Town of Lockport
Lockport, Louisiana

Minutes of Regular Meeting December 15, 2015

The Mayor and Town Council met in regular session on Tuesday, December 15, 2015 at 7:00PM, at the Lockport Town Hall Complex.

A. Call to Order, B. Opening Prayer, C. Pledge of Allegiance
Mayor Paul Champagne called the meeting to order. The opening prayer was offered by Town Clerk Mandy Himel. The Pledge of Allegiance was led by Mayor Champagne.

D. Roll Call
The roll was called with the following present: Mayor Paul Champagne, Councilmembers Donovan Barker, Rodney Hartman, Craig Rogers, and Weldon Triche. Councilwoman Sharon Guidry was absent. Also present were Town Clerk Mandy Himel, Town Attorney Chris Huddleston, and Chief of Police Warren Vedros.

E. Approval of Minutes for November 17, 2015 Regular Meeting
Mayor Champagne asked if there were any corrections or comments concerning the minutes of the November 17, 2015, meeting. Councilman Hartman made a motion to approve the minutes as presented. Councilman Barker seconded the motion, and it carried unanimously.

F. Approval of Financial Statements for the month ending November 30, 2015
Mayor Champagne asked if there were any questions or comments concerning the financial statements for the month ending November 30, 2015. Councilman Rogers moved and Councilman Triche seconded a motion to approve the financial statements as presented. The motion carried unanimously.

G. Annual Audit Report-Ms. Paulette Mayon, Stagni & Company
Ms. Paulette Mayon, with Stagni & Company presented the audit report for fiscal year July 1, 2014 through June 30, 2015. Ms. Mayon reported the Town of Lockport is in good standing.

H. Police Report
Mayor Champagne called on Police Chief Warren Vedros to report on his department's activities. Chief Vedros distributed copies of the monthly activity report. Councilman Hartman made a motion to accept the police report, and Councilman Rogers seconded the motion to accept the police report as presented. The motion carried unanimously.

I. GSE Report
Mayor Champagne called on Clay Breaud of GSE, who gave the monthly engineering status report as follows:

1. **Sewer Rehabilitation (Northwest Quadrant):**
   Notice to proceed was issued on December 9, 2015. Contractor should start on December 21, 2015, but most likely will not start until mid-January 2016. The project should be complete by June 17, 2016.
2. **Sewer Rehabilitation (Southwest Quadrants):**
   The engineering agreement has been approved by DEQ. Surveying has been completed. Plans and Specifications should be complete by mid-February.
3. **Street Repairs:**
   A Capital Outlay Application was submitted for funds to pay for street repairs throughout the Town of Lockport. $1,200,000 was appropriated as Priority 2 (General Obligation Bonds). The Town submitted the Line of Credit Forms in mid-September.
4. **Capital Outlay Request 2016:**
   A Capital Outlay request were made for street improvements and drainage improvements on Church Street. Awards will be made in June 2016.

J. Resolution to authorize the filing of an application for a LGAP-Local Government Assistance Program Grant.
Councilman Rogers moved and Councilman Hartman seconded the motion to allow the Mayor to complete and file the LGAP application. The motion carried unanimously.

Mayor Champagne asked for a motion to go into Public Hearing, motion made by Councilman Barker and seconded by Councilman to Triche. The motion carried unanimously.

K. Public Hearing

1. TO ADOPT AN ORDINANCE TO AMEND SECTIONS 2-234 and 2-238 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, TO RE-ENACT A SCHEDULE OF FINES AND COURT COSTS FOR VIOLATIONS OF CERTAIN TRAFFIC OFFENSES, CRIMINAL OFFENSES, AND MUNICIPAL ORDINANCES AND TO REPEAL SECTIONS 2-235, 2-236, and 2-237 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO PAST FINE SCHEDULES.

First Ordinance discussed was a proposal that has been previously discussed at Council meetings to increase traffic offenses and criminal offenses $20.00 across the board. Mayor Champagne asked three times if anyone from the Council or audience had questions, there were none.

2. TO ADOPT AN ORDINANCE APPROVING A SCHEDULE OF BONDS, FINES, AND COURT COST FOR TRAFFIC OFFENSES AND A SCHEDULE OF BONDS, FINES, AND COURT COST FOR MISDEMEANOR CRIMINAL OFFENSES AND MUNICIPAL ORDINANCE VIOLATIONS.

