

ODINANCE BOOK 11

DATE	TITLE	ORDINANCE NO' S
3-4-86	REZONING PROPERTY FROM THE R-5 DISTRICT TO THE B-1 OFFICE DISTRICT LOCATED AT 110 SOUTH LINDEN 904 WEST THOMAS 906 WEST MORRIS, 908 WEST MORRIS OWNED BY CENTER-VILLE LAND COMPANY.	2067
3-3-86	ORDINANCE ADDTION TO ORDINANCE NO. 510 AND ORDINANCE NO.1099 CS,BY ENACTMENT OF CHAPTER 21 OF THE CODE OF ORDINANCE,CITY OF HAMMOND LOUISIANA RELATIVES TO OFFENSES AND MICELLANEOUS PROVISIONS.	2068
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ORDINANCE NO. 2067, C. S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-5 DISTRICT TO THE B-1 OFFICE DISTRICT, LOCATED AT 110 SOUTH LINDEN, 904 WEST THOMAS, 906 WEST MORRIS, 908 WEST MORRIS, OWNED BY CENTERVILLE LAND COMPANY."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 4th DAY OF MARCH, 1986.

SECTION 1. To consider rezoning property from the R-5 District to the B-1 Office District.

SECTION 2. Said property described as follows:

Lots 8, 9, 10, 11, and 12 of Block 120 of the Mooney Addition to the City of Hammond, Louisiana according to the Official Plat Map, recorded in COB 123, of the records of Tangipahoa Parish, said parcel fronting 250 feet on the northside of West Morris Avenue by a depth between parallel lines of 150 feet.


Said property is bounded on the west side by property belonging to M. H. Blake, on the east side by South Linden Street, on the south side by West Morris Avenue, on the north side by United Companies Financial Corporation, Ms. Barbara Hanley, Ms. Clara Mirra-nee, and Mr. John Davis.

Said property is the property belonging to Centerville Land Company.


Said property has the municipal address of 110 South Linden St., 904, West Morris St., 906 West Morris St., 908 West Morris St., (lots: 8, 9, 10, 11, and 12).

Said property rezoned as B-1 Office District shall delete Convenient Store from this rezoning.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 4th DAY OF MARCH, 1986.



GEORGE PERKINS, PRESIDENT OF THE
COUNCIL



DEBBIE SAIK POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE
COUNCIL

PUBLISH: MARCH 7, 1986

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for
Ordinance No. 2068
see page 27

HP

for
John D. Feduccia
5-11-92

An ordinance addition to Ordinance No. 510 and Ordinance No. 1099, CS, by enactment of Chapter 21 of the Code of Ordinances, City of Hammond, Louisiana, relative to offenses and miscellaneous provisions

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, at its meeting held on the 3rd day of March 1986.

Section 1. That ordinance No. 510 CS and 1099 CS is hereby amended by the enactment of Chapter 21, Code of Ordinances, City of Hammond relative to offenses and miscellaneous provisions.

Section 2. That Chapter 21 is hereby enacted, to read as follows:

CHAPTER 21. OFFENSES AND MISCELLANEOUS PROVISIONS

Section 21.1 Method of Citation

This chapter shall be known as the Hammond Criminal Code.

Section 21.2 Definitions

In this chapter the terms enumerated shall have the designated meanings:

Another refers to any person or legal entity, including the State of Louisiana or any subdivision thereof.

(2) "Anything of value" must be given the broadest possible construction, including any conceivable thing of the slightest value, movable or immovable, corporeal or incorporeal, public or private, and including transportation, telephone and telegraph services, or any other service available for hire. It must be construed in the broad popular sense of the phrase, not necessarily as synonymous with the traditional legal term "property." In all cases involving shoplifting the term "value" is the actual retail price of the property at the time of the offense.

City shall mean the City of Hammond or any agency, board, commission, department or institution of same.

Dangerous weapon includes any gas, liquid or other substance or instrumentality, which, in the manner used, is calculated or likely to produce death or great bodily harm.

Foreseeable refers to that which ordinarily would be anticipated by a human being of average reasonable intelligence and perception.

Person includes a human being from the moment of fertilization and implantation and also includes a body of persons, whether incorporated or not.

Property refers to both public and private property movable and immovable, and corporeal and incorporeal property.

Public officer, public office, public employee or position of public authority means and applies to any executive, ministerial, administrative, judicial or legislative officer, office, employee or position of authority respectively, of the State of Louisiana, or any parish, municipality, district, or other political subdivision thereof, or of any agency, board, commission, department or institution of said state, parish, municipality, district or other political subdivision.

State means the State of Louisiana, or any parish, municipality, district, or other political subdivision thereof, or any agency, board, commission, department or institution of said state, parish, municipality, district or other political subdivision.

Whoever in a penalty clause refers only to natural persons insofar as imprisonment is provided, but insofar as a fine may be

imposed "whoever" in a penalty clause refers to any person.
Ordinance No. _____

Section 21.3 Interpretation

The articles of this chapter cannot be extended by analogy so as to create crimes not provided for herein; however, in order to promote justice and to effect the objects of the law, all of its provisions shall be given a genuine construction, according to the fair import of their words, taken in their usual sense, in connection with the context, and with reference to the purpose of this provision. (Ordinance No.

Section 21-4 City Attorney; Powers and Duties

A. The city attorney has entire charge and control of every criminal prosecution instituted or pending in the city, and determines whom, when and how he shall prosecute.

B. When conduct is criminal under several sections, prosecution may proceed under either provision, in the discretion of the city attorney, whenever an offender's conduct is:

- (1) Criminal according to a general section of this chapter and also according to a special section of this chapter; or
- (2) Criminal according to a section of this chapter and also according to some other provision of the Code of Ordinances City of Hammond, Louisiana. (Ordinance No.

Section 21.5 Lesser and Included Offenses

An offender who commits an offense which includes all the elements of other lesser offenses, may be prosecuted for and convicted of either the greater offense or one of the lesser and included offenses. In such case, where the offender is prosecuted for the greater offense, he may be convicted of any one of the lesser and included offenses. (Ordinance No.

Section 21.6 Civil Remedies Not Affected

Nothing in this chapter shall affect any civil remedy provided by the law pertaining to civil matters, or any legal power to inflict penalties for contempt. (Ordinance No.

Section 21.7 Crime Defined

A crime is that conduct which is defined as criminal in this chapter or any other provisions of the Code of Ordinances, City

of Hammond, Louisiana. (Ordinance No.

Section 21.8 Criminal Conduct

Criminal conduct consists of:

- (1) An act or a failure to act that produces criminal consequences and which is combined with criminal intent; or
 - (2) A mere act or failure to act that produces criminal consequences, where there is no requirement of criminal intent; or
 - (3) Criminal negligence that produces criminal consequences.
- (Ordinance No.

Section 21.9 Criminal Consequences

Criminal consequences are any set of consequences prescribed in the various sections of this chapter or in the other acts of the City Council as necessary to constitute any of the various crimes defined herein.

Section 21.10 Criminal Intent

Criminal intent may be specific or general:

(1) Specific. Specific criminal intent is that state of mind which exists when the circumstances indicate that the offender actively desired the prescribed criminal consequences to follow his act or failure to act.

(2) General. General criminal intent is present whenever there is specific intent, and also when the circumstances indicate that the offender, in the ordinary course of human experience, must have adverted to the prescribed criminal consequences as reasonably certain to result from his act or failure to act.

(Ordinance No.

Section 21.11 Criminal Intent; How Expressed

The definitions of some crimes require a specific criminal intent, while in others no intent is required. Some crimes consist merely of criminal negligence that produces criminal consequences. However, in the absence of qualifying provisions, the terms "intent" and "intentional" have reference to "general criminal intent." (Ordinance No.

Section 21.12 Criminal Negligence

Criminal negligence exists when, although neither specific

nor general criminal intent is present, there is such disregard of the interest of others that the offender's conduct amounts to a gross deviation below the standard of care expected to be maintained by a reasonably careful man under like circumstances. (Ordinance No.

Section 21.13 Infancy

Those who have not reached the age of ten years are exempt from criminal responsibility. However, nothing in this article shall affect the jurisdiction of juvenile courts as established by the constitution and statutes of this state. (Ordinance No.

Section 21.14 Insanity

If the circumstances indicate that because of a mental disease or mental defect the offender was incapable of distinguishing between right and wrong with reference to the conduct in question, the offender shall be exempt from criminal responsibility. (Ordinance No.

Section 21.15 Intoxication

The fact of an intoxicated or drugged condition of the offender at the time of the commission of the crime is immaterial except as follows:

(1) Where the production of the intoxicated or drugged condition has been involuntary, and the circumstances indicate this condition is the direct cause of the commission of the crime, the offender is exempt from criminal responsibility.

(2) Where the circumstances indicate that an intoxicated or drugged condition has precluded the presence of a specific criminal intent or of special knowledge required in a particular crime, this fact constitutes a defense to a prosecution for that crime. (Ordinance No.

Section 21.16 Mistake of Fact

Unless there is a provision to the contrary in the definition of a crime, reasonable ignorance of fact or mistake of fact which precludes the presence of any mental element required in that crime is a defense to any prosecution for that crime. (Ordinance No.

Section 21.17 Mistake of Law

Ignorance of the provisions of this chapter is not a defense to any criminal prosecution. However, mistake of law which results in the lack of an intention that consequences which are criminal shall follow, is a defense to a criminal prosecution under the following circumstances:

- (1) Where the offender reasonably relied on an act of this municipality in repealing an existing criminal provision, or in otherwise purporting to make the offender's conduct lawful; or
- (2) Where the offender reasonably relied on a final judgment of a competent court of last resort that a provision making the conduct in question criminal was unconstitutional. (Ordinance No.

Section 21.18 Justification as Defense to Prosecution

The fact that an offender's conduct is justifiable, although otherwise criminal, shall constitute a defense to prosecution for any crime based on that conduct. This defense of justification can be claimed under the following circumstances:

- (1) When the offender's conduct is an apparently authorized and reasonable fulfillment of any duties of public office; or
- (2) When the offender's conduct is a reasonable accomplishment of an arrest which is lawful under the laws of the state or of this chapter; or
- (3) When for any reason the offender's conduct is authorized by law; or
- (4) When the offender's conduct is a reasonable discipline of minors by their parents, tutors or teachers; or
- (5) When the crime consists of a failure to perform an affirmative duty and the failure to perform is caused by physical impossibility; or
- (6) When any crime is committed through the compulsion of threats by another of death or great bodily harm, and the offender reasonably believes the person making the threats is present and would immediately carry out the threats if the crime were not committed; or
- (7) When the offender's conduct is in defense of persons or of property under any of the circumstances described in Articles 19 through 23 of the Louisiana Criminal Code or Sections 21.19 through 21.22 of this chapter. (Ordinance No.

Section 21.19 Use Of Force or Violence In Defense

The use of force or violence upon the person of another is justifiable, when committed for the purpose of preventing a forcible offense against the person or a forcible offense or trespass against property in a person's lawful possession; provided that the force or violence used must be reasonable and apparently necessary to prevent such offense, and that this section shall not apply where the force or violence results in a homicide. (Ordinance No.

Section 21.20 Reserved

Section 21.21 Aggressor Cannot Claim Self Defense

A person who is the aggressor or who brings on a difficulty cannot claim the right of self-defense unless he withdraws from the conflict in good faith in such a manner that his adversary knows or should know that he desires to withdraw and discontinue the conflict. (Ordinance No.

Section 21.22 Defense Of Others

It is justifiable to use force or violence or to kill in the defense of another person when it is reasonably apparent that the person attacked could have justifiably used such means himself and when it is reasonably believed that such intervention is necessary to protect the other person. (Ordinance No.

Section 21.23 Reserved

Section 21.24 Principals

All persons concerned in the commission of a crime, whether present or absent, and whether they directly commit the act constituting the offense, aid and abet in its commission, or directly or indirectly counsel or procure another to commit the crime, are principals. (Ordinance No.

Section 21.25 Reserved

Section 21.26 Reserved

Section 21.27 Attempt

(a) Any person, who, having a specific intent to commit a crime, does or omits an act for the purpose of and tending directly toward the accomplishing of his object is guilty of an attempt to commit the offense intended; and it shall be immaterial whether, under the circumstances, he would have actually accomplished his purpose.

(b) Mere preparation to commit a crime shall not be sufficient

to constitute an attempt; but lying in wait with a dangerous weapon with the intent to commit a crime, or searching for the intended victim with a dangerous weapon with the intent to commit a crime, shall be sufficient to constitute an attempt to commit the offense intended.

(c) An attempt is a separate but lesser grade of the intended crime; and any person may be convicted of an attempt to commit a crime, although it appears on the trial that the crime intended or attempted was actually perpetrated by such person in pursuance of such attempt.

(d) Whosoever attempts to commit any crime shall be fined or confined or both in the same manner as for the offense attempted; but such fine or confinement shall not exceed one-half of the largest fine or one-half of the longest confinement prescribed for the offense so attempted or both.
(Ordinance No.

Section 21.28 through 21.32 Reserved

Section 21.33 Battery Defined

Battery is the intentional use of force or violence upon the person of another; or the intentional administration of a poison or other noxious liquid or substance to another.

Whoever commits a battery shall be punished as provided in Section 1 through 8 of this Code of Ordinances except as otherwise provided in Section 21.34.2 of this Code of Ordinances.
(Ordinance No.

Section 21.34 Reserved

Section 21.34.1 Reserved

Section 21.34.2 Battery of a Police Officer

A. (1) Battery of a police officer is a battery committed without the consent of the victim when the offender has reasonable ground to believe the victim is a police officer acting in the performance of his duty.

(2) For purposes of this Section, "police officer" shall include commissioned police officers, sheriffs, deputy sheriffs, marshals, correctional officers and constables.

B. Whoever commits the crime of battery of a police officer shall be fined not more than five hundred dollars and imprisoned not less than fifteen days nor more than sixty (60) days without the benefit of suspension of sentence.
(Ordinance No.

Section 21.35 Reserved

Section 21.36 Assault Defined

Assault is an attempt to commit a battery, or the intentional placing of another in reasonable apprehension of receiving a battery.

(Ordinance No.

Section 21.37 Aggravated Assault

Aggravated assault is an assault committed with a dangerous weapon.

Whoever commits aggravated assault shall be punished as provided by Section 1-8 of this Code.

(Ordinance No.

Section 21.38 Simple Assault

Simple assault is an assault committed without a dangerous weapon.

Whoever commits a simple assault shall be punished as provided by section 1-8 of this Code.

(Ordinance No.

Section 21.39 Negligent Injuring

Negligent injuring is the inflicting of any injury upon the person of another by criminal negligence.

