

Ord.

2012-0296

**INTRODUCED BY: V. J. ST. PIERRE, JR, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)
COUNCILMAN LARRY COCHRAN, DISTRICT V
COUNCILMAN DENNIS NUSS, DISTRICT VII**

ORDINANCE NO. 12-9-1

An ordinance to amend the Code of Ordinances by revising Chapter 21, Article I, Section 21-1(a) and (b) regarding installation of culverts under driveways.

WHEREAS, sizing and invert elevation of culverts under driveways is critical to maintaining proper flow in drainage systems; and,

WHEREAS residents and businesses in the Parish often request installation of more than one driveway with culverts to meet their needs; and,

WHEREAS, in order to respond to these request and still maintain the integrity of the drainage system, it is necessary amend the Code of Ordinances for said installations.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Code of Ordinances, Chapter 21, Article I, Section 21-1 (a) (1) is hereby amended to read as follows:

- (1) Prior to purchasing or obtaining culverts, bridges or appurtenant structures to be placed in or upon any public drainage ditch or canal, the property owner or his designee shall file the appropriate application to obtain a "culvert permit" from the department of public works.
 - a. A culvert permit will be issued for each installation request. Only one permit will be required if more than one culvert is requested per lot.
 - b. For culverts under driveways, no more than two shall be allowed per lot with less than 150 feet of street frontage. Individual driveway culverts shall not exceed 44 feet in length; and for two driveways, the sum of the two culverts shall not exceed 44 feet in length with a minimum of 15 feet of open ditch between each culvert.
 - c. Request for more than two culverts or culverts longer than 44 feet on lots exceeding 150 ft of street frontage shall be reviewed by the Department of Public Works to determine if there is a negative impact on drainage. Upon findings by the Department of Public Works, the total number of culverts, or their lengths requested may be reduced.
 - d. The Department of Public Works may approve, deny or modify the culvert permit request based upon potential impacts to drainage.

SECTION II. That the Code of Ordinances, Chapter 21, Article I, Section 21-1 (b) is hereby amended to read as follows:

(b) Fees. The following fees shall apply to all permits for installation of driveway culverts, bridges, and appurtenant structures. Property owner shall be responsible for the cost of all materials, cover (culverts, fill, and concrete), and Department of Public Works labor if the Department of Public Works is performing the installation:


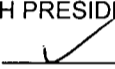
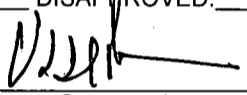
- (1) For culverts under driveways, bridges, or appurtenant structures installed . . . \$250.00
- (2) For culverts under driveways installed by the Department of Public Works in addition to the fee in "(1)" . . . \$45.00/linear foot
 - a. This rate is for a typical installation of culverts 30 inches or less in diameter. Typical installation is considered to be a culvert placed in an open swale ditch with no infrastructure conflicts or other interferences at the required elevation. The fee only includes department labor and equipment. Applicant will be responsible for purchase of all materials before work begins.
 - b. Culverts larger than thirty inches (30") in diameter, or if an installation is determined to be not typical, the Department of Public Works shall provide the applicant with a cost estimate shortly after submittal of the permit application.
 - c. In cases where infrastructure conflicts exist, the applicant shall be informed of the conflict and shall be provided with a cost estimate to resolve the conflict. No additional work is to be performed by the parish until the applicant has paid the cost estimate which shall constitute full payment for all work required to resolve the conflict by the parish.

- d. Said fees shall be adjusted on June 1, 2012 and each year thereafter in an amount equal to the Consumer Price Index, applicable to the New Orleans – Baton Rouge Area, as published by the United States Department of Labor, Bureau of Labor Statistics. Said adjustment shall be equal to the net percentage change in the CPI for the prior calendar year and rounded up to the nearest dollar.
 - e. Once the Department of Public Works issues a permit number, the fee in (1) above will become non-refundable.
- (3) All permit fees collected shall be credited to the Department of Public Works.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, FAUCHEUX, WILSON, TASTET, BENEDETTO, HOGAN, COCHRAN, FLETCHER, NUSS
 NAYS: NONE
 ABSENT: NONE

And the ordinance was declared adopted this 4th day of September, 2012, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 
 ACTING SECRETARY: Calli Madere
 DLVD/PARISH PRESIDENT: September 5, 2012
 APPROVED:  DISAPPROVED: _____
 PARISH PRESIDENT: 
 RETD/SECRETARY: September 5, 2012
 AT: 3:20 pm RECD BY: CDM