Second Ordinance discussed was the approving the new bond and fine schedules. Mayor Champagne asked three times if anyone from the Council or audience had questions, there were none.

3. TO ADOPT AN ORDINANCE TO REPEAL SECTION 10-3 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, AND TO ENACT ARTICLE III OF CHAPTER 10 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO VICIOUS ANIMALS.

Third Ordinance discussed was about vicious animals. Mayor Champagne directed any questions about this ordinance to Mr. Huddleston. Councilman Rogers had Mr. Huddleston clarify this ordinance does not only apply to dogs, but to all vicious animals in the Town. Mayor Champagne asked three times if anyone from the Council or audience had any questions, there were none.

Councilman Rogers made a motion to go back into regular session, and Councilman Triche seconded the motion. The motion carried unanimously.

ORDINANCES:

1. TO ADOPT AN ORDINANCE TO AMEND SECTIONS 2-234 and 2-238 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, TO RE-ENACT A SCHEDULE OF FINES AND COURT COSTS FOR VIOLATIONS OF CERTAIN TRAFFIC OFFENSES, CRIMINAL OFFENSES, AND MUNICIPAL ORDINANCES AND TO REPEAL SECTIONS 2-235, 2-236, and 2-237 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO PAST FINE SCHEDULES.

Councilman Rogers made a motion to accept the ordinance, and Councilman Triche seconded the motion. The motion carried unanimously.

2. TO ADOPT AN ORDINANCE APPROVING A SCHEDULE OF BONDS, FINES, AND COURT COST FOR TRAFFIC OFFENSES AND A SCHEDULE OF BONDS, FINES, AND COURT COST FOR MISDEMEANOR CRIMINAL OFFENSES AND MUNICIPAL ORDINANCE VIOLATIONS.

Councilman Hartman made a motion to accept the ordinance, and Councilman Barker seconded the motion. The motion carried unanimously.

3. TO ADOPT AN ORDINANCE TO REPEAL SECTION 10-3 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, AND TO ENACT ARTICLE III OF CHAPTER 10 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO VICIOUS ANIMALS.

Councilman Triche made a motion to accept the ordinance, and Councilman Rogers seconded the motion. The motion carried unanimously.

L. Reports

1. Mayor

Mayor Champagne stated he sent out an email about the preconstruction conference with GSE and Suncoast. He also met with Melanie and Clay from Providence/GSE to discuss the rain event that occurred to conduct smoke testing and running the camera through the sewer lines. They are waiting on a price to run the camera through the sewer lines. Mayor Champagne would like to thank all of the people who helped out with Christmas in the Park and the Christmas Parade. There were over 1,000 toys distributed for Christmas in the park. He thanked to the Community Crusaders and the Lockport Volunteer Fire Department for the toy runs, hot dogs, soft drinks, and popcorn. He apologized to anyone he may have been skipped. The auditors mentioned about an increase in sewer rates. Mayor Champagne made a suggestion to increase sewer rates and consider rental fees for the pavilions at the park. They will discuss these matters at a later date. Mayor Champagne wished everyone a Merry Christmas.

2. Council

a. Councilman Barker—No Report. He wished everyone a Merry Christmas

b. Councilman Hartman—No Report. He wanted to congratulate the Chief and everyone else involved with the Christmas activities.

c. Councilman Triche—No Report. He wished everyone a Merry Christmas and Happy New Year. He will talk about blighted property next year.
d. Councilman Rogers- He would like to set goals for the Council and Town to address a few issues in the upcoming months. He stated they need to pay particular attention to the roads that are on the parade route while the roads are being done. He had several complaints about the roads from the marching bands in the Christmas Parade. He complimented the remarkable drainage work. He commended the Town Crew for their work. He thanked the Police Department on the fantastic job for the Christmas festivities. He also thanked all volunteers who helped with the Christmas festivities, and he wished everyone a Merry Christmas and Happy New Year.

3. Town Attorney
Mr. Huddleston included in the Council's packet a proposed ordinance to institute an administrative hearing for blighted property/abandoned property. This will allow the town to set up an administrative hearing after contacting the home owners.

4. Staff—No Report

M. Public Wishing to Address Council
Mr. Wayne Bourgeois invited everyone to the swearing in of the Parish officials on Sunday, January 10, 2016, at 2:00pm at the Lockport Volunteer Fire Station.