The violation of an ordinance shall be considered only as presumptive evidence of such negligence.

Whoever commits the crime of negligent injuring shall be punished as provided by section 1-8 of this Code.

(Ordinance No.

Section 21.39.1 Vehicular Negligent Injuring

A. Vehicular negligent injuring is the inflicting of any injury upon the person of another when caused by the offender operating a motor vehicle, aircraft, watercraft, or other means of conveyance, and:

(1) The operator is under the influence of alcoholic beverages; or

(2) The offender's blood alcohol concentration is 0.10 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

B. The violation of a statute or ordinance shall be considered only as presumptive evidence of negligence as set forth in Subsection A.

C. Whoever commits the crime of vehicular negligent shall be punished as provided by Section 1-8 of this code.

Section 21.40 Reserved

Section 21.40.1 Terrorizing

Terrorizing is the intentional communication of information, known by the offender to be false, that the commission of a crime of violence is imminent or in progress or that a circumstance dangerous to human life exists or is about to exist; and thereby causing any person to be in sustained fear for his or another person's safety; causing evacuation of a building, a public structure, or a facility of transportation; or causing other serious disruption to the public.

Whoever commits the offense of terrorizing shall be punished as provided for by section 1-8 of this Code.
(Ordinance No.

Section 21.41 through 45 Reserved

Section 21.46 False Imprisonment

False imprisonment is the intentional confinement or detention of another, without his consent and without proper legal authority.

Whoever commits the crime of false imprisonment shall be punished as provided in section 1-8 of this Code.
(Ordinance No.

Section 21.47 through 55 Reserved

Section 21.56 Criminal Damage to Property

Criminal damage to property is the intentional damaging of any property of another, without the consent of the owner.

Whoever commits the crime of criminal damage to property shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.57' Reserved

Section 21.58 Contaminating Water Supplies

Contaminating water supplies is the intentional performance of any act tending to contaminate any private or public water supply.

Whoever commits the crime of contaminating water supplies shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.59 Criminal Mischief

A. Criminal mischief is the intentional performance of any of the following acts:

- (1) Tampering with any property of another without the consent of the owner, with the intent to interfere with the free enjoyment of any rights of anyone thereto, or with the intent to deprive anyone entitled thereto of the full use of the property; or
- (2) Giving of any false alarm of fire; or
- (3) Driving of any tack, nail, spike or metal over one and one-half inch in length into any tree located on lands belonging to another, without the consent of the owner, or without the later removal of the object from the tree; or
- (4) The felling, topping or pruning of trees or shrubs within the right of way of a municipal street without the written approval of the Chief of Police.
- (5) Giving af any false report or complaint to a sheriff, or his deputies, or to any officer of the law relative to the commission of, or an attempt to commit, a crime; or
- (6) Throwing any stone or any other missile in any street, avenue, alley, road or highway, or open space or public square, or enclosure, or throwing any stone or other missile from any place into any street, avenue, road, highway, alley, open space, public square or enclosure.
- (7) Taking temporary possession of any part or parts of a place of business, or remaining in a place of business after the person in charge of such business or portion of such business has directed such person to leave the premises and to desist from the temporary possession of any part or parts of such business.
- (8) The communication to any person for the purpose of disrupting any public utility water service, when the communication causes any officer, employee, or agent of the service reasonably to be placed in sustained fear for his or another person's safety, or causes the evacuation of a water service building, or causes any discontinuance of any water services.

B. Whoever commits the crime of criminal mischief shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.60 through 62 Reserved

Section 21.63 Criminal Trespass

A. No person shall without authorization intentionally enter any structure, watercraft, or movable.

B. No person shall intentionally enter immovable property owned by another:

- (1) when he knows his entry is unauthorized, or
- (2) under circumstances where he reasonably should know his entry is unauthorized.

C. The following shall be affirmative defenses to a prosecution pursuant to Subsection B(2) hereof:

(1) That unfenced horticultural property or unimproved pasturelands lacked a posted sign or sign of similar meaning at intervals of not more than six hundred sixty feet on or near the boundary line from which entry was made.

(2) That forest lands were not fenced with not less than three strand wire or its equivalent, or that forest lands which were fenced as required above lacked a posted sign or sign of similar meaning at points of normal ingress and egress, and in addition, lacked the letters "NO" at least five inches in height,

on trees or other markers or a posted sign or sign of similar meaning at intervals of not more than 50 feet on or near the boundary line from which entry was made.

(3) That the person was on the property for the purpose of managing his or his employer's livestock located on the property of another.

(4) That the person entered upon the immovable property owned by another due to an emergency.

(5) That the entry was consented to by a holder of a possessory interest in the property.

(6) That the entry was by a Registered Land Surveyor, and his personnel engaged in the "Practice of Land Surveying", as defined in R.S. 37:682, or a person employed by a public utility acting in the course and scope of his employment relating to operation, repair or maintenance of a public utility facility who entered upon unfenced immovable property which lacked a posted sign or sign of similar meaning at points of normal ingress and egress.

(7) That the person was unarmed and entered immovable property for the sole purpose of retrieving a dog.

D. Whoever commits the crime of Criminal Trespass shall be punished as provided in Section 1-8 of this code.
(Ordinance No.

Section 21.63.1 Illegal Posting

Illegal posting is the posting or the placing and/or maintaining of posted signs on property by anyone other than:

(1) The owner or his duly authorized agent or representative.

(2) The lessee or his duly authorized agent or representative.

Whoever commits the crime of illegal posting shall be punished as provided in Section 1-8 of this code.
(Ordinance No.

Section 21.63.2 Destruction, defacing or removal of posted signs

No person shall intentionally and without authority destroy, deface or remove posted signs, or signs designating or purporting to designate the boundary lines of immovable property.

Whoever violates the provisions of this Section shall be fined not less than fifty dollars, nor more than three hundred dollars or imprisoned for not more than sixty days or both.
(Ordinance No.

Section 21.63.3 Entry on or remaining in places or on land after being forbidden

A. No person shall without authority go into or upon or remain in or upon or attempt to go into or upon or remain in or upon any structure, watercraft, or any other movable, or immovable property, which belongs to another, including public buildings and structures, ferries, and bridges, or any part, portion, or area thereof, after having been forbidden to do so, either orally or in writing, including by means of any sign hereinafter described by any owner, lessee, or custodian of the property or by any other authorized person. For the purposes of this Section, the above

mentioned sign means a sign or signs posted on or in the structure, watercraft, or any other movable or immovable property, including public buildings, structures, ferries and bridges, or part, portion or area thereof, at a place where such sign or signs may be reasonably expected to be seen.

B. Whoever violates the provisions of this Section shall be punished as provided in Section 1-8 of this code.
(Ordinance No.

Section 21.63.4 Aiding and abetting others to enter or remain on premises where forbidden.

A. No person shall incite, solicit, urge, encourage, exhort, instigate, or procure any other person to go into or upon or to remain in or upon any structure, watercraft, or any other movable which belongs to another, including public buildings and structures, ferries, and bridges or any part, portion, or area thereof, knowing that such other person has been forbidden to go or to remain there, either orally or in writing, including by means of any sign hereinafter described, by the owner, lessee, or custodian of the property or by any other authorized person.

B. Whoever violates the provision of this Section shall be punished as provided in Section 1-8 of this code.
(Ordinance No.

Section 21.64 through 66 Reserved

Section 21.67 Theft

Theft is the misappropriation or taking of anything of value which belongs to another, either without the consent of the other to the misappropriation or taking, or by means of fraudulent conduct, practices or representations. An intent to deprive the other permanently of whatever may be the subject of the misappropriation or taking is essential.

Whoever commits the crime of theft shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.68 Unauthorized use of a movable

Unauthorized use of a movable is the intentional taking or use of a movable having a value of \$1,000 or less which belongs to another, either without the other's consent, or by means of fraudulent conduct, practices, or representations, but without any intention to deprive the other the movable premanently. The fact that the movable so taken or used may be classified as an immovable, according to the law pertaining to civil matters, is immaterial.

Whoever commits the crime of unauthorized use of a movable shall be punished as provided by section 1-8 of this code.
(Ordinance No.

Section 21.68.1 Unauthorized removal of shopping carts or baksets

It shall be a misdemeanor for any person to remove a shopping cart or basket belonging to another from the parking area or grounds of any store without authorization therefor.

Whoever commits the crime of unauthorized removal of shopping cares or baskets from the parking area or grounds of a store shall be punished as provided by Section 1-8 of this code.
(Ordinance No.

Section 21-69 Illegal possession of stolen things

Receiving stolen things is the intentional procuring, receiving, or concealing of anything of value which has been the subject of any robbery or theft, under circumstances which indicate that the offender knew or had good reason to believe that the thing was the subject of one of these offenses.

Whoever commits the crime of receiving stolen things shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.70 False accounting

False accounting is the intentional rendering of a financial statement of account which is known by the offender to be false, by anyone who is obliged to render an accounting by the law pertaining to civil matters.

Whoever commits the crime of false accounting shall be punished as provided by Section 1-8 of this code.
1-8 (Ordinance No.

Section 21.71 Issuing worthless checks

(a) Issuing a worthless check is the issuing, in exchange for anything of value, whether the exchange is contemporaneous or not, with intent to defraud, of any check, draft or order for the payment of money upon any bank or other depository, knowing at the time of the issuing that the offender has not sufficient credit with the bank, or other depository for the payment of such check, draft or order in full upon its presentation. This provision shall not apply to payments on installment contracts or open accounts. The offender's failure to pay a check, draft or order issued for value within ten days after notice of its non-payment upon presentation has been deposited by certified mail in the United States mail system addressed to the issuer thereof either at the address shown on the instrument or the last known address for such person shown on the records of the bank upon which such instrument is drawn, or within ten days after the delivery or personal tender of the written notice to said issuer by the payee or his agent, shall be presumptive evidence of his intent to defraud.

(b) Issuing worthless checks is also the issuing, in exchange for anything of value, whether the exchange is contemporaneous or not, with intent to defraud, of any check, draft or order for the payment of money, when the offender knows at the time of the issuing that the account designated on the check, draft, or order has been closed, or is nonexistent or fictitious, or is one in which the offender has no interest or on which he has no authority to issue such check, draft, or order.

(c) Whoever commits the crime of issuing worthless checks shall be punished as provided in Section 1-8 of this Code.

(d) In addition to any other fine or penalty imposed under this Section, the court may, at its discretion, order as part of the sentence, restitution in the amount of the check or checks.
(Ordinance No.

Section 21.72 through 89 Reserved

Section 21.90 GAMBLING

Gambling is the intentional conducting or directly assisting in the conducting, as a business, of any game, contest, lottery or contrivance whereby a person risks the loss of anything of value in order to realize a profit.

Whoever commits the crime of gambling shall be punished as provided by Section 1-8 of this code.
(Ordinance No.

Section 21.90.1 Seizure and disposition of evidence; gambling

Upon conviction of a person for the crime of gambling, the evidence, property and paraphernalia seized as instruments of such crime shall, upon order of the Court, be destroyed when it is no longer needed as evidence and all such evidence, property and paraphernalia found to be used in the conduct of such lawful activity and having a value for lawful purposes, shall be sold under the orders of the Court at public auction by a duly licensed auctioneer and the proceeds paid into the court. Upon conviction as aforesaid, any monies and other things of value, except as herein provided, shall be transferred to the general fund.
(Ordinance No.

Section 21.90.2 Gambling in public

A. Gambling in public is the aiding or abetting or participation in any game, contest, lottery, or contrivance, in any location or place open to the view of the public or the people at large, such as streets, highways, vacant lots, neutral grounds, alleyway, sidewalk, park, beach, parking lot, or condemned structures whereby a person risks the loss of anything of value in order to realize a profit.

B. This Section shall not prohibit activities authorized under Charitable Raffles, Bingo and Keno Licensing Law, nor shall it apply to bona fide fairs and festivals.

C. Whoever commits the crime of gambling in public shall be fined as provided by Section 1-8 of this Code.
(Ordinance No.

Section 21.91 Unlawful sales to minors

Unlawful sales to minor is the selling or otherwise delivering for value by anyone over the age of seventeen of any alcoholic beverage either of high or low alcoholic content, or any firearm or other instrumentality customarily used as a dangerous weapon, to any person under the age of eighteen. Lack of knowledge of the minor's age shall not be a defense.

Whoever commits the crime of unlawful sale to minor's shall be punished as provided by Section 1-8 of this code.
(Ordinance No.

Section 21.91.1 Unlawful purchase of alcoholic beverages by persons over 17 and under 18 years of age; penalty

A. It is unlawful for any person over the age of seventeen and under the age of eighteen to purchase any alcoholic beverage either of high or low alcoholic content.

B. Whoever is found guilty of violating the provisions of this section shall be punished as provided by Section 1-8 of this Code.
(Ordinance No.

Section 21.91.2 Unlawful purchase of alcoholic beverages by persons under age 17; penalty

It is unlawful for any person under the age of 17 to purchase any alcoholic beverage either of high or low alcoholic content.

Whosoever is charged with the violation of this Section shall be remanded to the juvenile court.

(Ordinance No.

Section 21.92.3 Unlawful purchase of alcoholic beverages by adults on behalf of minors; penalty

A. It is unlawful for any adult to purchase on behalf of a person under the age of eighteen any alcoholic beverage either of high or low alcoholic content.

B. Whoever is found guilty of violating the provisions of this section shall be punished as provided by Section 1-8 of this code.

(Ordinance No.

Section 21.92 Contributing the the delinquency of juveniles

A. Contributing to the delinquency of juveniles is the intentional enticing, aiding or permitting, by anyone over the age of seventeen, of any child under the age of seventeen, and no exceptic shall be made for a child who has been emancipated by marriage or otherwise, to:

(1) Beg, sing, sell any article or play any musical instrument in any public place for the purpose of receiving alms; or

(2) Associate with any vicious or disreputable persons or frequent places where the same may be found; or

(3) Visit any place where beverages of either high or low alcoholic content are the principal commodity sold or given away; or

(4) Visit any place where any gambling device is found, or where gambling habitually occurs; or

(5) Habitually trespass where it is recognized that he has no right to be; or

(6) Use any vile, obscene or indecent language; or

(7) Perform any sexually immoral act; or

(8) Absent himself or remain away, without authority of his parents or tutor, from his home or place of abode; or

(9) Violate any law of the state or ordinance of any parish or village or town or city of the state; or

(10) Visit any place where sexually indecent and obscene material, or any nature is offered for sale, displayed or exhibited.

