

ORDINANCE # 2020-  
INTRODUCED BY Rolling  
DATE INTRODUCED 9/15/2020  
ITEM NUMBER 2020-09-08  
PUBLIC HEARING \_\_\_\_\_  
ADOPTED/TABLED 2  
EFFECTIVE \_\_\_\_\_  
BOOK # 3 PAGE # \_\_\_\_\_  
RECORDATION # 1  
AMENDED BY ORDINANCE # \_\_\_\_\_  
DATE AMENDED 5

**INTRODUCTION**

**CITY OF COVINGTON  
STATE OF LOUISIANA**

**ORDINANCE NUMBER 2020-\_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF COVINGTON  
AMENDING THE COVINGTON CODE OF ORDINANCES:  
CHAPTER 42 ENVIRONMENT, ARTICLE III. LITTER,  
SECTION 42-64. RESPONSIBILITY**

**WHEREAS**, certain amendments have been suggested to the Covington Code of Ordinances, Chapter 42 Environment, regarding the curbside placement and removal of garbage and/or recycling receptacles; and

**WHEREAS**, the Covington City Council deems these amendments appropriate to protect the health, safety and welfare of the citizens of Covington; and

**WHEREAS**, the City Council has held its public hearing in accordance with law.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Covington, at its regular session convened, that Chapter 42 Environment, Article III. Litter, Sec. 42-64. Responsibility, shall be amended to read as follows:

**Sec. 42-64. Responsibility.**

(a) The owner, his agent ~~and~~ **or** occupant of any property shall maintain the premises in a sanitary and litter-free condition.

(b) No person shall place, deposit or allow to be placed or deposited on his premises or any other premises to include any public street, road or alley any refuse or other objectionable waste, except in a manner described in this article.

(c) The owner, his agent ~~and~~ **or** occupant of any premises, and other persons having responsibilities as described herein, shall be responsible for the proper storage, collection, transportation and final disposal of all refuse originating on the premises, by a method or methods described in this article.

(d) Notice: ~~The street commissioner or city inspector~~ **code enforcement officer or building official, or their designee**, is hereby authorized and empowered to notify the owner of any adjacent property or any party responsible for the placement of such litter in or about a public street, sidewalk or any public place that it is his duty to properly dispose of the litter located on such public property. Such notice shall be by certified mail addressed to such owner or other responsible party at his last known address or hand-delivered by ~~the code enforcement officer or building official, or their designee~~, **the code enforcement officer or building official, or their designee**, ~~a city policeman for the city~~ who shall note date and time of such delivery. The intent of this section shall be to prohibit, disallow and discourage property owners, contractors,

1 persons for hire and other individuals who do not pay the regular garbage and  
2 trash collection charges from which property the litter originates from imposing  
3 the burden of collection and pick up on the city's garbage service.

4 (e) No person shall sweep into or deposit in any gutter, street, road, alley or  
5 other public place within the city the accumulation of litter from any building or  
6 lot or from any public or private sidewalk or driveway. Persons owning or  
7 occupying property shall keep the sidewalk in front of their premises free of  
8 litter.

9 (f) No person owning or occupying a place of business shall sweep or deposit  
10 in any gutter, street, road, alley or other public place within the city the  
11 accumulation of litter from any building or lot or from any public or private  
12 sidewalk or driveway. Persons owning or occupying places of business within  
13 the city shall keep the sidewalk in front of their business premises free of litter.

14 (g) No person shall throw, deposit, place or remove garbage, refuse, rubbish,  
15 litter or any material in any authorized commercial receptacle without the prior  
16 consent of the owner or lessee of such authorized commercial receptacle.  
17 Whoever commits the crime of unauthorized dumping shall be punished as  
18 provided in section 1-8 of this Code.

19 (h) No person shall dump, deposit, or otherwise cause any trash, landscape  
20 debris, or other material to be placed in any river, creek, canal, ditch, or storage  
21 basin that regularly or periodically carries or stores water. The enforcement  
22 provisions of sections 42-64(d), 42-70(a) and 42-71 shall apply to this section.

23 (i) The owner, his agent or occupant of any property, shall place his garbage  
24 and/or recycling receptacles curbside no earlier than twenty-four hours prior to  
25 collection day and shall remove his garbage and/or recycling receptacles no later  
26 than twenty-four hours after collection day. Said garbage and/or recycling  
27 receptacles shall be stored on resident's property and out of public view from the  
28 street or at least twenty-five feet from the edge of the street. This section does  
29 not apply to green waste. Violators of this section are subject to the following:  
30 1<sup>st</sup> violation – verbal notification of ordinance; 2<sup>nd</sup> violation – written notification  
31 of ordinance; 3<sup>rd</sup> violation – \$50 fine collected by Code Enforcement Officer; and  
32 4<sup>th</sup> violation – citation to appear in Mayor's Court. Exemption: Any person  
33 who is disabled or handicapped.

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35 **BE IT FURTHER ORDAINED** that all other sections of Chapter 42  
36 Environment shall remain the same and in full force.

37 **BE IT FURTHER ORDAINED** that if any provision of this ordinance shall  
38 be held to be invalid, such invalidity shall not affect other provisions herein which  
39 can be given effect without the invalid provision and to this end the provisions of  
40 this ordinance are hereby declared to be severable.

41 **WHEREUPON**, this ordinance having been submitted in writing, having  
42 been read by title and adopted at a public meeting of the City Council of the City  
43 of Covington, State of Louisiana, was then submitted to an official vote as a whole,

1 the vote thereon being as follows:

2 **MOVED FOR ADOPTION** by \_\_\_\_\_, seconded by \_\_\_\_\_.

3 **YEAS:** **ABSENT:**

4 **NAYS:** **ABSTAIN:**

5 **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2020.

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LARRY ROLLING  
COUNCIL VICE PRESIDENT

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\_\_\_\_\_  
BONNIE D. CHAMPAGNE  
COUNCIL CLERK

15 Presented to the Mayor on this \_\_\_\_ day of \_\_\_\_\_, 2020, at \_\_\_\_ o'clock  
16 \_\_.M.

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\_\_\_\_\_  
BONNIE D. CHAMPAGNE  
COUNCIL CLERK

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23 Approved \_\_\_\_ or Vetoed \_\_\_\_ by the Mayor on this \_\_\_\_ day of \_\_\_\_\_, 2020.

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MARK R. JOHNSON  
MAYOR

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31 Received from the Mayor on this \_\_\_\_ day of \_\_\_\_\_, 2020, at \_\_\_\_ o'clock  
32 \_\_.M.

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BONNIE D. CHAMPAGNE  
COUNCIL CLERK

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