

The following ordinance was introduced by Mr. Michael Delatte in regular session convened on April 22, 2014.

PROPOSED ORDINANCE

The following ordinance, having been previously introduced and published, was offered for final adoption by Mr. Michael Delatte, seconded by Mr. Jerry Jones.

ORDINANCE NO. 5462

RESOLUTION AMENDING ORDINANCE NO. 4285 AND AMENDING AND RE-ENACTING CHAPTER 42, ARTICLE III, DIVISION 2, SECTION 42-79 IN REGARD TO STORMWATER QUALITY MANAGEMENT AND DISCHARGE CONTROL - NPDES OR LPDES AUTHORIZED DISCHARGES AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE AND ADMINISTER ANY AND ALL RELEVANT DOCUMENTS.

WHEREAS, Ordinance No. 4285 was adopted to implement a storm water management plan as recommended by the Department of Environmental Quality and added and created Chapter 26 (of the old code); and

WHEREAS, for clarity purposes of this Ordinance, Chapter 42, Article III, Division 2, Section 42-79- NPDES or LPDES authorized discharges shall be include in its entirety; and

WHEREAS, this ordinance is amending Ordinance No. 4285 and amending and re-enacting Chapter 42, Article III, Division 2, Section 42-79- NPDES or LPDES authorized discharges as follows:

To change the following:

~~Section 2.5:~~ **Sec. 42-79.** NPDES or LPDES ~~A~~authorized ~~D~~discharges

(a) Any person subject to an activity NPDES or LPDES discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit shall be required in a form acceptable to the ~~Lafourche P~~parish ~~G~~government prior to the allowing of discharges to the MS4. The operator of a facility, including construction sites, required to have an NPDES or LPDES permit to discharge wastewater and/or stormwater associated with industrial/construction activity shall submit a copy of the ~~N~~notice of ~~h~~intent (NOI) to the ~~Lafourche P~~parish ~~G~~government at the same time the operator submits the original ~~N~~notice of ~~h~~intent to the EPA or LDEQ as applicable.

(b) The copy of the ~~N~~notice of ~~h~~intent may be delivered to the ~~Lafourche P~~parish ~~G~~government either in person or by mailing it to:

Lafourche Parish Government
Permits Department
P.O. Box ~~4664~~ **425**
~~Raceland, LA 70394~~ **Mathews, LA 70375**

(c) A person commits an offense if the person operates a facility that is discharging wastewater and/or stormwater associated with industrial/construction activity without having submitted a copy of the ~~N~~notice of ~~h~~intent to do so to the ~~Lafourche P~~parish ~~G~~government.

WHEREAS, this ordinance was sponsored for Administration by Mr. Michael Delatte, Councilman, District 2; and

WHEREAS, it is recommended by the Administration of the Lafourche Parish Government that the Council approve amending Ordinance No. 4285 and amending and re-enacting Chapter 42, Article III, Division 2, Section 42-79 in regard to Stormwater Quality Management and Discharge Control- NPDES or LPDES authorized discharges and authorize the Parish President to sign, execute and administer any and all relevant documents.

THEREFORE BE IT ORDAINED, that the Lafourche Parish Council convened in Regular Session on May 13, 2014, and hereby approve amending Ordinance No. 4285 and amending and re-enacting Chapter 42, Article III, Division 2, Section 42-79 in regard to Stormwater Quality Management and Discharge Control- NPDES and LPDES authorized discharges and authorize the Parish President to sign, execute and administer any and all relevant documents.

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to MUNICODE, Lafourche Parish Government Department of Public Works, Department of Planning and Permitting, Department of Solid Waste, and the Office of the Parish Administrator; and

BE IT FURTHER ORDAINED, that;

SECTION 1. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not effect 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.

SECTION 2. All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

SECTION 3. This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

SECTION 4. 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: Mr. Jerry Jones
Mr. Michael Delatte
Mr. Joseph "Joe" Fertitta
Mr. John Arnold
Mr. Lindel Toups
Mr. Jerry LaFont
Mr. Daniel Lorraine

NAYS: None

ABSENT: Mr. Aaron Caillouet
Mr. Phillip Gouaux

SECTION 5. This Ordinance shall become effective on the tenth day after final publication.

/s/ Daniel Lorraine

**DANIEL LORRAINE, CHAIRMAN
LAFOURCHE PARISH COUNCIL**

/s/ Carleen B. Babin

**CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL**

Delivered to the Parish President on

May 15, 2014, at 8:20 a.m.

APPROVED: X

UNAPPROVED:

VETOED:

 /s/ Charlotte A. Randolph
Lafourche Parish President

Returned to the Council Clerk on

May 28, 2014, at 1:40 p.m.

I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5462, enacted by the Assembled Council in Regular Session on May 13, 2014, at which meeting a quorum was present, and was finally adopted on May 28, 2014.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE ON THIS 29TH DAY OF MAY, 2014.

 /s/ Carleen B. Babin
CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

DATE PUBLISHED: JUNE 2, 2014

DATE EFFECTIVE: JUNE 12, 2014