B. Lack of knowledge of the juvenile's age shall not be a defense.

C. Whoever commits the crime of contributing to the delinquency of a juvenile shall be punished as provided in Section 1-8 of this Code.

(Ordinance No.

Section 21.95 Illegal carrying of weapons

A. Illegal carrying of weapons is:

(1) The intentional concealment of any firearm, or other instrumentality customarily used or intended for probable use as a dangerous weapon, on one's person; or

(2) The ownership, possession or custody or use of any firearm or other instrumentality customarily used as a dangerous weapon, at any time by an enemy alien; or

(3) The ownership, possession, custody or use of any tools or dynamite or nitroglycerine or explosives, or other instrumentality customarily used by thieves or burglars at any time by any person with the intent to commit a crime; or

(4) The manufacture, ownership, possession, custody or use of any switchblade knife, spring knife or other knife or similar instrument having a blade which may be automatically unfolded or extended from a handle by the manipulation of a button, switch, latch or similar contrivance.

(5) The provisions of this section except paragraph (4) shall not apply to sheriffs and their deputies, state and city police, constables and town marshals, or persons vested with police power when in the actual discharge of official duties.

B. Whoever illegally carries a weapon shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.95.1 through 95.4 ReservedSection 21.96 ReservedSection 21.97 Simple obstruction of a highway of commerce

Simple obstruction of a highway of commerce is the intentional or criminally negligent placing of anything or performance of any act on any railway, railroad, navigable, waterway, road, highway, thoroughfare, or runway of an airport, which will render movement thereon more difficult.

Whoever commits the crime of simple obstruction of a highway of commerce shall be fined as provided by Section 1-8 of this Code.
(Ordinance No.

Section 21.98 Operating a vehicle while intoxicated

A. The crime of operating a vehicle while intoxicated is the operating of any motor vehicle, aircraft, watercraft, vessel, or other means of conveyance when:

(1) The operator is under the influence of alcoholic beverages; or

(2) The operator's blood alcohol concentration is 0.10 percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or

(3) The operator is under the influence of narcotic drugs, central nervous system stimulants, hallucinogenic drugs, or barbituates.

B. On a first conviction, the offender shall be fined not less than one hundred twenty-five dollars nor more than five hundred dollars and imprisoned for not less than ten days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

(1) The offender is placed on probation with a minimum condition that he serve two days in jail and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program; or

(2) The offender is placed on probation with a minimum condition that he perform four eight-hour days of court-approved community service activities, participate in a court-approved substance abuse program and participate in a court-approved driver improvement program.

C. On a second conviction, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than three hundred dollars and not more than five hundred dollars and imprisoned for not less than thirty days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

(1) The offender is placed on probation with a minimum condition that he serve fifteen days in jail and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program; or

(2) The offender is placed on probation with a minimum condition that he perform thirty eight-hour days of court approved community service activities and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program.

D. Provided that any offense under this statute committed more than five years prior to the co-mission of the crime for which the defendant is being tried shall not be considered in the assessment of penalties hereunder.

E. Court-approved substance abuse programs provided for in sub-sections (b) and (c) shall include a screening procedure to determine the portions of the program which may be applicable and appropriate for individual offenders.

Section 21.98.1 Operating a vehicle while under the influence of marijuana, morphine or cocaine

A. Operating a vehicle while under the influence of marijuana, morphine, or cocaine is the operating of any motor vehicle, aircraft, vessel, or other means of conveyance while under the influence of marijuana, morphine or cocaine.

B. Whoever commits the crime of operating a vehicle under the influence of marijuana, morphine or cocaine shall be fined not less than one hundred twenty-five dollars nor more than four hundred dollars or be imprisoned for not less than thirty days nor more than sixty days, or both.

C. On a second conviction, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than one hundred twenty-five dollars nor more than five hundred dollars and shall be imprisoned for not less than one hundred twenty-five days nor more than sixty days.

(Ordinance No.

Section 21.99 Reckless operation of a vehicle

Reckless operation of a vehicle is the operation of any motor vehicle, aircraft, vessel or other means of conveyance in a criminally negligent manner.

Whoever commits the crime of reckless operation of a vehicle shall be punished as provided by section 1-8 of this Code.

(Ordinance No.

Section 21.100 Hit and run

Hit and run driving is the intentional failure of the driver of a vehicle involved in or causing any accident, to stop such vehicle at the scene of the accident, to give his identity and to render reasonable aid.

To give his identity, for the purpose of this article, shall mean that the driver of any vehicle involved in any accident shall give his name, address and the license number of his vehicle, or shall report the accident to the police.

(Ordinance No.

Section 21.100.1 Obstructing Public Passages

No person shall willfully obstruct the free, convenient and normal use of any public sidewalk, street, highway, bridge, alley, road or other passageway, or the entrance corridor or passage of any public building, structure, water craft or ferry, by impeding, hindering, stifling, retarding or restraining traffic or passage thereon or therein.

Whoever violates the provision of this Section shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than five hundred dollars or imprisoned for not more than sixty days or both fined and imprisoned.

This section shall not be applicable to the erection or construction of any barricades or other forms of obstructions as a safety measure in connection with construction, excavation, maintenance, repair, replacement, or other work, in or adjacent to any public sidewalk, street, highway, bridge, alley, road, or other passageway, nor to the placing of barricades or other forms of obstruction by governmental authorities, or any officer or agent thereof, in the proper performance of duties.

(Ordinance No.

Section 21.101 Desecration of Graves

Desecration of graves is the:

(1) Unauthorized opening of any place of interment, or building wherein the dead body of a human being is located, with the intent to remove or to mutilate the body or any part thereof, or any article interred or intended to be interred with the said body; or

(2) Intentional or criminally negligent damaging in any manner, of any grave, tomb, or mausoleum erected for the dead.

Whoever commits the crime of desecration of graves shall be punished as provided by Section 1-8 of this Code.

(Ordinance No.

Section 21.102 Cruelty to animals

Cruelty to animals is the intentional or criminally negligent mistreatment of any animal by any act, or omission whereby unjustifiable physical pain, suffering or death is caused to or permitted upon such animal.

Whoever commits the crime of cruelty to animals shall be punished as provided by Section 1-8 of this Code.

(Ordinance No.

Section 21.103 Disturbing the peace

A. Disturbing the peace is the doing of any of the following in such manner as would foreseeably disturb or alarm the public:

- (1) Engaging in a fistic encounter; or
- (2) Addressing any offensive, derisive, or annoying words to any other person who is lawfully in any street, or other public place; or call him by an offensive or derisive name, or make any noise or exclamation in his presence and hearing with the intent to deride, offend, or annoy him, or to prevent him from pursuing his lawful business, occupation, or duty; or
- (3) Appearing in an intoxicated condition; or
- (4) Engaging in any act in a violent and tumultuous manner by any three or more persons; or
- (5) Holding of an unlawful assembly; or
- (6) Interruption of any lawful assembly of people.

Whoever commits the crime of disturbing the peace shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.104 Keeping a disorderly place

Keeping a disorderly place is the intentional maintaining of a place to be used habitually for any illegal purpose.

Whoever commits the crime of keeping a disorderly place shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.105 Letting a disorderly place

Letting a disorderly place is the granting of the right to use any premises knowing that they are to be used as a disorderly place, or allowing the continued use of the premises with such knowledge.

Whoever commits the crime of letting a disorderly place shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.106 Reserved

Section 21.107 Reserved

Section 21.108 Resisting an officer

A. Resisting an officer is the intentional opposition or resistance to or obstruction of an individual acting in his official capacity and authorized by law to make a lawful arrest or seizure of property or to serve any lawful process or court order when the offender knows or has reason to know that the person arresting, seizing property or serving process is acting in his official capacity.

B. (1) The phrase "obstruction of" as used herein shall, in addition to its common meaning, signification, and connotation mean the following:

(a) Flight by one sought to be arrested before the arresting officer can restrain him and after notice is given that he is under arrest.

(b) Any violence toward or any resistance or opposition to the arresting officer after the arrested party is actually placed under arrest and before he is incarcerated in jail.

(c) Refusal by the arrested party to give his name and make his identity known to the arresting officer.

(d) Congregation with others on a public street and refusal to move on when ordered by the officer.

(2) The word "officer" as used herein shall include deputy sheriffs and municipal police officers.

Whoever commits the crime of resisting an officer shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.108.1 Flight from an officer

No driver of a motor vehicle shall intentionally refuse to bring a vehicle to a stop knowing that he has been given a visual and audible signal to stop by a police officer when the officer has reasonable grounds to believe that the driver has committed an offense. The signal shall be given by an emergency light and siren on a vehicle marked as a police vehicle.

Whoever commits the crime of flight from an officer shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.109 Reserved

Section 21.110 Simple escape

A. Simple escape shall mean either of the following:

(1) The intentional departure, under circumstances wherein human life is not endangered, of a person imprisoned, committed or detained from a place where such person is legally confined from a designated area of a place where such person is legally confined, or from the lawful custody of any law enforcement officer or officer of the Department of Public Safety and Corrections.

(2) The failure of a criminal serving a sentence and participating in a work release program authorized by law to report and return from his planned employment or other activity under the program at the appointed time.

(3) The failure to a person who has been granted a furlough under the provisions of R.S. 15:833 or as otherwise granted to return to his place of confinement at the appointed time.

Whoever commits the crime of simple escape shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.110.1 Jumping bail

Jumping bail is the intentional failure to appear at such time and place as designated by the judge or committing magistrate who has fixed the amount of the bail bond. The fact that no loss shall result to any surety or bondsman is immaterial.

Whoever commits the crime of jumping bail shall be punished as provided in Section 1-8 of this Code.
(Ordinance No.

Section 21.111 Reserved

Section 21.112 False Personation

False personation is the performance of any of the following acts with the intent to injure or defraud, or to obtain or secure any special privilege or advantage:

(1) Impersonating any police officer, or private individual having special authority by law to perform an act affecting the rights or interests of another, or the assuming, without authority,

of any uniform or badge by which officer or person is lawfully distinguished; or

(2) Performing any act purporting to be official in such assumed character.

Whoever commits the crime of false personation shall be punished as provided in Section 1-8 of this code.

Section 21.113 Defacing buildings

It shall be unlawful to deface any building or property within the corporate limits of the municipality, by making signs or figures thereon, or write any indecent or obscene word, words, or sentences on any building, room, hall, closet, wall or fence.

Whoever defaces a building or property shall be punished as provided in Section 1-8 of this Code.

Section 21.114 Air guns

The use, firing, shooting and explosion of "air guns" or "air rifles" and "blow guns" within the corporate limits of this municipality is hereby declared to be a nuisance, and it shall be unlawful for any person to use, fire, shoot or explode "air guns" or "air rifles" or "blow guns" within the municipal limits.

Whoever fires an "air gun" or "air rifle" or "blow gun" within the municipal limits shall be punished as provided in Section 1-8 of this Code.

Section 21.115 Discharging fire arms

It shall be unlawful for any person to discharge either in the daytime or the nighttime, any firearm within the corporate limits of this municipality; except law enforcement officers in the discharge of their duties, and except such other persons acting in the necessary defense of life or property.

Whoever discharges a firearm within the corporate limits of this municipality shall be punished as provided in Section 1-8 of this Code.

Section 21.116 Abandoning or discarding iceboxes or other airtight containers

It shall be unlawful for any person to leave outside of any building or dwelling in a place accessible to children, any abandoned, unattended or discarded icebox, refrigerator or any other container of any kind which has an airtight door or doors or which may not be released from opening from the inside of such icebox, refrigerator or container. It shall further be unlawful for any person to leave outside of any building or dwelling in a place accessible to children any abandoned, unattended or discarded icebox, refrigerator or any other container of any kind which is airtight or has a snap-lock or other device thereon without first removing said snap-lock or locks or door or doors, from said icebox, refrigerator or container.

Whoever commits the crime of abandoning or discarding iceboxes, or other airtight containers shall be punished as provided in Section 1-8 of this Code.

Section 21.117 False alarms

It shall be unlawful for any person to intentionally make, turn in or report a false alarm of fire or of need for police or ambulance assistance.

Whoever violates provisions of this section shall be punished as provided in Section 1-8 of this Code.

Section 21.118 False reported crime

It shall be unlawful for any person to intentionally make to or file with, the police authorities any false, misleading or unfounded statement or report concerning the commission or alleged commission of any crime.

Whoever violates the provision of this section shall be punished as provided in Section 1-8 of this Code.

Section 21.119 Fireworks

A. The term "pyrotechnics", whenever used in this section shall be held to mean any sparkler, squib, rocket, firecracker, Roman candle, signal lights, fireworks, or any other device or composition used to obtain visible or audible pyrotechnic display.

B. It shall be unlawful for any person to have, keep, store, use, manufacture, offer to sell, handle or transport any pyrotechnics within the corporate limits as herein provided, it being the intention of this section to prohibit the sale of, distribution of, discharge of pyrotechnics of any kind or description whatsoever within the corporate limits.

C. Nothing contained in this section shall be held to apply:

- (1) To the possession or use of emergency warning or signaling devices by railroads, motor vehicles, or vessels requiring them.
- (2) To pyrotechnic display of fireworks in public parks or other open places where a permit for such display has been issued by the chief of police.
- (3) To the possession, sale or use of normal stacks of flashlight compositions by photographers or dealers in photographic supplies.

D. Whoever violates the provisions of this section shall be punished as provided in Section 1-8 of this Code.

Section 21.120 Unnecessary noise

(a) Prohibited. It shall be unlawful for any person to make, continue, or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of other, within the corporate limits.

(b) Nonexclusive enumeration. The following acts, among others are declared to be loud, disturbing and unnecessary noises and noises in violation of this section, but this enumeration shall not be deemed to be exclusive, namely:

(1) Horns or signal devices. The sounding of any horn or signal device on any automobile, motorcycle, bus, streetcar, or other vehicle while not in motion, except as a danger signal if another vehicle is approaching apparently out of control, or if in motion only as a danger signal after or as brakes are being applied and deceleration of the vehicle is intended; or the creation by means of any such signal device of any noise for any unreasonable period of time.

(2) Radio, phonograph or any musical instrument. The playing of any radio, phonograph or any musical instrument in such a manner or with such volume, particularly between the hours of 11:00 P.M. and 7:00 A.M., as to annoy or disturb the quiet, comfort or repose of persons in any office, hospital, or in any dwelling, hotel or other type of residence, or of any persons in the vicinity.

(3) Yelling, shouting, etc. Yelling, shouting, hooting, whistling, or singing on the public streets, particularly between the hours of 11:00 p.m. and 7:00 a.m., or at any time or place so as to annoy or disturb the quiet, comfort, repose of persons in any hospital, dwelling, hotel, or other type of residence, or any persons in the vicinity.