N. Adjourn
The next scheduled regular Town meeting will be held on Tuesday, January 19, 2016. There being no further business to come before the Council, a motion by Councilman Triche to adjourn the meeting was seconded by Councilman Hartman, and carried unanimously at 7:45PM.

Town of Lockport

Paul Champagne, Mayor

Mandy Himel, Town Clerk

RESOLUTION

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A LGAP – LOCAL GOVERNMENT ASSISTANCE PROGRAM GRANT

WHEREAS, the Board of Aldermen of the Town of Lockport wishes to submit an application to be considered in 2016 for a LGAP – Local Government Assistance Program grant which will be used for a project consistent with the LGAP – Local Government Assistance Program eligibility requirements;

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the Town of Lockport is authorized to make and sign an application, including all understandings and assurances contained therein, with the LGAP – Local Government Assistance Program with respect to the above-referenced project; and

BE IT FURTHER RESOLVED that the Mayor of the Town of Lockport is authorized and directed to serve as the official representative of the Town of Lockport, to act in connection with the application and to sign any LGAP – Local Government Assistance Program grant documents to bind the Town of Lockport.

The foregoing resolution was read, considered, and is adopted this 15th day of December, 2015.

Paul Champagne
MAYOR, TOWN OF LOCKPORT

CERTIFICATE

I, Mandy Himel, Clerk for the Town of Lockport, hereby certify that the above constitutes a true and accurate copy of a resolution, which UPON MOTION of Councilman Rogers and seconded by Councilman Hartman was adopted by the following Yea and Nay vote:

YEA: Councilmembers: Barker, Hartman, Rogers, and Triche
NAY: None
ABSENT: Councilwoman Sharon Guidry

and the same was declared adopted by the Mayor this 15th day of December, 2015.

Mandy Himel, Clerk
Town of Lockport

ORDINANCE NO. 2015-009

The following ordinance, having been previously introduced, was offered for final adoption by

Councilman Rogers, and seconded by Councilman Triche.

AN ORDINANCE TO AMEND SECTIONS 2-234 and 2-238 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, TO RE-ENACT A SCHEDULE OF FINES AND COURT COSTS FOR VIOLATIONS OF CERTAIN TRAFFIC OFFENSES, CRIMINAL OFFENSES, AND MUNICIPAL ORDINANCES AND TO REPEAL SECTIONS 2-235, 2-236, and 2-237 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO PAST FINE SCHEDULES.

WHEREAS, according to the Attorney General, the power given to the mayor and board of aldermen to pass ordinances and enforce the same by fine is broad enough to permit the passage of a schedule of fines to be paid upon a guilty plea for the violation of a traffic ordinance or municipal ordinance;

THEREFORE BE IT ORDAINED THAT Sec. 2-234 of the Code of Ordinances, Town of Lockport, Louisiana, is hereby amended to read as follows:

> Sec. 2-234. Municipal court schedule of bonds and fines for traffic offenses, criminal offenses, and municipal ordinance offenses.
>
> The town council shall establish a schedule of bonds and fines for the Mayor's Court for violations of certain criminal offenses, municipal ordinances, and traffic offenses not requiring a mandatory court appearance by the alleged violator. The schedule of bonds and fines shall be made available at the Town Hall for the Town of Lockport and online at the town's website. The schedule of bonds and fines shall be altered or amended only by ordinance.

BE IT FURTHER ORDAINED THAT Sec. 2-235 of the Code of Ordinances, Town of Lockport, Louisiana, is hereby repealed.

BE IT FURTHER ORDAINED THAT Sec. 2-236 of the Code of Ordinances, Town of Lockport, Louisiana, is hereby repealed.

BE IT FURTHER ORDAINED THAT Sec. 2-237 of the Code of Ordinances, Town of Lockport, Louisiana, is hereby repealed.

BE IT FURTHER ORDAINED THAT Sec. 2-238 of the Code of Ordinances, Town of Lockport, Louisiana, is hereby amended to read as follows:

> Sec. 2-238. Mayor's court schedule of court costs.
>
> The following schedule of court costs has been adopted for the Mayor's Court:
>
> (a) Traffic Offenses (Excluding Speeding or Reckless Operation)
>
> - LA. Commission on Law Enforcement (Act 562)...$ 2.00
> - Treasurer, State of LA. (Act 152).....$ 3.00
> - Bayou Region Crime Stoppers..... $ 2.00
> - Witness Fees - Off-Duty Officers (Act No. 25)..... $ 7.50
> - Town of Lockport Fund (Ord. No. 188).....$30.00
> - Law Enforcement Equipment (Act 238)..... $20.00
> - Technological Upgrades (Act No.238)..... ..$20.00
>
> (b) Traffic Offenses (Speeding or Reckless Operation)
>
> - LA. Commission on Law Enforcement (Act 562).....$ 2.00
> - Treasurer, State of LA. (Act 152).....$ 3.00
> - R.S. 46:2633 Traumatic Head & Spinal Cord Injuries...$ 5.00
> - Bayou Region Crime Stoppers..... $ 2.00
> - Witness Fees - Off-Duty Officers (Act No. 25)..... $ 7.50

- Town of Lockport Fund (Ord. No. 188).....$ 30.00
- Law Enforcement Equipment (Act 238).....$ 20.00
- Technological Upgrades (Act No.238).....$ 20.00

(c) Criminal Offenses and Municipal Ordinances

- LA. Commission of Law Enforcement (Act 562)...$ 2.00
- Treasurer, State of LA. (Act 152)..... $ 3.00
- Crime Victims Reparations Fund (Act 250).....$ 7.50
- Bayou Region Crime Stoppers.....$ 2.00
- Witness Fees – Off-Duty Officers (Act No. 25)..... $ 7.50
- Town of Lockport Fund (Ord. No. 188).....$30.00
- Law Enforcement Equipment (Act No. 238).....$20.00
- Technological Upgrades (Act No.238).....$20.00

(d) Litter Violations

- LA. Commission of Law Enforcement (Act 562)... $ 2.00
- Treasurer, State of LA. (Act 152)..... $ 3.00
- Crime Victims Reparations Fund (Act 250)..... $ 7.50
- Bayou Region Crime Stoppers..... $ 2.00
- La. Wildlife Fund.....$ 5.00
- Witness Fees – Off-Duty Officers (Act No. 25)..... $ 7.50
- Town of Lockport Fund (Ord. No. 188).....$30.00
- Law Enforcement Equipment (Act No. 238).....$20.00
- Technological Upgrades (Act No.238)..... $20.00

This Ordinance, having been submitted in writing, having been read and adopted at a public meeting of said council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Councilmembers: Barker, Hartman, Rogers, and Triche

NAYS: 00

ABSENT: Councilwoman Guidry

And the Ordinance was declared adopted on this the 15th of December, 2015.

MAYOR

ATTEST:

TOWN CLERK

ORDINANCE NO. 2015-010

The following ordinance, having been previously introduced, was offered for final adoption by

Councilman Hartman, and seconded by Councilman Barker.

AN ORDINANCE APPROVING A SCHEDULE OF BONDS, FINES, AND COURT COST FOR TRAFFIC OFFENSES AND A SCHEDULE OF BONDS, FINES, AND COURT COST FOR MISDEMEANOR CRIMINAL OFFENSES AND MUNICIPAL ORDINANCE VIOLATIONS.

WHEREAS, according to the Attorney General, the power given to the mayor and board of aldermen to pass ordinances and enforce the same by fine is broad enough to permit passage of a schedule of fines to be paid upon a guilty plea for violation of a traffic ordinance or municipal ordinance;

THEREFORE BE IT ORDAINED, that the Town Council of the Town of Lockport convened in Regular Session on December 15, 2015, and does hereby approve the attached Schedule of Bonds, Fines, and Court Cost for Traffic Offenses (Exhibit "A") and the attached Schedule of Bonds, Fines, and Court Cost for Misdemeanor Criminal Offenses and Municipal Ordinance Violations (Exhibit "B").

BE IT FURTHER ORDAINED that the text of the Schedule of Bonds, Fines, and Court Cost for Traffic Offenses and the Schedule of Bonds, Fines, and Court Cost for Misdemeanor Criminal Offenses and Municipal Ordinance Violations is attached hereto and made a part hereof as "Exhibit A" and "Exhibit B" and can be viewed by the public at the Town Hall of the Town of Lockport at 710 Church Street, Lockport, Louisiana 70374, and online at the town's website.

This Ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of said council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Councilmembers: Barker, Hartman, Rogers, and Triche

NAYS: 00

ABSENT: Councilwoman Guidry

And the Ordinance was declared adopted on this the 15th of December, 2015.

