designee shall make an affidavit setting out the facts as to unknown address.

(2) All costs incurred by the parish government in effecting notice to the owner shall be included in the costs specified in section 26-24.

BY ORDER OF ST. LANDRY PARISH COUNCIL  
/s/Vivian Olivier, Chairwoman

Sherell Jordan, Council Clerk  
St. Landry Parish Council  
P.O. Drawer 100, Opelousas, LA 70570  
Telephone Number: 337-942-6863

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact Sherell Jordan or Karen Barlow at 337-942-6863 describing the assistance that is necessary.