(4) Animals, birds, etc. The keeping of any animal, bird or fowl which by causing frequent or long-continued noise shall disturb the comfort or repose of any person in the vicinity.

(5) Defects in vehicle or load. The use of any automobile, motorcycle, streetcar, or vehicle so out of repair or loaded in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.

(6) Steam whistles. The blowing of any steam whistle attached to any stationary boiler except to give notice of the time to begin or stop work, or as a warning of fire or danger, or upon the request of proper authorities.

(7) Exhausts. The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle or motorboat engine except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.

(8) Construction and repairing of buildings. The erection (including excavation), demolition, alteration or repair of any building in any residential district or section, the excavation of streets or highways in any residential district or section other than between the hours of 7:00 a.m. and 6:00 p.m. on weekdays, except in case of urgent necessity, in the interest of public health and safety, and then only with a permit from the chief of police, which permit may be granted for a period not to exceed thirty (30) days while the emergency continues. If the chief of police should determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways between the hours of 6:00 p.m. and 7:00 a.m. and if he shall further determine that loss or inconvenience would result to any party in interest, he may grant permission for such work to be done within the hours of 6:00 p.m. and 7:00 a.m. upon application being made at the time the permit for the work is awarded or during the progress of the work.

(9) Schools, courts, churches, hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while the same are in use or adjacent to any hospital, which unreasonably interferes with the working of such institution of which disturbs or unduly annoys patients in a hospital.

(10) Loading, unloading. The creation of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers.

(11) Drums, loudspeakers. The use of any drum, loudspeakers or other instrument or device for the purpose of attracting attention by creation of noise to any performance, show or sale or display of merchandise.

(12) Loudspeakers on trucks. The use of mechanical loudspeakers or amplifiers on trucks or other moving or standing vehicles for advertising or other purposes.

(13) Loudspeakers for advertising. The use or operation, or the causing to be used or operated in front of or outside of any building, place, or premises, or through any window, doorway, or opening of such building abutting upon the public street, or upon any public street of any device or apparatus for tapping windows, or for amplifying sound from any radio or phonograph or any sound-reproducing device.

(14) Hawkers, peddlers and vendors. The shouting or crying of peddlers, hawkers and vendors which disturbs the peace and quiet of the neighborhood.

(c) Exceptions. None of the terms of prohibitions hereof shall apply to or be enforced against:

(1) Any publicly owned vehicle while engaged upon necessary public business.

(2) Excavations or repairs of bridges, streets, or highways by or on behalf of any public agency during the night, when the public welfare and convenience renders it impossible to perform such work during the day.

(3) The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in character and for which a permit is first obtained from the chief of police.

(d) Whoever violates the provisions of this section shall be punished as provided in Section 1-8 of this Code.

Section 21.121 Handbills and similar matters

As used in this article, the following terms shall have the meanings indicated:

Commercial handbill is any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet, or any other printed or otherwise reproduced original or copies of any matter of literature:

(a) Which advertises for sale any merchandise, product, commodity or thing; or

(b) Which directs attention to any business or mercantile or commercial establishment, or other activity, for the purpose of either directly or indirectly promoting the interest thereof by sales; or

(c) Which directs attention to or advertises any meeting, theatrical performance, exhibition, or event of any kind for which admission fee is charged for the purpose of private gain or profit; but the terms of this clause shall not apply where an admission fee is charged or a collection is taken up for the purpose of defraying the expenses incident to such meeting, theatrical performance, exhibition, or event of any kind, when either of the same is held, given or takes place in connection with the dissemination of information which is not restricted under the ordinary rules of decency, good morals, public peace, safety and good order; provided that nothing contained in this clause shall be deemed to authorize the holding, giving or taking place of any meeting, theatrical performance, exhibition, or event of any kind, without a license, where such license is or may be required by any law of this state, or under any ordinance of this city; or

(d) Which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement, and is distributed or circulated for advertising purposes, or for the private benefit and gain of any person so engaged as advertiser or distributor.

Newspaper is any newspaper of general circulation as defined by general law, any newspaper duly entered with the post office of the United States, in accordance with federal statute or regulation, and any newspaper filed and recorded with any recording officer as provided by general law; and, in addition thereto, shall mean and include any periodical or current magazine regularly published with not less than four (4) issues per year, and sold to the public.

Noncommercial handbill is any printed or written matter, any sample, or device, dodger, circular, leaflet, pamphlet, newspaper, magazine, paper, booklet, or any other printed or otherwise reproduced original or copies of any matter of literature not included in the aforesaid definitions of a commercial handbill or newspaper.

Private premises is any dwelling, house, building, or other structure, designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building, or other structure.

Public place is any and all streets, sidewalks, boulevards, alleys or other public ways and any and all public parks, squares, spaces, grounds and buildings.

Vehicle is every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

Section 21.122 Dropping handbills, etc., prohibited

It shall be unlawful for any person to deposit, place, throw, scatter, drop or cast any handbill, poster, dodger or advertising matter of any kind on any street, sidewalk, alley, wharf, levee or other public place, or in the yard of any private residence or other private property, nor shall any person hand out or distribute or sell any commercial handbill in any public place; provided, however, that, it shall not be unlawful on any sidewalk, street or other public place within the city for any person to hand out or distribute without charge to the receiver thereof, any non-commercial handbill to any person willing to accept it.

Section 21.123 Distribution on vacant premises prohibited

It shall be unlawful for any person to distribute, deposit, place, throw, scatter, drop or cast any handbill, poster, dodger or advertising matter of any kind in or upon any private residence which is temporarily or continuously uninhabited or vacant.

Section 21.124 Distribution of handbills where properly posted prohibited

No person shall throw, deposit or distribute any commercial or noncommercial handbill upon any private premises, if requested by anyone thereon not to do so, or if there is placed on said premises in a conspicuous position near the entrance thereof, a sign bearing the words: "No Trespassing" "No Peddlers or Agents," "No Advertisement," or any similar notice, indicating in any manner that the occupants of said premises do not desire to be molested or have their right of privacy disturbed, or to have any such handbills left upon such premises.

Section 21.125 Distribution on inhabited private premises; exception

It shall be unlawful for any person to distribute any handbill, poster, dodger, or advertising matter of any kind in or upon any private residence which is inhabited, except by handing or transmitting such matter directly to the occupant, or other person then present upon such premises, provided, however, that, unless requested by anyone upon such premises not to do so, a person distributing such matter may place or deposit it in or upon such premises, if placed or deposited so as to secure or prevent it from being blown or drifted about, except that mailboxes may not be so used when prohibited by federal postal laws or regulations. The provisions of this section shall not apply to the distribution of mail by the United States, nor to newspapers (as defined herein) except that newspapers shall be placed on private property in such a manner as to prevent their being carried or deposited by the elements upon any street, sidewalk, or other public place or upon private property.

Section 21.126 Posting notices prohibited

No person shall post or affix any notice, poster or other paper or device, calculated to attract the attention of the public, to any lamp post, public utility pole or shade tree, or upon any public structure or building, except as may be authorized or required by law.

Section 21.127 Placing in vehicles prohibited

It shall be unlawful for any person to distribute, deposit, place, throw, scatter, drop or cast any handbill, poster, dodger, or advertising matter of any kind in or upon any automobile or other vehicle. The provisions of this section shall not be deemed to prohibit the handing, transmitting or distributing of any such matter to the owner or other occupant of any automobile or other vehicle, who is willing to accept same.

Section 21.128 Names and address required

It shall be unlawful for any person to distribute, place, hand out, or circulate any handbill, poster, dodger or advertising matter of any kind which does not contain the name and address of the following:

(1) The person who printed, wrote, compiled or manufactured the same; and

(2) The person who caused the same to be distributed; provided however, that in the case of a corporation, club or other fictitious person, in addition to such fictitious name, the true names, and addresses of the owners, managers or agents of the person sponsoring such matter shall also appear thereon.

Section 21.129 Attachment to poles and other objects prohibited.

It shall be unlawful for any person to paste, post, nail or attach in any other manner any handbill, dodger, sign, card, placard or advertisement of any kind, business or political, to any pole, post or object on any public street, alley, sidewalk, or other public way; it shall further be unlawful to suspend or erect any banner, placard or advertisement of any kind over or across any public street, alley, sidewalk or other public way.

Section 21.130 Application to agents, employees or servants

Whenever any of the sections of the article shall be violated by any person through an agent, employee or servant, both the employer and the agent, employee or servant shall be guilty of the offense. Whoever violates the provisions of Sections 121-130 shall be punished as provided in Section 1-8 of this Code.

Section 21.131 Parades, Definitions

For the purposes of this article the following terms shall have the indicated meaning:

Chief of police is the chief of police of the city.

Parade is any parade, march, ceremony, show, exhibition, pageant, or procession of any kind, or any similar display, in or upon any street, park or other public place in this municipality.

Parade permit is a permit as required by this article.

Section 21.132 Duties of permittee

A permittee under the provisions of this article shall comply with all permit directions and conditions and with all applicable laws and ordinances.

Section 21.133 Permit - Required

No person shall engage in, participate in, aid, form or start any parade, unless a parade permit shall have been obtained from the chief of police; provided, however, that this article shall not apply to:

- (1) Funeral processions;
- (2) Students going to and from school classes or participating in educational activities, providing such conduct is under the immediate direction and supervision of the proper school authorities;
- (3) A governmental agency acting within the scope of its functions.

Section 21.134 Same - Application; filing period

A person seeking issuance of a parade permit required by this article shall file an application with the chief of police on forms provided by such officer not less than three (3) days nor more than ten (10) days before the date on which it is proposed to conduct the parade.

Section 21.135 Same - Application; contents

The application for a parade permit required by this article shall set forth the following information:

- (1) The name, address and telephone number of the person seeking to conduct such parade;
- (2) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization;
- (3) The name, address and telephone number of the person who will be the parade chairman and who will be responsible for its conduct;
- (4) The date when the parade is to be conducted;
- (5) The route to be traveled, the starting point and the termination point;
- (6) The approximate number of persons who, and animals and vehicles which, will constitute such parade; the type of animals and description of the vehicles;
- (7) The hours when such parade will start and terminate;
- (8) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed;
- (9) The location by streets of any assembly areas for such parade;
- (10) The time at which units of the parade will begin to assemble at any such assembly area or areas;
- (11) The interval of space to be maintained between units of such parade;
- (12) If the parade is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for such permit shall file with the chief of police a communication in writing from the person proposing to hold the parade, authorizing the applicant to apply for the permit on his behalf;
- (13) Any additional information which the chief of police shall find reasonably necessary to a fair determination as to whether a permit should issue.

Section 21.136 Same - Late applications

The chief of police, where good cause is shown therefor, shall have the authority to consider any application hereunder which is filed less than three (3) days before the date such parade is proposed to be conducted.

Section 21.137 Same - Fee

There shall be paid at the time of filing the application for a parade permit required by this article a fee of five dollars (\$5.00). This fee may be waived in whole or in part by the mayor.

Section 21.138 Same - Standards for issuance.

The chief of police shall issue a permit required by this article when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:

- (1) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;
- (2) The conduct of the parade will not require the diversion of so great a number of police officers of this municipality to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to this municipality;
- (3) The conduct of such parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of this municipality other than that to be occupied by the proposed line of march and areas contiguous thereto;
- (4) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas;
- (5) The conduct of such parade will not interfere with the movement of fire fighting equipment enroute to a fire;
- (6) The conduct of the parade is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct or create a disturbance;
- (7) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
- (8) The parade is not held for the sole purpose of advertising any product, cause, goods or event and is not designed to be held purely for private profit.

Section 21.139 Same - Notice of rejection of application

If the chief of police disapproves the application for a parade permit required by this article, he shall mail to the applicant three (3) days after the date upon which the application was filed a notice of his action.

Section 21.140 Same - Alternative

The chief of police, in denying an application for a parade permit required by this article, shall be empowered to authorize the conduct of the parade on a date, at a time or over a route different from that named by the applicant. An applicant desiring to accept an alternate permit shall within two (2) days after notice of the action of the chief of police, file a written notice of acceptance with the chief of police. An alternate parade permit shall conform to the requirements of, and shall have the effect of a parade permit under this article.

Section 21.141 Same - Contents.

Each parade permit issued under the provisions of this article shall state the following information:

- (1) Starting time;
- (2) Minimum speed;
- (3) Maximum speed;
- (4) Maximum interval of space to be maintained between the units of the parade;
- (5) The portions of the streets to be traversed that may be occupied by the parade;
- (6) The maximum length of the parade in miles or fractions thereof;

(7) Such other information as the chief of police shall find necessary to the enforcement of this article.

Section 21.142 Same - Chairman to have same on person during parade

The parade chairman or other person heading or leading such activity shall carry the parade permit required by this article upon his person during the conduct of the parade.

Section 21.143 Same - Revocation

The chief of police shall have the authority to revoke a parade permit issued under the provisions of this article upon application of the standards for issuance as herein set forth.

Section 21.144 Peeping tom.

No person shall perform such acts as will make him a "peeping tom" on or about the premises of another, or go upon the premises of another for the purpose of becoming a "peeping tom."

"Peeping tom" as used in this section means one who peeps through windows or doors, or other like places, situated on or about the premises of another for the purpose of spying upon or invading the privacy of persons spied upon without the consent of the person spied upon. It is not a necessary element of this offense that the "peeping tom" be upon the premises of the person spied upon.

Whoever commits the crime of a "Peeping tom" shall be punished as provided in Section 1-8 of this Code.

Section 21.145 Nude bathing

It shall be unlawful for any person to bathe or swim in the nude state in any of the creeks, bayous and public places in the city between the rising and the setting of the sun.

Whoever commits the crime of nude bathing shall be punished as provided in Section 1-8 of the Code.

Section 21.146 Curfew for minors

(a) It shall be unlawful for any parent, guardian or other person in authority to permit any child under their custody and control under the age of seventeen (17) years to appear on the streets of the city between the hours of 11:00 p.m. and 6:00 a.m. unless such parent, guardian or other person accompanies such child.

(b) In the case of any emergency or where it might be impossible for a parent, guardian or person in authority to accompany any child who might be out in the hours prohibited by this article, then such parent, guardian or person in authority shall give written permission and note to the chief of police stating the reason for such emergency being the reason for the appearance on the streets of such child during the hours prohibited by this article.

Section 21.147 Duty of police regarding enforcement

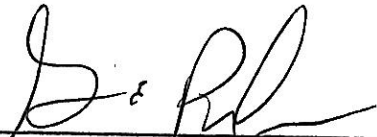
The chief of police, or any other municipal police officer acting under the authority of the preceding section shall take into his custody and control any child found on the streets in violation of this article and shall return such child to their home and shall make the proper affidavits all in compliance with Section 21.146 and this section.

