

ORDINANCE NO. 291-07-(3)

AN ORDINANCE OF THE PARISH OF LINCOLN, STATE OF LOUISIANA, AMENDING AND REENACTING ORDINANCE NO. 287-06-(11) OF THE LINCOLN PARISH POLICE JURY IN CONNECTION WITH THE STATE UNIFORM CONSTRUCTION CODE, ENACTING CERTAIN BUILDING AND CONSTRUCTION CODES; PROVIDING FOR THE ISSUANCE OF PERMITS; PROVIDING FOR THE ENFORCEMENT OF SUCH CODES; PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF; PROVIDING FOR THE APPOINTMENT OF A BUILDING OFFICIAL OR OFFICIALS; PROVIDING FOR THE EFFECTIVE DATE THEREOF; AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the Legislature by Act 12 of the First Extraordinary Session of 2005 enacted Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes, providing for the mandatory adoption by parishes and municipalities of certain building codes; and

WHEREAS, the Legislature by Act 335 of the 2007 Regular Session amended various provisions of Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes.

NOW, THEREFORE, BE IT ORDAINED, by the Police Jury of The Parish of Lincoln, State of Louisiana, convened in regular session on this 9th day of October, 2007, that the following Ordinance is hereby enacted:

SECTION 1

Section 1.1 of Ordinance No. 287-06-(11) of the Lincoln Parish Police Jury is hereby amended and reenacted to read as follows:

“Section 1.1 Definitions.

(a) ‘Building Official’ shall mean that employee ~~or individual~~, governmental entity or certified third party provider appointed or contracted to serve as the building official for the Parish of Lincoln, State of Louisiana.

(b) ‘Farm Structure’ shall mean a structure which is constructed on a farm, other than a residence or a structure attached to it, for use on the farm; including, but not limited to, barns, sheds and poultry houses, but not public livestock areas. However, said term shall not include a structure originally qualifying as a ‘farm structure’, but later converted to another use.

(c) ‘Recreational Camps’ shall mean private outdoor recreational structures, other than a residence, such as hunting or fishing camp.”

SECTION 2

Section 1.2 of Ordinance No. 287-06-(11) of the Lincoln Parish Police Jury is hereby amended and reenacted to read as follows:

“Section 1.2 Adoption of State Uniform Construction Code.

Pursuant to the provisions of LSA-R.S. 40:1730.21, et seq., the following codes are hereby adopted as the regulations governing the construction, reconstruction, alteration or repair of buildings and other structures located outside of the corporate limits of the municipalities in Lincoln Parish; excluding farm structures and recreational camps:

ORDINANCE NO. 319-10-(1)

AN ORDINANCE OF THE PARISH OF LINCOLN, STATE OF LOUISIANA, AMENDING AND RE-ENACTING SECTION 1.5 (A) OF ORDINANCE NO. 287-06-(11) OF THE LINCOLN PARISH POLICE JURY PROVIDING FOR THE APPOINTMENT OF A BUILDING OFFICIAL OR OFFICIALS; PROVIDING FOR THE EFFECTIVE DATE THEREOF; AND OTHERWIES PROVIDING WITH RESPECT THERETO.

NOW, THEREFORE, BE IT ORDAINED, by the Police Jury of the Parish of Lincoln, State of Louisiana, convened in regular session on this 12th day of January, 2010, that the following Ordinance is hereby enacted:

SECTION 1.

Section 1.5 (A) of Ordinance No. 287-06-(11) of the Lincoln Parish Police Jury is hereby amended to read as follows:

Section 1.5 Building Official.

(A) There shall be a Building Official for Lincoln Parish who shall be responsible for the administration and enforcement of the State Uniform Construction Code in those areas outside of the corporate limits of the municipalities of the parish. ~~Kenneth D. Green shall serve as the Building Official for Lincoln Parish.~~

SECTION 2.

The effective date of this Ordinance shall be January 1, 2010.

SECTION 3.

If any section, paragraph, sentence, clause and/or phrase of this Ordinance or the application thereof is declared unconstitutional, unenforceable or invalid by the valid judgment of any court of competent jurisdiction such as unconstitutionality, unenforceability or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses and/or phrases of this Ordinance, since the same would have been enacted by the Parish of Lincoln without the incorporation in this Ordinance of any such unconstitutional, unenforceable or invalid section, paragraph, sentence, clause or phrase. To that end, the provisions of this Ordinance are hereby declared severable.

SECTION 4.

All other Ordinance, or any parts thereof, which are in conflict with the provisions of this Ordinance are hereby repealed.

The ordinance was read and considered by sections and as a whole, and on motion by Skip Russell and second by Sharyon Mayfield, was adopted by the following YEA and NAY vote:

YEAS: Wyatt, Hunter, Bennett, Franklin, Hammons, Glover, Backus, Russell, Henderson, Brown, Mayfield, and Mays

NAYS: None

ABSENT: None

WHEREUPON, the Ordinance was declared duly adopted this 12 day of January, 2010.

THERESA WYATT, President
LINCOLN PARISH POLICE JURY