MAYOR

ATTEST:

TOWN CLERK

ORDINANCE NO. 2015-011

The following ordinance, having been previously introduced, was offered for final adoption by

Councilman Triche, and seconded by Councilman Rogers.

AN ORDINANCE TO REPEAL SECTION 10-3 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, AND TO ENACT ARTICLE III OF CHAPTER 10 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, PERTAINING TO VICIOUS ANIMALS.

WHEREAS, there is a gap in the town's code as it pertains to menacing animals; and

WHEREAS, the Town Council of the Town of Lockport is seeking to close that gap for the health and welfare of the town's citizens;

THEREFORE BE IT ORDAINED, that the Town Council of the Town of Lockport convened in Regular Session on December 15, 2015, does hereby REPEAL SECTION 10-3. VICIOUS ANIMALS of the Code of Ordinances, Town of Lockport, Louisiana.

BE IT FURTHER ORDAINED that ARTICLE III OF CHAPTER 10 OF THE CODE OF ORDINANCES, TOWN OF LOCKPORT, LOUISIANA, is hereby enacted as follows:

ARTICLE III. VICIOUS AND DANGEROUS ANIMALS.

Sec. 10-85. Definitions.

The following words, terms, and phrases when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Dangerous animal means any dog or other animal that:

a. When unprovoked inflicts injury, assaults, or otherwise engages in any behavior that requires a defensive action by any person to prevent bodily injury when the person and the animal are off the property of the owner or keeper of the animal; or
b. When unprovoked chases or approaches a person upon the streets, sidewalks, or any public grounds in a menacing or terrorizing manner or apparent attitude of attack; or
c. Any animal which, when unprovoked, bites a person causing an injury; or
d. Any animal which, when unprovoked, has killed, seriously bitten, inflicted injury, or otherwise caused injury to a domestic animal off the property of the owner or keeper of the animal.

Enclosure means a securely locked, fenced pen or structure of at least six feet in height that is suitable to prevent the entry of young children and designed to prevent the animal from escaping. Such pen or structure shall have secure sides, top, and bottom and shall also provide the animal protection from the elements.

Serious bodily injury means bodily injury which involves unconsciousness, extreme physical pain or protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death.

Vicious animal means any animal that when unprovoked has killed, bitten more than once on the same occasion, or otherwise caused serious bodily injury to any human or animal on or off the property of the owner or keeper of the animal.

Sec. 10-86. Procedure for alleged violations of vicious and dangerous animal regulations.

(a) Upon written complaint of a citizen or upon a complaint by the Lockport Police Department or other public safety agency, a hearing must be conducted in the Mayor's Court for the Town of Lockport to determine whether or not the animal in question is to be considered by law a vicious or dangerous animal. The animal's owner must first be notified of the hearing either by (1) a citation or notice to appear in court issued by the Lockport Police Department and signed by the owner of the animal OR (2) by certified mail sent to the address of the owner of the animal. Notice sent by certified mail is considered served at the time that it is sent. The hearing must be scheduled for the next date of court available but not less than seven (7) days from service of notice upon the owner or keeper of the animals.

(b) If the animal is believed to be a potential threat of serious harm to people or to other animals, the town may require the dog to be impounded prior to the hearing and during any appeal process. The owner or keeper is liable for any boarding and impounding fees incurred.

(c) No more than two (2) days after the conclusion of the hearing, the owner or keeper of the animal will be notified of the findings of the magistrate, in writing. If the animal is declared a vicious or dangerous animal, the town must require that the owner or keeper of the animal comply with the provisions of this section as stated below. The owner or keeper of the animal declared vicious or dangerous has a right to appeal that determination in district court within thirty days after the determination is rendered.

(d) It shall be the duty of the chief of police of this municipality to investigate complaints involving attacks or bites by animals, animal fighting activities, and the training or encouragement of animals to make unprovoked attacks upon persons or domestic animals.

Sec. 10-87. Ownership of dangerous or vicious animals.

(a) It shall be unlawful for any person to own, possess, keep, or harbor a vicious animal. Any animal having been determined to be a vicious animal shall either be destroyed or removed from the town within five (5) days of the rendering of the determination.

(b) It shall be unlawful for any person to own, possess, keep or harbor a dangerous animal except in accordance with the provisions of this article.

Sec. 10-88. Registration and insurance.

(a) All owners and keepers of dangerous animals must obtain a license from the Town of Lockport each year. The charge for said license shall be $5.00 per animal.