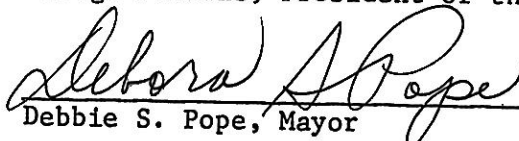
Whoever violates the provisions of this section shall be punished as provided in Section 1-8 of this Code.


Section 21.148 Offense Committed Prior To March 17, 1986.

This code shall not apply to offenses committed prior to March 17, 1986. Criminal Offenses committed before that time shall be governed by the law existing at the time the offense was committed.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 3RD DAY OF MARCH, 1986.


George Perkins, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: March 5, 1986

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ORDINANCE NO. 2069, C. S.

"AN ORDINANCE ANNEXING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF HAMMOND-- WHITMAR ACRES, BEECHWOOD SUBDIVISION, MAGNOLIA RIDGE SUBDIVISION."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 13th DAY OF MARCH, 1936.

SECTION 1. To consider annexation into the corporate limits of the City of Hammond for the following described property:

Whitmar Acres, Section A,B, and C in their entirety:

Beechwood Subdivision in its entirety:

Magnolia Ridge Subdivision-Lots 7-11A of Square 1, Lots 1-22 of Square 2.

The above described is situated in Section 14, T6s R7E in Tangipagoa Parish and is bounded on the east side by the Illinois Central Railroad, on the south and west side by the present City limits and by Southeastern Louisiana University property and White Investments, Inc., and on the north side by E. P. Dameron III. (see attached legaldescription).

The above described property lines adjacement to and contiguous with the present corporate limits of Hammond.


Said property owners certify that they constitute more than a majority of the registered voters and a majority in number of the resident property owners as well as twenty five percent in value of the property of the resident property owners in the area to be annexed.

The above Subdivisions will be placed in District Five (5) of the City of Hammond.

The above Subdivisions zoning are listed on said attached map.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 13th, DAY OF MARCH, 1936.


George Perkins, President of the Council


LaNita V. Earnest, Clerk of the Council


Debbie S. Pope, Mayor

PUBLISH: MARCH 21, 1936

U.S. Justice Dept
Approval see
letter 9-24-36
One

LEGAL DESCRIPTION OF MAGNOLIA RIDGE, BEECHWOOD, AND WHITMAR ACRES

Commencing at a point (P.O.B.) which is the N.W. corner of the S. E. of Section 14, T-6-S, R-7-E, said point also being a corner of the existing corporate limits; Thence 1320' North; Thence 1290'± West to the East right-of-way of North Oak Street; Thence 2270'± North along the East right-of-way of North Oak Street to the East bank of a canal; Thence 590'± N.E. along East bank of said canal; Thence 325'± East to the West right-of-way of the I.C.G. Railroad; Thence 4950'± S.E. along the West right-of-way of the I.C.G. Railroad to the existing corporate limits; Thence 550'± S.W. along existing corporate limits; Thence 300'± N.W. along existing corporate limits; Thence 325'± S.W. along existing corporate limits; Thence 500'± N.W. along existing corporate limits; Thence 860'± North along existing corporate limits to P.O.B. Said tract containing 132[±] acres being Whitmar Acres, Beechwood, and Magnolia Ridge Subdivisions, all being located in Section 14, T-6-S, R-7-E, City of Hammond, Tangipahoa Parish, Louisiana.

ORDINANCE NO. 2070, C. S.

The following Ordinance was offered by George Perkins who moved its adoption.

AN ORDINANCE

Authorizing the Mayor of the City of Hammond Louisiana, hereinafter called "Municipality", to enter into an Agreement with Louisiana Power & Light Company for the supply of electric service for the operation of sewerage lift station in Westin Oaks of said Municipality for the term provided therein, and to provide for the payment of the amount due under said Agreement.

SECTION 1. BE IT ORDAINED by the Mayor and Council of the City of Hammond Louisiana, in lawful session convened, that the Mayor, Debora S. Pope, be and he is hereby authorized, empowered and directed to enter into an Agreement with Louisiana Power & Light Company, its successors and assigns, for supplying the City of Hammond with electric power and energy for the operation of sewerage lift station in Westin Oaks Subdivision in the words and figures as set out in the attached Agreement, copy of which Agreement is made part hereof and considered as incorporated herein.

SECTION 2. BE IT FURTHER ORDAINED, etc., that the Mayor and/or such other officers or persons for and on behalf of the Municipality be and they are hereby, authorized and directed to make all payments to become due under said Agreements in accordance with the conditions thereof during the entire term of said Agreement without further action by the Mayor and Council.

SECTION 3. BE IT FURTHER ORDAINED, etc., that this Ordinance being necessary to the public health and safety and public welfare and convenience requiring it, shall take effect from and after the date of its adoption.

SECTION 4. BE IT FURTHER ORDAINED, etc., that all ordinance, actions or parts thereof, in conflict herewith be and the same are hereby repealed, it being the intent of the Mayor and Council that this Ordinance and Agreement made part hereof supersede all existing agreements and contracts now in effect which in any way conflict with the matters herein agreed upon.

WHEREUPON, in open session said Ordinance and Agreement were read and considered section by section and as a whole.

Mr. _____ seconded the motion to adopt the Ordinance.

The Mayor then ordered a vote of the yeas and nays on its final passage, and upon roll call such votes were as follows:

For the adoption of the Ordinance:

Yeas:

Against the adoption of the Ordinance:

Nays:

Present but not voting:

Absent:

Whereupon, the Mayor declared such legally passed and adopted
on this, the _____ day of _____, 19____.

Approved: Rebera Pope
MAYOR

Lanita O' Earnst
CLERK

I, _____, certify that the foregoing is a true and
correct copy of the original Ordinances, adopted by the Mayor and
_____ of the _____, Louisiana,
at a lawful meeting held on the _____ day of _____
19____, with a quorum present, and that the same is now in full
force and effect.

Rebera Pope
Mayor/Clerk

_____ of _____, Louisiana

This _____ day of _____, 19____.

ORDINANCE NO. 2071, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 1033, C. S., BEING THE BINGO ORDINANCE FOR THE CITY REGARDING CHARITABLE RAFFLE, BINGO, SUPER BINGO AND KENO."

BE IT KNOWN THAT BY THE CITY COUNCIL OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 1st DAY OF APRIL, 1936, THE FOLLOWING SECTIONS OF ORDINANCE NO. 1033 ARE AMENDED AS FOLLOWS:

SECTION 6:32-4

4. "Charitable Organizations" shall mean any bona fide veterans, charitable educational, religious, fraternal organization, civic or service club which is domiciled in Hammond, Louisiana; or those whose altruistic purpose is to benefit, in some way, members of the human race.

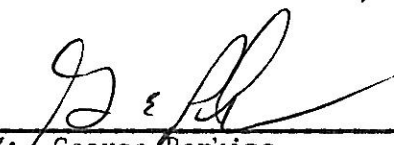
SECTION 6:33-1

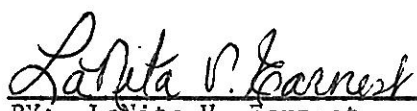
1. A statement that the entire net proceeds of the raffle or bingo or super bingo or keno games are to be devoted to educational, charitable patriotic, religious or public spirited uses; and, that the special charity supported by super bingo shall be listed on the application.

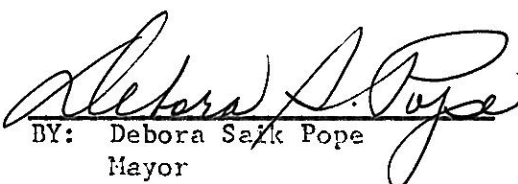
SECTION 6:33-C

- (C) No permit shall be issued to any organization which is domiciled outside the City of Hammond, Louisiana. The majority of the organization's charity work shall be done within the City of Hammond.
- (E) If the application is refused by the municipality, applicant shall have the right to be heard upon the qualification and merits of the applicant at the next regularly scheduled City Council meeting, as long as the applicant has seven (7) days notice of said meeting. The City Council, at that time, can either grant and approve the application or uphold the refusal of said application.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1st DAY OF APRIL, 1936.


BY: George Perkins
President of the Council


BY: LaNita V. Earnest
Clerk of Council


BY: Debora Sazk Pope
Mayor

PUBLISH: APRIL 4, 1936

ORDINANCE NO. 2072, C. S.

"AND ORDINANCE AMENDING ORDINANCE NO. 2022, C. S. THE CONSOLATED BUDGET FOR THE FISCAL YEAR ENDING 1985-1986."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1st DAY OF APRIL, 1986.

SECTION 1. To consider amending the Consolidated budget for the Fiscal Year 1985-1986 as follows:

GENERAL FUND FY 85/86 REVENUES

Prior Year Ending Fund Balance \$830,000.00

Account Numbers

401.120	Property Tax Income	+	35,166
401.200	Beer Tax Revenue	+	4,000
401.205	Tobacco Tax Revenue	-	21,000
402.000	Occupational Lic Tax Revenue	-	25,000
403.000	Contract La. Dept of Hwys	+	7,000
404.000	City Court Fines	+	40,000
405.100	LA Power & Light Franchise	-	10,000
405.200	LA Gas Franchise	-	2,000
405.300	Cable TV Franchise	+	3,200
407.150	Animal Shelter Contract-Pouch	-	5,000
409.100	Interest Rec'd on Investments	-	30,000
410.000	Fire Insurance Rebate	+	2,200
412.000	Miscellaneous Revenues	+	3,200
419.000	Landfill Fees	-	27,504
470.999	Total Revenue	-	15,238
490.000	Transfers From Sales Tax I	-	256,000
490.150	Transfers From Sales Tax II	-	12,000
490.250	Transfers From Fed. Revenue Sharing	-	41,565
490.300	Transfers From Sales Tax III Cap.	+	300,000
490.999	Totals Transfers From Other Funds	+	73,565
490.999	Total Revenues & Transfers	+	53,327

GENERAL FUND FY 85/86 EXPENDITURES

605.000	General Government	+	30,362
610.149	Marshalls Office	+	1,965
616.000	Police Department	-	43,564
619.000	Cross Guards	+	390
619.999	Total Public Safety	-	41,209
621.000	City Hall Building	-	255
622.000	Parks & Municipal Grounds	+	2,350
625.000	Social Service Building	+	1,610
629.999	Total Care & Main. of Public Prop.	+	3,705
631.000	Contract-Garbage & Trash Collected	-	9,500
632.000	Sanitary Landfill	+	4,150
633.100	Coroner's Fees	+	2,500
634.000	Animal Shelter	-	3,880
639.999	Total Health & Sanitation	-	6,730
641.000	Street Department	-	38,850
645.000	Municipal Garage	+	3,450
650.000	Total Public Works	-	35,400
	Insurance	+	3,250
670.200	Election Expense	+	8,650
670.999	Total General Expenditures	+	8,650
689.998	Total Operating Expen.	-	37,372
690.100	Transfer to Water & Sewer	-	40,000
690.150	Transfer to Recreation	+	22,400
690.200	Transfer to Airport	-	5,000
690.997	Non-Operat/Recurring	-	22,600
695.000	Other Non-Operat/Recurring	-	12,700
699.998	Total Expend. & Transfers	-	72,672
	Ending Fund Balance		805,310
	AIRPORT FUND FY 85/86		
449.998	Total Operating Revenue	+	4,020
450.100	Contributions to City	-	5,000

Total Revenues	-	980
Total Expenditures	-	980
Ending Fund Balance		8,717

RECREATION FUND TY 85-86

400.020	Class Registration Fees	-	4,000
400.030	Swimming Pool Fees	-	677
400.050	Rentals	-	900
400.100	Concession Sales	-	6,000
<u>420.000</u>	Transfer From General Fund	+	22,400
	Total Revenues	-	11,577
	Total Revenues & Transfer	+	10,823
	Total Expenditures	-	24,652

REVENUES SHARING FUND 85-86

400.010	Revenue Sharing Entitlement	+	31,572
400.020	Interest Rec'd on T/D Funds	+	9,000
610.110	Concrete Bridge	-	7,000
610.998	Total	-	7,000
612.110	Transfer to General Fund	+	41,565
612.130	Contingency	+	4,014
612.998	Total	+	45,579
699.998	Total Expenditures	+	38,579
	Ending Fund Balance		.00


SALES TAX FUND FY 85-86

400.010	Sales Tax I Collected	-	257,000
400.020	Sales Tax II Collected	-	257,000
499.998	Total Receipts	-	514,000
600.010	Transfer to G/F Sales Tax I	-	256,000
600.040	Transfer to G/G Sales Tax II	-	12,000
600.050	Transfer to Capital Projs. S/T II	-	246,000
699.998	Total Disbursements	-	514,000

WATER & SEWER FUND FY 85-86

Operating Revenues	-	40,000
Total Revenue	-	40,000
Water Office	+	120
Water Utility	-	13,400
Sewer Utility	-	6,000
General Expenses	+	800
Total Expenditures	-	18,480

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1ST DAY OF APRIL, 1986.


 GEORGE PERKINS, PRESIDENT OF THE
 COUNCIL


 LANITA V. EARNEST, CLERK OF
 COUNCIL


 DEBBIE SAIK POPE, MAYOR

PUBLISHED: APRIL, 1986

The following ordinance, which was previously introduced and laid over for publication of notice, was offered by Wilbert Dangerfield, who moved its final adoption.

ORDINANCE NO. 2073, C.S.

An ordinance covenanting and agreeing that the Council of the City of Hammond, State of Louisiana, will first use any proceeds derived by the City from the sale of certain lands of the City to pay and or redeem the principal portion of an issue of \$3,300,000 of Certificate of Indebtedness Series 1986 of the City of Hammond, Louisiana.

