

CITY OF ST. GEORGE

BY COUNCIL MEMBER HECK:

ORDINANCE NO. 2024-006

AN ORDINANCE TO ENACT CHAPTER 1A OF TITLE 1 OF THE CODE OF ORDINANCES RELATIVE TO THE CODE OF ORDINANCES AND TO PROVIDE FOR RELATED MATTERS

WHEREAS the City of St. George desires to adopt an ordinance to provide for the general provisions for the municipalities code of ordinances, including rules of construction, effects of repealing, amending, or altering an ordinance, the severability of parts of the code, general penalties, and affects of ordinances not affected by adoption of a Code of Ordinances.

BE IT ORDAINED by the St. George City Council, State of Louisiana, Chapter 1A of Title 1 is hereby enacted to read as follows:

Section 1. Enactment

**Title 1. CITY ORGANIZATION
Chapter 1A. GENERAL PROVISIONS**

Sec. 154. How Code Designated and Cited

The provisions embraced in the following chapters and sections shall constitute and be designated the "Code of Ordinances, City of St. George, Louisiana," and may be so cited.

Sec. 155. Rules of Construction

In the construction of this Code and of all ordinances, the following rules shall be observed, unless such construction would be inconsistent with the manifest intent of the Council.

City. The term "the City" or "this City" shall be construed as if the words "of St. George, Louisiana," followed them.

Computation of time. Whenever a notice is required to be given or an act to be done a certain length of time before any proceeding shall be had, the day on which the notice is given or the act is done shall be counted in computing the time, but the day on which the proceedings is to be had shall not be counted.

Council. Whenever the term "Council" or "City Council" are used, they shall mean the St. George City Council.

Gender. A word importing one gender only shall extend and be applied to other genders and to legal entities and unincorporated associations.

Joint authority. All words giving "joint authority" to three or more persons or officers shall be construed as giving the authority to a majority of the persons or officers.

Mayor. Whenever the words "the Mayor" are used, they shall mean the Mayor of the City of St. George.

Month. The word "month" shall mean a calendar month.

Nontechnical and technical words. Words and phrases shall be construed according to the common and accepted usage of the language; but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in law shall be construed and understood according to such meaning.

Number. A word importing the singular number only may extend and be applied to several persons and things as well as to one person and thing.

Oath. The term "oath" shall be construed to include an affirmation in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases, the terms "swear" and "sworn" shall be equivalent to the words "affirm" and "affirmed."

Or, and. " The word "or" may be read "and," and the word "and" may be read "or," if the sense requires it.

Other officials or officers, etc. Whenever reference is made to officers, agencies or departments by title only, i.e. "clerk," "City Clerk," "City Attorney," "Chief of Police," they shall mean the officers, agencies or departments of the City.

Parish. The words "the parish" or "this parish" shall mean the Parish of East Baton Rouge, Louisiana.

Person. The term "person" shall extend and be applied to a number of individuals, legal entities or unincorporated associations.

Preceding, following. The terms "preceding" and "following" mean next before and next after, respectively.

Property. The term "property" shall include real and personal property.

R.S. refers to the Revised Statutes of Louisiana.

State. The term "the state" or "this state" shall be construed to mean the State of Louisiana.

Street. The term "street" shall mean streets, avenues, boulevards, roads, alleys, lanes, viaducts, and all other public high-ways in the City.

Tense. Words used in the past or present tense include the future as well as the past and present.
Week. The term "week" shall be construed to mean seven days.

Year. The term "year" shall mean a calendar year.

Sec. 156. Catchlines of Sections; Citations

The catchlines of sections in this Code printed in boldface type and citations included at the end of sections are intended to indicate the contents of the section and original historical source respectively, and shall not be deemed or taken to be titles and official sources of the sections, nor as any part of the section, nor, unless expressly provided, shall they be deemed when any of the sections, including the catchlines, or citations, are amended or re-enacted.

Sec. 157. Effect of Repeal of Ordinances

The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect. The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed under the ordinance repealed.

Sec. 158. Severability of Parts of Code

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Code are severable, unless otherwise indicated, and if any phrase, clause, sentence, paragraph, or section of this Code is declared unconstitutional, illegal or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, the declaration of invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Code, which shall remain in force and effect.

Sec. 159. Amendment to Code; Effect of New Ordinances; Amendatory Language

- (a) All ordinances passed subsequent to this Code or ordinances which amend, repeal or in any way affect this Code of Ordinances, may be numbered in accordance with the numbering system of this Code and printed for inclusion therein. When subsequent ordinances repeal any chapter, section or subsection or any portion thereof, such repealed portions may be excluded from this Code by omission from reprinted pages.
- (b) Amendments to any of the provisions of this Code shall be made by amending the provisions by specific reference to the section of this Code in substantially the following language: "Be it ordained by the Mayor and City Council of the City of St. George, Louisiana, that section _____ of the Code of ordinances of the City of St. George, Louisiana is hereby amended to read as follows:...." (Set out new provisions in full.)

Sec. 160. General Penalty

- (a) Except as otherwise provided by state law, whenever in this Code or in any ordinance an act is prohibited or is made or declared to be unlawful or an offense, or whenever in any ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any ordinance shall be punished by a fine not exceeding \$500 or by imprisonment for not more than 60 days, or both. Each day any violation of this Code or of any ordinance shall continue shall constitute a separate offense.
- (b) Any person who aids, abets or assists in the violation of any ordinance shall be deemed guilty and upon conviction shall be punished as provided in this section.
- (c) Violations of ordinances including but not limited to those covering public health, environment, housing, building codes and fire codes may be adjudicated by administrative procedures. Civil fines not exceeding \$500 may be imposed by administrative hearing officers.

Section 2. Effective Date

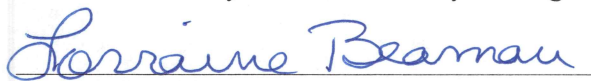
This Ordinance shall be effective upon publication.

This Ordinance having been submitted to a vote, the vote thereon was:

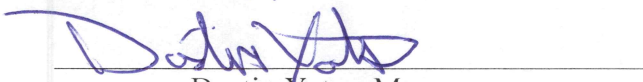
For: Cook, Edmonds, Heck, Himmel, and Monachello
Against: NONE

Adopted this 13th day of August, 2024.


Delivered to Mayor on the 16th day of August, 2024:


Lorraine Beaman, City Clerk

Approved this 19th day of August, 2024.


Dustin Yates, Mayor

Received from Mayor on the 19th day of August, 2024:


Lorraine Beaman, City Clerk

Adopted Ordinance published in *The Advocate* in the 30 day of August, 2024.