(b) No dangerous animal shall be licensed in the town unless the owner or keeper of such animal shall meet the following requirements:

> (1) The owner shall procure liability insurance in the amount of at least $500,000.00, covering any property damage or bodily injury which may be caused by such dangerous animal during the 12-month period for which licensing is sought. The policy of insurance shall contain a provision requiring a 30-day notice of cancellation or nonrenewal be issued to the Town of Lockport in order for the town to be notified by the insurance company of any cancellation, nonrenewal, termination or expiration of the liability insurance policy.
>
> (2) All dangerous animals shall, at the expense of the owner, be tattooed with the license number assigned to such animal or in such other identification mark as the town may require. Proof of the tattoo or mark must be made by photograph. The tattooing shall be done by a licensed veterinarian or other qualified person. For the purpose of this section, the term "tattoo" shall be defined as any acceptable permanent marking of a dangerous animal by means of indelible or permanent ink with the license number of the animal.

(3) The owner shall display a sign on his premises warning that there is dangerous animal on the premises. Said sign shall be visible and capable of being read from the public street, sidewalk, or right-of-way abutting the premises.

(4) The owner shall sign a statement attesting that:

a. The owner or keeper shall maintain and not voluntarily cancel the liability insurance required by this section during the 12-month period for which licensing is sought, unless the owner shall cease to own or keep the said animal prior to the expiration of such license.

b. The owner or keeper of a dangerous animal shall keep the dangerous animal securely confined within a building or locked enclosure.

c. The owner or keeper shall notify the Lockport Police Department immediately if a dangerous animal is on the loose, is unconfined, has attacked another animal, or has attacked a human being.

d. The owner or keeper shall notify the town if the animal has been sold or given away, and the town shall be provided with the new owner's name, address and telephone number.

(c) The failure of any owner or keeper of a dangerous animal to comply with any of the provisions of this section shall lead to the animal being impounded by the town at the owner or keeper's expense for a period not to exceed 30 days. If the owner does not comply with all provisions of this section within the 30-day period, the animal will be euthanized. The town shall provide notice of the pending euthanizing of the dangerous animal to the licensed owner or keeper of said animal by certified mail no less than seven (7) days prior to the euthanizing.

Sec. 10-89. Control and restriction of dangerous animals.

(a) Unless a more restrictive confinement is mandated or ordered by the magistrate of the Mayor's Court, all dangerous animals shall be securely confined within a building or locked enclosure. Confinement shall be in such a manner that the animal cannot come into contact with any person other than the owner or keeper.

(b) It shall be unlawful for any owner or keeper to allow any dangerous animal to be outside of the dwelling of the owner or keeper or outside of the enclosure unless the animal is in a kennel of suitable strength to contain the animal or under the direct control, supervision, and physical restraint of the owner or other responsible and physically able-bodied person using a chain having a tensile strength of 300 pounds and not exceeding three feet in length. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but shall prevent it from biting any person or animal.

(c) Any dangerous animal found to be outside of the dwelling of the owner or keeper or outside of the enclosure and not in compliance with part (b) of this section will be impounded at the owner or keeper's expense for a period not to exceed 30 days. If the owner does not comply with all provisions of this section within the 30-day period, the animal will be euthanized. The town shall provide notice of the pending euthanizing of the dangerous animal to the licensed owner or keeper of said animal by certified mail no less than seven (7) days prior to the euthanizing.

Sec. 10-90. Penalties for violation of vicious and dangerous animal regulations.

Any person who violates any provision of this article shall, upon conviction thereof, be punished by imprisonment in the parish jail for a period up to three days, or by a fine of $300.00 or by both such imprisonment and fine, at the discretion of the magistrate of the Mayor's Court for the first offense; up to six days imprisonment in the parish jail or by a fine of not more than $400.00 or by both such imprisonment and fine for the second offense; and no less than ten days imprisonment in the parish jail or by a fine or not less than $500.00 or by both such imprisonment and fine for the third offense and any subsequent offenses.

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this ordinance which can be given affect without the invalid provisions, items or application, and to this end the provisions of this ordinance are declared severable.

This Ordinance, having been submitted in writing, having been read and adopted at a public meeting of said council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS: Councilmembers: Barker, Hartman, Rogers, and Triche

NAYS: 00

ABSENT: Councilwoman Guidry

And the Ordinance was declared adopted on this the 15th of December, 2015.

MAYOR

ATTEST:

TOWN CLERK