WHEREAS, by ordinance introduced by this Council on April 1, 1986, there has been authorized the sale and issuance of \$3,300,000 of Certificate of Indebtedness of the City of Hammond, State of Louisiana (the "City") for the purpose of paying a portion of the cost of constructing and acquiring sewers and sewerage disposal works for the City, including the cost of closing and filling existing oxidation ponds and the payment of various expenses in connection therewith; and

WHEREAS, following completion of the construction of such new sewage disposal facilities for the City, there will exist approximately 43.6 acres of land now being used as an oxidation pond that will no longer be needed by the City for the disposal or treatment of sewage or any other public purpose and will therefore be considered surplus lands which may be sold or otherwise disposed of use accordance with State law; and

WHEREAS, this Council proposes to fill and landscape such surplus land and offer same for sale either as a whole or in parcels for commercial use on or about the calendar year 1989; and

WHEREAS, the Certificates sold and issued by this Council on this date have been so structured as to principal repayment that on or before June 1, 1989, it will be necessary to either refinance and extend principal repayment of such debt or retire such debt prior to scheduled maturity as provided in the issuing ordinance by use of the proceeds derived for the sale of the aforesaid land for such purpose; and

WHEREAS, in view of the foregoing, it is hereby deemed necessary and expedient for the benefit of all citizens and taxpayers of the City that this Council pledge and obligate itself and its successors in office to dedicate and use the proceeds derived from the sale of said lands first to the payment and/or redemption of the aforesaid indebtedness and thereafter for any lawful corporate purpose of the City as may be determined by the Council of the City;

NOW, THEREFORE, BE IT RESOLVED by this Council of the City of Hammond, State of Louisiana, that:

SECTION 1. For the reasons set forth in the preamble to this resolution, this Council hereby obligates itself and its successors in office to use any proceeds derived by the City from the sale of all or any portion of the lands described in the preamble hereto, first to the payment and/or redemption of the unpaid principal of an issue of Certificate of Indebtedness Series 1986 of the City. Any proceeds from the sale of such lands remaining after retiring and/or redeeming said indebtedness may be used by the Council for any lawful corporate purpose.

Chris Miaoulis seconded the motion to adopt said ordinance, and the roll being called, the following vote was taken and recorded:

YEAS: Chris Miaoulis, Wilbert Dangerfield, Robert Felder, George Perkins, John Guerin.

NAYS: NONE

ABSENT: NONE

There being a favorable vote on the Ordinance of at least a majority of the authorized members of the Council, the Ordinance was declared adopted on this, the 15th day of April, 1986.

/s/ LaNita Earnest
Clerk of the Council

/s/ George Perkins
President of the Council

Trell

The following ordinance, which was previously introduced and laid over for publication of notice, was offered by Wilbert Dangierfield, who moved its final adoption:

ORDINANCE NO. 2074, C. S.

1
An ordinance providing for the incurring of debt and issuance of Three Million Three Hundred Thousand Dollars (\$3,300,000) of Certificates of Indebtedness, Series 1986 of the City of Hammond, State of Louisiana; prescribing the form, terms and conditions of such Certificates and providing for the payment thereof; confirming the sale thereof; making application to the State Bond Commission; authorizing the agreement with the Paying Agent/Registrar; and other matters in connection therewith.

WHEREAS, the General Fund Budget for the City of Hammond, State of Louisiana (the "Issuer") for the fiscal year 1985-1986 (beginning July 1, 1985 and ending June 30, 1986), as amended, shows an estimated excess of revenues over statutory, necessary, and usual charges and all other expenses for such fiscal year in the total amount of \$805,310, all as will year which is attached hereto as Exhibit A and made a part hereof; and

WHEREAS, the surplus hereinbefore reflected for the current fiscal year is sufficient to meet the maximum principal and interest requirements in any future year on the indebtedness herein authorized; and

WHEREAS, the estimate contained in the aforesaid budget are deemed reasonable and conservative in view of the operating experiences over the past several years, during which the official audits of the General Fund revenues and expenditures have not shown any deficit in such fund; and

WHEREAS, Sections 2921 to 2925, inclusive, of Title 33 of the Louisiana Revised Statutes of 1950 (R.S. 33:2921-33:2925) authorize the Issuer to make and enter into contracts or obligations dedicating the excess of annual revenues of subsequent years above statutory; necessary and usual charges to the payment of a portion of the cost of constructing and acquiring sewers and sewerage disposal works for the Issuer, including the cost of closing and filling existing oxidation ponds; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hammond, State of Louisiana, acting as the governing authority of the Issuer, that:

SECTION 1. As used herein the following terms shall have the following meanings, unless the context otherwise requires:

"Agreement" means the agreement to be entered into between the Issuer and the Paying Agent/Registrar pursuant to this Ordinance.

"Certificate" means any certificate of the Issuer authorized to be issued by this Ordinance, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued.

"Certificate owner" means the Owner of a Certificate.

"Certificate Register" has the meaning stated in Section 4 hereof.

"Certificates" means the Certificate of Indebtedness, Series 1986, of the Issuer, issued by this Ordinance in the total aggregate principal amount of Three Million Three Hundred Thousand Dollars (\$3,300,000).

"Executive Officers" means collectively the President of the Council and the Clerk of the Council of the Issuer.

"Fiscal Year" means the period beginning July 1st and ending June 30th of each year.

"Governing Authority" means the Council of the Issuer.

"Government Securities" means direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which are non-callable prior to the respective maturities of the Certificates and may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

"Issuer" means the City of Hammond, State of Louisiana.

"Ordinance" means this ordinance authorizing the issuance of the Certificates.

"Owner" or "Owners" when used with respect to any Certificate means the Person in whose name such Certificate is registered in the Certificate Register.

"Outstanding" when used with respect to Certificates means, as of the date of determination, all Certificates theretofore issued and delivered under this Ordinance, except:

1. Certificate theretofore cancelled by the Paying Agent/Registrar or delivered to the Paying Agent/Registrar for cancellation;
2. Certificates for which sufficient funds for payment or redemption have been theretofore deposited with the Paying Agent/Registrar in trust for the Owners of such Certificates, provided that if such Certificates are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to this Ordinance, to the satisfaction of the Paying Agent/Registrar, or waived;
3. Certificates in exchange for or in lieu of which other Certificates have been registered and delivered pursuant to this Ordinance;
4. Certificates alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Ordinance or by law; and
5. Certificates for the payment of the principal (or redemption price, if any) of and interest on which money or Government Securities or both are held by the Paying Agent/Registrar with the effect specified in this Ordinance.

"Paying Agent/Registrar" means American Bank & Trust Co., of New Orleans, Louisiana, until a successor Paying Agent/Registrar shall have become such pursuant to the applicable provisions of this Ordinance, and thereafter "Paying Agent/Registrar" shall mean such successor Paying Agent/Registrar.

"Person" means any individual, corporation, partnership, joint venture, association, joint-stock company, trust, unincorporated organization,, or government or any agency or political subdivision thereof.

"Purchaser" means (i) Scharff & Jones, Incorporated, and (ii) Shearson Lehman Brothers Inc., both of the New Orleans, Louisiana, the original purchasers of the Certificates.

"Record Date" for the interest payable on any interest payment date means the 15th calendar day of the month next preceding such interest payment date.

SECTION 2. Subject to the approval of the State Bond Commission and in compliance with the terms and provisions of Sections 2921 to 2925, inclusive of Title 33 of the Louisiana Revised Statutes of 1950, as amended (R. S. 33:2921-2925), and other constitutional and statutory authority supplemental thereto, there be and there is hereby authorized the incurring of an indebtedness of Three Million

Three Hundred Thousand Dollars (\$3,300,00) for, on behalf of, and in the name of the Issuer, for the purpose of paying a portion of the cost of constructing, and acquiring sewers and sewerage disposal works for the City, including the cost of closing and filling existing oxidation ponds, and the payment of various expenses in connection therewith, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Three Million Three Hundred Thousand Dollars (\$3,300,000) of Certificates of Indebtedness, Series 1986, of the Issuer. The Certificates shall be in fully registered form, shall be dated June 1, 1986, shall be in the denomination of Five Thousand Dollars (\$5,000) each or any integral multiple thereof within a single maturity, shall be numbered consecutively from No. R-1 upward and shall bear interest from date thereof, the most recent interest payment date to which interest has been paid or duly provided for, at the following rates of interest per annum, payable on June 1 and December 1 of each year, commencing December 1, 1986, and shall become due and payable and mature serially on June 1 of each year as follows, to-wit:

<u>YEAR</u>	<u>PRINCIPAL AMOUNT MATURING</u>	<u>INTEREST RATE PER ANNUM</u>
1990	\$ 460,000	7.00%
1991	490,000	7.15%
1992	525,000	7.30%
1993	565,000	7.45%
1994	605,000	7.60%
1995	655,000	7.75%

The principal of Certificates, upon maturity or redemption, shall be payable at the principal corporate trust office of the Paying Agent/Registrar, upon presentation and surrender thereof, and interest on the Certificates shall be payable by check of the Paying Agent/Registrar mailed by the Paying Agent/Registrar to the registered Owner (determined as of the Record Date) at the address shown on the Certificate Register of the Paying Agent/Registrar. Each Certificate delivered under this Ordinance upon transfer or in exchange for or in lieu of any other Certificates shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Certificates, and each such Certificate shall bear interest (as herein set forth) so neither gain nor loss in interest shall result from such transfer, exchange or substitution.

No Certificate shall be entitled to any right or benefit under this Ordinance, or be valid or obligatory for any purpose, unless there appears on such Certificate a certificate of registration, substantially in the form provided in this ordinance, executed by the Paying Agent/Registrar by manual signature.

SECTION 2. Those Certificates maturing June 1, 1990 and thereafter shall be callable for redemption by the Issuer in the inverse order of their maturities, and if less than a full maturity, then by lot within such maturity, in full at any time on or after June 1, 1989, or in part on any interest payment date on or after June 1, 1989, at the principal amount thereof and accrued interest from the most recent interest payment date on which interest has been paid or duly provided for the date fixed for redemption, plus a premium of one percent (1%) of each Certificate so redeemed prior to maturity. Official notice of such call of any of the Certificates for redemption shall be given by means of registered or certified mail by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered Owner of each Certificate to be redeemed at his address as shown on the Certificate Register (hereinafter described) of the Paying Agent/Registrar.

SECTION 4. The Issuer shall cause to be kept at the principal office of the Paying Agent/Registrar a register (the "Certificate Register") in which registration of the Certificates and transfers of the Certificates shall be made as provided herein. The Certificates may be transferred, registered and assigned only on the Certificate Register of the Paying Agent/Registrar, and such registration shall be at the expense of the Issuer. A Certificate may be assigned by the execution of an assignment form on the Certificate or by other instruments of transfer and assignment acceptable to the Paying Agent/Registrar. A new Certificate or Certificates will be delivered by the Paying Agent/Registrar to the last assignee (the new registered owner) in exchange for such tran-

ferred and assigned Certificates after receipt of the Certificates to be transferred in proper form. Such new Certificates or Certificates shall be in the denomination of \$5,000 or any integral multiple thereof within a single maturity. Neither the Issuer nor the Paying Agent/Registrar shall be required to issue, register, transfer or exchange any Certificate during a period beginning at the opening of business on the 15th day next preceding an interest payment date and ending at the close of business on the interest payment date; except, however, that in the event any Certificates are called for redemption prior to maturity, neither the Issuer nor the Paying Agent/Registrar shall be required to issue, register, transfer or exchange any such Certificate to be so redeemed during a period beginning at the opening of business fifteen (15) days before the date of the mailing of a notice of redemption of such Certificates and ending on the date of such redemption.

SECTION 5. The Certificates and the endorsements to appear thereon shall be substattially in the following forms, respectively, to-wit:

(FORM OF FACE OF CERTIFICATE)

No. R-_____ Principal Amount: _____
Maturity Date: _____
Interest Rate: _____
Certificate Date: June 1, 1936

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF TANGIPAGOA

CERTIFICATE OF INDEBTEDNESS, SERIES 1936,
OF THE CITY OF HAMMOND,
STATE OF LOUISIANA

The City of Hammond, State of Louisiana (the "Issuer") promises to pay to

_____ ,
or registered assigns, on the Maturity Date set forth above, the principal amount set forth above, together with interest thereon from the Certificate Date set forth above or the most recent interest payment date to which interest has been paid or duly provided for, payable on June 1 and December 1 of each year, commencing December 1, 1936, at the Interest Rate per annum set forth above until said principal amount is paid, inless this

Certificate shall have been previously called for redemption and payment shall have been duly made or provided for. The principal of the Certificate, upon maturity or redemption, is payable in lawful money of the United States Of America at the principal corporate trust office of the American Bank & Trust Co., of New Orleans, Louisiana (the "Paying Agent/Registrar"), or successor thereto, upon presentation and surrender hereof.

Interest on this Certificate is payable by check mailed by the Paying Agent/Registrar to the registered owner (determined as of the 15th calendar day of the month next preceding said interest payment date) at the address as shown on the Registration books of the Paying Agent/Registrar.

REFERENCE IS MADE TO THE FURTHER PROVISIONS OF THIS CERTIFICATE SET FORTH ON THE REVERSE HEREOF WHICH SHALL FOR ALL PURPOSE HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HEREIN.

This Certificate shall not be valid or become obligatory for any pupose or be entitled to any security or benefit under the Ordinance until the certificate of registration hereon shall have been signed by the Paying Agent/Registrar.

It is certified that this Certificate is authorized by and issued in conformity with the requirements of the Constitution and statutes of this State. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Certificate and the issue of which it forms a part to constitute the same legal, binding and valid obligations of the Issuer have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Issuer, including this Certificate and the issue of which it forms a part, does not exceed the limitations prescribed by the Constitution and statutes of the State Of Louisiana.

IN WITNESS WHEREOF, the Council of the City of Hammond, acting as the governing authority of the Issuer, has caused this Certificate to be executed in its name by the facsimile signatures of the President of the Council and the Clerk of the Council and a facsimile of its corporate seal to be imprinted hereon.

CITY OF HAMMOND,
STATE OF LOUISIANA

/s/ (Facsimile)
Clerk of the Council

/s/ (Facsimile)
President of the Council

(SEAL)

* * * * *

(FORM OF REVERSED OF CERTIFICATE)

This certificate is one of an authorized issue aggregating in principal the sum of Three Million Three Hundred Thousand Dollars (\$3,300,000) (the "Certificates"), all of like tenor and effect, except as to number, date, denomination, interest rate and maturity, said Certificates having been issued by the Issuer pursuant to an Ordinance adopted by the governing authority of the Issuer on April 15, 1936 (the "Ordinance") for the purpose of paying a portion of the cost of constructing and acquiring sewers and sewerage disposal works for the City, including the cost of closing and filling existing oxidation ponds, and the payment of various expenses in connection therewith, under the authority conferred by Sections 2921 to 2925, inclusive, of Title 33 of the Louisiana Revised Statutes of 1950, as amended (R. S. 33:2921-33:2925), and other constitutional and statutory authority supplemental thereto.

