
DIGEST

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HB 1080 Original

2016 Regular Session

Garofalo

Abstract: Authorizes the governing authority in any parish with a population of not less than 35,800 persons and not more than 39,000 persons to enact ordinances relative to the removal of deleterious growths, trash, debris, and other noxious matter.

Present law authorizes the Jefferson Parish governing authority to enact ordinances to require or compel property owners to cut or remove grass, obnoxious weeds, or other deleterious or unhealthful growths, trash, debris, refuse, or discarded or noxious matter on their property. Authorizes the parish governing authority, if the owner fails to cut or remove the noxious matter within 15 days of notice, to have the matter cut or removed and to charge the property owner. Present law authorizes the parish governing authority to place a lien against a property owner for failure to pay charges and the lien shall have the same ranking as an ad valorem tax lien on immovable property as provided in present law (R.S. 9:4821(1)). Additionally authorizes the parish governing authority to add the removal charges to the annual ad valorem tax bill. Further provides for the parish to be the sole and proper defendant in any action, authorized by law, to contest the addition of such charges to the ad valorem tax bill of the property involved.

Proposed law retains present law and additionally authorizes the governing authority of any parish with a population of not less than 35,800 persons and not more than 39,000 persons to exercise the powers granted pursuant to present law.

Present law authorizes the governing authority of the parishes of Jefferson, Ouachita, Calcasieu, Ascension, and St. Tammany to require or compel property owners to remove trash, debris, junk, wrecked or used automobiles, or motor vehicles, or any part(s) thereof, or any other junk, discarded or abandoned machinery or other metal, tin, or other discarded items on their property, when such items are being stored or kept in violation of any zoning or other regulatory ordinance. Present law authorizes the parish governing authorities, if the owner fails to remove such items within 15 days of notice, to have the items removed and to charge the property owner. Authorizes the parish governing authorities in Jefferson, Ascension, and St. Tammany to place a lien against a property owner for failure to pay charges and the lien shall have the same ranking as an ad valorem tax lien on immovable property as provided in present law (R.S. 9:4821(1)). Additionally authorizes those parish governing authorities to add the removal charges to the annual ad valorem tax bill. Further provides for each parish to be the sole and proper defendant in any action, authorized by law, to contest the addition of such charges to the ad valorem tax bill of the property involved.

Proposed law retains present law and additionally authorizes the governing authority of any parish with a population of not less than 35,800 persons and not more than 39,000 persons to exercise the

powers granted pursuant to present law.

(Amends R.S. 33:1236(21)(b) and (30)(b))