ORDINANCE NO. 2020-257

AMENDING SECTION 24.5 A and B OF THE CODE OF ORDINANCES

WEEDS AND NOXIOUS GROWTHS – NOTICE TO REMOVE

 BE IT ORDAINED by the Livonia Town Council in regular session convened that Chapter 24 Section 24.5 (A) and (B) of the Code of Ordinances of the Town of Livonia is hereby amended and reenacted to read as follows:

Section 24.5 Notice to remove

 A. In the event that any owner or occupant of property situated within the town does not comply with this Chapter, the town shall provide notice to the owner of the property, as determined from the latest assessment rolls, or occupant of the property, requiring compliance with this Chapter within **five (5)** days after notification. The notice shall further state that if the owner or occupant does not comply with this Chapter and compliance requires work to be done on the subject's property, the town may cause the work to be done and pay therefor and charge the cost incurred in doing or having the work done to the owner or occupant of the property. The cost of the work shall include the expense of inspection, locating the owner or occupant, issuing or publishing notice, reinspection, ordering the work done, postage, and all necessary incidents to such work. The notice shall be given by personal service, by registered or certified mail, return receipt requested, or published in the official journal of the town for two consecutive weeks.

 As provided for in R.S. 33:4770.12 (A) the charges, costs, and expenses incurred by the town in enforcing such ordinances, shall, to the extent of the actual cost thereof be a charge, cost, or expense of the property abutting the sidewalk, or banquette or of the lot, place, or area, and the owner thereof beginning with the second violation notice during a 12 month period.

 B. If the owner or occupant does not comply with this Chapter within **five (5)** days after receipt of notice or after the date of the second publication if notice is provided through the official journal, the mayor may cause the premises to be cleaned by cutting, destroying, or removing noxious weeds, grass, or other deleterious, unhealthy, or noxious growths or accumulations thereon and/or on the sidewalk or banquette abutting the same and assess the costs thereof against the owner or occupant. Thereafter, the town shall furnish the owner or occupant with a written statement, by certified mail, which contains a description of the property and the cost of the work performed, including postage, publication expenses, all cost incurred for the work, plus accrued interest at the rate that does not exceed the legal interest rate provided in R.S. 9:3500 from the date of completion of such work shall be charged to the owner of such property, which charge shall be due and payable by said owner on the date of completion of said work.

Said Ordinance having been introduced on February 10, 2020, by Terry Jarreau, notice of public hearing have been published, said public hearing having been held, the title having been read and the Ordinance considered, a motion was made by Terry Jarreau and seconded by Greg Jarreau, to adopt the Ordinance. A record vote was taken and the following results were had:

 YEAS: G. Jarreau, T. Jarreau, LeBlanc, Pourciau

 NAYS: None

 ABSENT: Bergeron

 ABSTAIN: None

Whereupon, the Ordinance was declared adopted on this 9th day of March 2020.

 ATTEST and delivered to the Mayor

 March 10, 2020

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 Donna Bergeron, MMC

 Town Clerk, Livonia, Louisiana

 APPROVED and delivered to the Clerk

 March 10, 2020

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 Rhett Pourciau, MAYOR

 Town of Livonia, Louisiana

Published in the official journal on March 12, 2020.