Those Certificates maturing June 1, 1990 and thereafter are callable for redemption by the Issuer in the inverse order of their maturities, and if less than full maturity, then by lot within such maturity, in full at any time on or after June 1, 1989, at the principal amount thereof and accrued interest from the most recent interest payment date on which interest has been paid or duly provided for to the date fixed for redemption, plus a premium of one percent (1%) of each Certificate so redeemed prior to maturity. Official notice of such call of any of the Certificates for redemption shall be given by means of registered or certified mail by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered Owner of each Certificate to be redeemed at his address as shown on the Bond Register of the Paying Agent/Registrar.

The Issuer shall cause to be kept at the principal office of the Paying Agent/Registrar a register (the "Certificate Register") in which registration of the Certificates and of transfer of the Certificates shall be made as provided herein. This Certificate may be transferred, registered and assigned only on the Certificate Register of the Paying Agent/Registrar, and such registration shall be at the expense of the Issuer. This Certificate may be assigned by the execution of the assignment form hereon or by other instruments of transfer and assignment acceptable to the Paying Agent/Registrar. A new Certificate or Certificates will be delivered by the Paying Agent/Registrar to the last assignee (the new registered owner) in exchange for this transferred and assigned Certificate after receipt of this Certificate to be transferred in proper form. Such new Certificate or Certificates shall be in the denomination of \$5,000 or any integral multiple thereof within a single maturity. Neither the Issuer nor the Paying Agent/Registrar shall be required to issue, register, transfer or exchange any Certificate during a period beginning at the opening of business on the 15th day next preceding and interest payment date and ending at the close of business on the interest payment date; except, however, that in the event any Certificate are called for redemption prior to maturity, neither the Issuer nor the Paying Agent/Registrar shall be required to issue, transfer or exchange any such Certificate to be so redeemed during a period beginning at the opening of business fifteen (15) days before the date of the mailing of

such Certificates and ending on the date of such redemption.

The Certificates, including this Certificate, are secured by and payable solely from a pledge and dedication of the excess of annual revenues of the Issuer above statutory, necessary and usual charges in each of the fiscal years ending June 30, 1986 to 1995, inclusive. The Issuer has covenanted and agreed and does hereby covenant and agree to budget annually a sufficient sum money to pay the principal of and the interest on this Certificate and the issue of which if forms a part, as the same respectively become due, and to levy and collect in each year taxes and other revenues (including rates and charges for all services rendered by the Issuer's municipally-owned utilities and its one percent (1%) sales and use tax authorized by a majority of the electorate voting at an election held in the City of Hammond on July 10, 1982, to the extent that the revenues of said sales and use tax have not heretofore been pledged to the payment of outstanding bonded indebtedness) within the limits prescribed by law sufficient to pay the principal of and the interest on the Certificates after the payment in such years of all such statutory, necessary and usual charges. The Issuer, in the Ordinance, has also entered into certain other covenant and agreements with the holders of the Certificates, including the establishment of a debt service reserve, for the terms of which reference is made to the Ordinance.

* * * * *

(FORM OF PAYING AGENT/REGISTRAR'S
CERTIFICATE OF REGISTRATION-
TO BE PRINTED ON ALL CERTIFICATES)

This Certificate is one of the Certificates referred to in the within-mentioned Ordinance.

as Paying Agent/Registrar

Registration

Date: _____

By: _____

Authorized Officer

* * * * *

(FORM OF ASSIGNMENT TO BE-
PRINTED ON ALL CERTIFICATES)

FOR VALUE RECEIVED, _____, THE undersigned, hereby sells, assigns and transfers unto _____ the within Certificate and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney or agent to transfer the within Certificate on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Certificate in every particular, without alteration or enlargement or any change whatever.

* * * * *

(FORM OF LEGAL OPINION CERTIFICATE-
TO BE PRINTED ON ALL CERTIFICATES)

LEGAL OPINION CERTIFICATE

I, the undersigned Clerk of the Council of the City of Hammond, State of Louisiana, do hereby certify that the following is a true copy of the complete legal opinion of Messrs. Foley Judell Beck Bayley Martin & Hicks, the original of which was manually executed, dated and issued

as of the date of payment for and delivery of the original issue of the Certificates described therein, and was delivered to _____, of New Orleans, Louisiana, representing the original purchasers thereof:

(Certificate Printer Shall Insert Legal Opinion)

I further certify that an executed copy of the above legal opinion is on file in my office, and that an executed copy thereof has been furnished to the Paying Agent/Registrar for this Certificate.

CITY OF HAMMOND,
STATE OF LOUISIANA

(Facsimile)

Clerk of the Council

* * * * *

SECTION 6. The Certificates shall be signed by the Executive Officers of the Issuer for, on behalf of, in the name of and under the corporate seal of the Issuer, which signatures and corporate seal may be either manual or facsimile.

SECTION 7. The Certificates shall be secured by and payable solely from a pledge and dedication of the excess of annual revenues of the Issuer, above statutory, necessary and usual charges in each of the Fiscal Years ending June 30, 1986 to 1995, inclusive. Until the Certificates shall have been paid in full in principal and interest, the Governing Authority of the Issuer does hereby obligate the Issuer, itself and its successors in office, to budget annually a sum of money sufficient to pay the Certificates and the interest thereon as they respectively mature (including any principal and/or interest thereto matured and then unpaid), and to levy and collect in each year taxes and other revenues (including rates and charges for all services rendered by the Issuer's municipally-owned utilities and its one percent (1%) sales and use tax authorized by a majority of the electorate voting at an election held in the City of Hammond on July 10, 1982, to the extent that the revenues of said sales and use tax have not heretofore been pledged to the payment of outstanding bonded indebtedness) within the limits prescribed by law sufficient to pay the principal of and interest on the Certificates after payment in such years of all the said statutory, necessary and usual charges of the Issuer for the then current year, and no further or additional pledges or dedications of the aforesaid excess of Paying Agent/Registrar shall be required to issue, transfer or exchange any such Certificate to be so redeemed during a period beginning at the opening of business fifteen (15) days before the date of the mailing of a notice of redemption of such Certificates and ending on the date of such redemption.

The Certificates, including this Certificate, are secured by and payable solely from a pledge and dedication of the excess of annual revenues of the Issuer above statutory, necessary and usual charges in each of the fiscal years ending June 30, 1986 to 1995, inclusive. The Issuer has covenanted and agreed and does hereby covenant and agree to budget annually a sufficient sum of money to pay the principal of and the interest on this Certificate and the issue of which it forms a part, as the same respectively become due, and to levy and collect in each year taxes and other revenues (including rates and charges for all services rendered by the Issuer's municipally-owned utilities and its one percent (1%) sales and use tax authorized by a majority of the electorate voting at an election held in the City of Hammond on July 10, 1982, to the extent that the revenues of said sales and use tax have not heretofore been pledged to the payment of outstanding bonded indebtedness) within the limits prescribed by law sufficient to pay the principal of and the interest on the Certificates after the payment in such years of all such statutory, necessary and usual charges. The Issuer, in the Ordinance has also entered into certain other covenants and agreements with the holders of the Certificates, including the establishments of a debt service reserve, for the terms of which reference is made to the Ordinance.

* * * * *

(FORM OF PAYING AGENT/REGISTRAR'S
 CERTIFICATE OF REGISTRATION-
 TO BE PRINTED ON ALL CERTIFICATES)

This Certificate is one of the Certificates referred to in the within-mentioned Ordinance.

AMERICAN BANK & TRUST CO.,
 as Paying Agent/Registrar

Registration

Date: _____

By: _____

Authorized Officer

* * * * *

annual revenues shall be made which shall have priority over on parity with the pledge and dedication of such revenues herein made.

For the payment of the principal of and the interest on the Certificates, there is hereby created a special fund to be known as the "Certificates of Indebtedness, Series 1936, Sinking Fund," said Sinking Fund to be established and maintained with the regularly designated fiscal agent bank or banks of the Issuer. The Issuer shall deposit in the Sinking Fund monthly in advance on or before the 25th day of each calendar month, commencing with the month of June, 1936, a sum equal to one-sixth (1/6) of the interest falling due on the Certificates on the next interest payment date, and, commencing with the month June, 1939, a sum equal to one-twelfth (1/12) of the principal falling due on the Certificates on the next principal payment date, together with such additional proportionate sum as may be required to pay said principal and interest as the same become due. Said fiscal agent bank or banks shall make available from the Sinking Fund to the Paying Agent/Registrar at least one (1) day in advance of the date on which each payment of principal and interest on the Certificates falls due, funds fully sufficient to pay promptly the principal and interest falling due on such date.

In addition to the establishment and maintenance of said Sinking Fund into which there shall be paid monthly the amounts hereinabove described, there shall be and there is also hereby establishment with Citizens National Bank, of Hammond, Louisiana, from sales tax money now on hand, a Reserve Fund of \$250,000 which shall be retained solely for the purpose of paying the principal and interest on Certificates payable from the aforesaid Sinking Fund as to which there would otherwise be a default.

After the necessary funds have actually been set aside out of the revenues of any Fiscal Year sufficient to pay the principal of and the interest on the Certificates for that Fiscal Year, and such funds have been deposited in the Sinking Fund, then any excess of annual revenues remaining in that Fiscal Year shall be free for expenditure by the Issuer for any other lawful corporate purpose.

All moneys deposited with the regularly designated fiscal agent bank of the Issuer or the Paying Agent/Registrar under the terms of the Certificate Ordinance shall constitute sacred funds for the benefit of the Owner of the Certificates, and shall be secured by said fiduciaries at all times to the full extent thereof in the manner required by law for the securing of deposits of public funds.

All or any part of the moneys in the Sinking Fund and the Reserved Fund shall, at the written request of the Issuer, be invested in accordance with the provisions of the laws of the State of Louisiana, in which event all income derived from such investments shall be added to the General Fund of the Issuer.

SECTION 3. Until the Certificates shall have been paid in full in principal and interest, the Governing Authority of the Issuer shall prepare and adopt a budget at the beginning of each Fiscal Year and furnish a copy of such budget within thirty (30) days after its adoption to the Paying Agent/Registrar and the Owners of any of the Certificates here-

in authorized who request the same. Also, not later than three (3) months after the close of each Fiscal Year, the Issuer shall cause an audit of its records and accounts to be made showing the receipts and disbursements made by the Issuer during the previous Fiscal Year. Such audit shall be available for inspection by the Owners of any of the Certificates, and a copy of such audit shall be furnished to the Owners upon request.

SECTION 9. The Executive Officers of the Issuer be and they are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Ordinance, to cause the necessary certificates to be printed or lithographed, to issue, execute, sign and seal the Certificates except and to effect delivery thereof as hereinafter provided. All of the proceeds derived from the sale of the Certificates except accrued interest, shall be deposited by the Issuer with its fiscal agent bank or banks to be expended only for the purpose paying a portion of the cost of constructing and acquiring sewers and sewerage disposal works for the City, including the cost of closing and filling existing oxidation ponds, and the payment of various expenses in connection therewith, including the costs of issuance of the Certificates. Accrued interest, if any, derived from said sale shall be deposited in the Sinking Fund.

SECTION 10. The Certificates shall constitute legal, binding and valid obligations of the Issuer, and of this Governing Authority and its successors in office, and shall be the only representation of the indebtedness herein authorized and created.

SECTION 11. The provisions of this ordinance shall constitute a contract between the Issuer, or its successor in law, and the Owner from time to time of the Certificates and that the provisions of such contract shall be enforceable by appropriate proceedings to be taken by such Owner or Owners either at law or in equity. No material modification or amendment of this Ordinance, or any ordinance or enactment amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owners of three-fourths ($\frac{3}{4}$) of the Aggregate Principal amount of the Certificates then outstanding; providing, however, that no modification or amendment shall permit a change in the maturity of the Certificates, or a reduction in the rates of interest thereon, or in the amount of the principal obligation thereof, or affecting the unconditional promise of the Issuer to pay the principal of and the interest on the Certificates as the same shall come due from the revenues appropriated, pledged and dedicated to the payment thereof by the Ordinance, or reduce the percentage of Owners required to consent to any material modification or amendment of this Ordinance, without the consent of the Owner or Owners of such Certificates affected thereby.

SECTION 12. The sale of the Certificates to the purchaser in accordance with the terms of their bid submitted on this date (which bid is attached hereto as Exhibit "B" and made a part hereof as if set forth in full herein) is hereby confirmed. The Certificates shall be delivered to the Purchaser, upon payment for the Certificates of the sum of Three Million Two Hundred Seventeen Thousand Five Hundred Dollars (\$3,217,500) plus accrued interest from the date of the Certificates to the date of delivery thereof.

SECTION 13. Application be and the same is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for consent and authority to issue, sell and deliver the Certificates.

SECTION 14. In case any one or more of the provisions of this Ordinance or of the Certificates shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this Ordinance or of the Certificates, but this Ordinance and the Certificates shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provisions enacted after the date of this Ordinance which validates or makes legal any provisions of the Ordinance and Certificates which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance and to the Certificates.

SECTION 15. The recitals, facts and figures set out in this Ordinance and in the preamble hereto have been examined and investigated by this Governing Authority and have been found and determined and are hereby certified to be correct and in conformity with the provisions of law. This Governing Authority, having investigated and determined the regularity of the proceedings had in connection with the issuance of the Certificates and having determined the same to be regular, the Certificate

shall contain the following recital, to-wit:

"It is certified that this Certificate of Indebtedness is authorized by and is issued in conformity with the requirements of the Constitution and statutes of the State of Louisiana."

SECTION 16. The Issuer, the Paying Agent/Registrar, and any agent of either of them may treat the Owner in whose name any Certificate is registered as the Owner of such Certificate for the purpose of receiving payment of the principal (and redemption price) of and interest on such Certificate and for all other purposes whatsoever, and to the extent permitted by law, neither the Issuer, the Paying Agent/Registrar, nor any agent of either of them shall be affected by notice to the contrary.

SECTION 17. Wherever this Ordinance provides for notice to Owners of Bonds of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and mailed, first-class postage prepaid, to each Owner of such Certificates, at the address of such Owner as it appears in the Certificate Register. In any case where notice to Owners of Certificates is given by mail, neither the failure to mail such notice to any particular Owner of Certificates, nor any effect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Certificates.

Where this Ordinance provides for notice in any manner, such notice may be waived in writing by the Owner entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Owners shall be filed with the Paying Agent/Registrar, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

SECTION 18.. All Certificates surrendered for payment, redemption, transfer, exchange or replacement, if surrendered to the Paying Agent/Registrar, shall be promptly cancelled by it and, if surrendered to the Issuer, shall be delivered to the Paying Agent/Registrar and, if not already cancelled, shall be promptly cancelled by the Paying Agent/Registrar. The Issuer may at any time deliver to the Paying Agent/Registrar for cancellation any Certificates previously registered and delivered which the Issuer may have acquired in any manner whatsoever, and all Certificates so delivered shall be promptly cancelled by the Paying Agent/Registrar. All cancelled Certificates held by the Paying Agent/Registrar shall be disposed of as directed in writing by the Issuer.

SECTION 19. If (1) any mutilated Certificate is surrendered to the Paying Agent/Registrar, or the Issuer and the Paying Agent/Registrar receives evidence to their satisfaction of the destruction, loss, or theft of any Certificate, and (2) there is delivered to the Issuer and the Paying Agent/Registrar such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer of the Paying Agent/Registrar that such Certificate has been acquired by a bona fide Purchaser, the Issuer shall execute and upon its request the Paying Agent/Registrar shall register and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost, or stolen Certificate, a new Certificate of the same maturity and of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or Certificate has become or is about to become due and payable, the Issuer in its discretion may, instead of issuing a new Certificate, pay such Certificate. Upon the issuance of any new Certificate under this Section, the Issuer may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent/Registrar) connected therewith. Every new Certificate issued pursuant to this Section in lieu of any mutilated, destroyed, lost, or stolen Certificate shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost, or stolen Certificate shall be at any time enforceable by anyone, and shall be entitled to all benefits of the Ordinance equally and ratably with all other Outstanding Certificates. The procedures set forth in the Agreements, authorized in this Ordinance shall also be available with respect to mutilated, destroyed, lost or stolen Certificates.

The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement and payment of mutilated, destroyed, lost or stolen Certificates.

SECTION 20. If the Issuer shall pay or cause to be paid, or there shall otherwise be paid to the Owners, the principal (and redemption price) of and interest on the Certificates, at the times and in the manner stipulated in this Ordinance, then the pledge of any taxes or other money, securities, and funds pledged under this Ordinance and all covenants, agreements, and other obligations of the Issuer to the Owners of Certificates shall thereupon cease, terminate, and become void and be discharge and satisfied, and the Paying Agent/Registrar shall pay over or deliver all money held by it under this Ordinance to the Issuer.

Certificates or interest installments for the payment or redemption of which money shall have been set aside and shall be held in trust by the Paying Agent/Registrar (through deposit by the Issuer of funds for such payment or redemption or otherwise) at the maturity or redemption date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section. All Outstanding Certificates shall be deemed to have been paid, prior to their maturity, within the meaning and with the effect expressed above in this Section if there shall have been deposited with the Paying Agent/Registrar either money in an amount which shall be sufficient, or Government Securities the principal of and the interest on which due will provide money which together with the money, if any, deposited with the Paying Agent/Registrar at the same time, shall be sufficient to pay when due the principal of and interest to become due on such Certificates on and prior to the stated maturity or (if notice of the call for redemption has been duly given or waived or if irrevocable arrangements therefore acceptable to the Paying Agent/Registrar have been made) redemption date thereof. Neither Government Securities nor money deposited with the Paying Agent/Registrar pursuant to this Section, nor principal or interest payments on any such Government Securities, shall be withdrawn or used for any such purpose other than, and shall be held in trust for, the payment of the principal (and redemption price) of and interest on such Certificates. Any cash received from such principal of and interest on such investment securities deposited with the Paying Agent/Registrar, if not needed for such purpose, shall, to the extent practical, be reinvested in Government Securities (which may be non-interest bearing) maturing at times and in amounts sufficient to pay when due the principal (and redemption price) of and interest on such Certificates on and prior to the maturity thereof, and interest earned from such reinvestments shall be paid over to the Issuer as received by the Paying Agent/Registrar, free and clear of any trust, lien, or pledge. Any payment for Government Securities purchased for the purpose of reinvesting money as aforesaid shall be made only against delivery of such Government Securities.

SECTION 21. The Issuer will at all times maintain a Paying Agent/Registrar meeting the qualifications herein described for the performance of the duties hereunder. The designation of the initial Paying Agent/Registrar in the Ordinance is hereby confirmed and approved. The Issuer reserves the right to appoint a successor Paying Agent/Registrar by (1) filing with the Person then performing such function a certified copy of a resolution or ordinance giving notice of the termination of the Agreement and appointing a successor and (2) causing notice to be given to each Certificate Owner. Every Paying Agent/Registrar appointed hereunder shall at all times be a corporation organized and doing business under the laws of the United States of America or of any State, authorized under such laws to exercise trust powers, and subject to supervision or examination by Federal or State authority. The Executive Officers of the Issuer are hereby authorized and directed to execute an appropriate Agreement with the Paying Agent/Registrar for and on behalf of the Issuer in such form as may be satisfactory to the Executive Officers, the signatures of the Executive Officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 22. The Issuer covenants and agrees that it will not use, or cause to be used, the proceeds of the Certificates, or any portion thereof, to acquire securities or obligations in such a manner so as to cause any of the Certificates to be treated as an "arbitrage certificate" within the meaning of Section 103(c) of the Internal Revenue Code, or any rules or regulations promulgated or issued thereunder, to the extent that the interest on any of the Certificates shall become subject to Federal income taxation. For the purpose of this Section, the term "proceeds of the Certificates" shall have the same meaning as the term "proceeds of the issue" under said Section of the Internal Revenue Code.

SECTION 23. A copy of this Ordinance shall be published in one issue of the official journal of the Issuer, as soon as possible, and that a certified

copy shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of Tangipahoa, Louisiana. The Certificates shall be incontestable in the hands of bona fide purchasers thereof for value and no court shall have authority to inquire into the legality thereof if the validity of the Certificates is not raised within thirty (30) days from the date of the publication of this Ordinance.

SECTION 24. This Governing Authority does hereby covenant and agree for the benefit of the holders of the Certificates that it will comply with the applicable requirements of H. R. 3332 entitled the "Tax Reform Act of 1935" passed by the United States House of Representatives on December 17, 1935 to ensure that interest on the Bonds will not become subject to Federal income taxes; provided, however, that this Governing Authority shall not be required to comply with applicable provisions of the Tax Reform Act of 1935 when and if it receives an opinion from nationally recognized bond counsel to the effect that non-compliance will not make the interest on the Certificates subject to Federal income taxation. The Execution Officers are each hereby authorized and directed to comply with the applicable provisions of the Tax Reform Act of 1935 unless the Governing Authority is furnished the opinion of nationally recognized bond counsel described above and to make any Certifications and/or covenants and enter into any agreements as may be necessary to ensure compliance with said proposed Act.

SECTION 25. The law firm of Foley Judell Beck Bewley Martin & Hicks is hereby employed as bond counsel to handle all matters of a legal nature in connection with the negotiation, sale, issuance and delivery of the Certificates. The fee of Foley Judell Beck Bewley Maryin & Hicks in connection with said program of finance be and the same is hereby established and fixed at a sum not exceeding one percent (1%) of the total amount of Certificates actually issued, sold and delivered, plus out-of-pocket expense.

SECTION 26. Reginald J. McIntyre is hereby employed as special counsel in connection with the issuance of the Certificates, including by not limited to reviewing all legal documents, handling any litigation or validations proceedings filed relating to the Certificates, and generally rendering opinions as required on the foregoing and other similar matters. The fee of Reginald J. McIntyre shall be computed at an hourly rate not exceeding the amount provided by the guidelines for such services as approved by the Attorney General of the State Of Louisiana, plus out-of-pocket expenses.

SECTION 27. A certified copy of this Ordinance shall be forwarded to the Attorney General of the State of Louisiana for his approval of the employments herein provided for.

Chris Miaoulis, seconded the motion to adopt said ordinance, and the roll being called, the following vote was taken and recorded:

YEAS: Chris Miaoulis, Wilbert Dangerfield, Robert Felder, George Perkins,
John Guerin.
NAYS: NONE
ABSENT: NONE

There being a favorable vote on the Ordinance by at least a majority of the authorized members of the Council, the Ordinance was declared adopted on this, the 15th day of April, 1936.


/s/ LaNita Earnest
Clerk of the Council

/s/ George Perkins
President of the Council

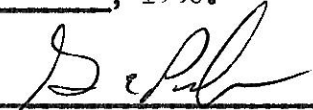
Publish: April 19, 1936

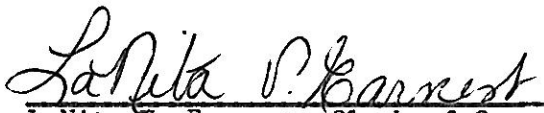
"AN ORDINANCE TO CHANGE EAST & WEST Saxe STREET TO LOUISA WEST STREET."

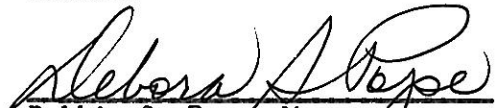
BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 6th DAY OF May, 1936.

SECTION 1. To consider changing East & West Saxe Street to Louisa West Street.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 6th, DAY OF May, 1936.


George Perkins, President of the Council


LaNita V. Earnest, Clerk of Council


Debbie S. Pope, Mayor

PUBLISH: May 9, 1936

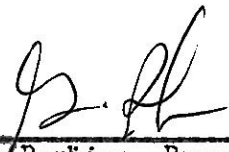
RESOLUTION OF INTRODUCTION OF AN ORDINANCE

The following resolution was offered to the Council by _____, seconded by _____, and upon vote of _____, yeas and _____ naes and _____ absent, it was duly adopted as follows:

BE IT RESOLVED that there is hereby introduced an Ordinance in accord with the provisions of Sections 2-11 of the Charter for the City of Hammond and other provisions of law and the Constitutions of the State of Louisiana, an Ordinance as set forth hereinafter, which said Ordinance shall be laid over for at least ten (10) days for public inspection from the date of publication prior to its adoption, the title of said Ordinance is as follows, to-wit:

"AN ORDINANCE CHANGING EAST & WEST Saxe STREET TO LOUISA WEST STREET IN THE CITY OF HAMMOND."

This resolution was adopted by the City Council of the City of Hammond, Louisiana this _____ day of _____, 198 .


George Perkins, President of the Council

Debbie S. Pope, Mayor

LaNita V. Earnest Clerk of the Council

ORDINANCE NO. 2076, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-S RESIDENTIAL SUBURBAN ZONING TO C-3 HIGHWAY COMMERCIAL DISTRICT, LOCATED AT 200 HIGHWAY 51 BYPASS: OWNED J. T. MITCHELL et al, BY WILLIAM C. MITCHELL."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 20TH DAY OF MAY, 1986.

SECTION 1. To consider rezoning the following described property:

A certain piece or parcel of land situated in Section 27, T6S, R7E, Parish of Tangipahoa, State of Louisiana, more fully described as beginning at the intersection of the west r/w line of U. S. Highway 51 Bypass and the south r/w line of Louisiana Highway 1040; thence along the west r/w line of U.S. Highway 51 Bypass south 00 deg. 17 min. 35 sec. west 98.78 feet and south 01 deg. 15 min. 23 sec. west 150 feet; thence north 00 deg. 34 min. 35 sec. east 47.45 feet to the south r/w line said right of way line of La. Hwy. 1040; thence along said r/w line north 56 deg. 13 min. 35 sec. east 181.83 feet to point of beginning. Containing 14,857.69 sq. feet (Commercial Federal Property).

Said property is bounded on the North by Louisiana Hwy. 1040, on the West by Estate of J. T. Mitchell, et al; on the South by Estate of J. T. Mitchell et al, by William C. Mitchell; and on the East by La Hwy 51 Bypass.

Said property has the municipal address of 200 Highway 51 Bypass.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS THE 20TH DAY OF MAY, 1986.


GEORGE PERKINS, PRESIDENT OF THE COUNCIL


DEBBIE SAIK POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: May 23, 1986

60
Jm

ORDINANCE NO. 2077, C.S.

" AN ORDINANCE REZONING PROPERTY FROM THE R-S SUBURBAN DISTRICT TO THE C-3 HIGHWAY COMMERCIAL DISTRICT, LOCATED AT 1695 HIGHWAY 51 BYPASS OWNED BY MARK CHUNG-SING LU AND AMY YU-FEN LU."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 20TH DAY OF MAY 1986.

SECTION 1. To consider rezoning the following described property.

A certain piece or parcel or ground, together with all improvements and appurtenances, situated in Section 35, T6S, R7E, in the City of Hammond, Parish of Tangipahoa, State of Louisiana, being identified as Lot 2 on a survey of W-R Engineering, Inc. dated October 19, 1982 said Lot 2 being more fully described as follows:

Beginning at a point 458.40 feet North 00 deg. 02 min. 10 sec. East of the Quarter Section Corner on the west side of Section 35, T6S, R7E; thence along a line north 00 deg. 02 min. 10 sec. east 99.00 feet; thence South 89 deg. 40 min. 00 sec. East 300.00 feet; thence south 00 deg. 02 min 10 sec. west 99.00 feet to the North oine of a 51.20 foot right of way thence along said right of way line north 89 deg. 40 min. 00 sec. west 300 feet to the point of beginning containing 0.06818 acres.

Said property is bounded on the North by Carlo and Anthony Venterella, on the South by Commerce Street, on the West by Highway 51 Bypass, and on the East by Curtis Baham and R. T. Blackwell.

Said property is the property belonging to Mark Chung-Sing Lu and Amy Yu-Fen Lu.

Said property has the munciipal address of 1695 Highway 51 Bypass.

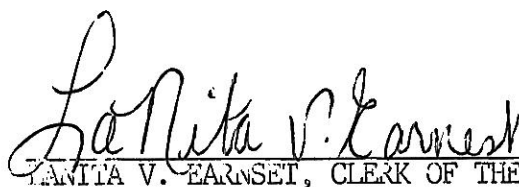
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 20TH DAY OF MAY 1986.



GEORGE PERKINS, PRESIDENT OF THE COUNCIL



DEBBIE SAIK POPE, MAYOR



LORITA V. EARNSET, CLERK OF THE COUNCIL

PUBLISH: May 23, 1986

ORDINANCE NO. 2078, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 981, C.S. ADOPTING THE ZONING AMENDMENTS"

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 20TH DAY OF MAY, 1986.

SECTION 1. To Consider amending Section 7, 8, 9, 10, 11, 12: Amendments are as follows:

SECTION 7, Part B, R-A Apartments District- Delete Convenience Outlet Stores as a allowable use.

SECTION 8, Part B, B-1 Office District- Delete Convenience Outlet Stores as a allowable use.

SECTION 9, Part B, B-2 Restricted Business District- Delete Convenience Outlet Stores as a allowable use.

SECTION 10, Part B, C-1 Central Business District- Delete Convenience Outlet Stores as a allowable use.

SECTION 11, Part B, C-2 Commercial District- Delete Convenience Outlet Stores as a allowable use.

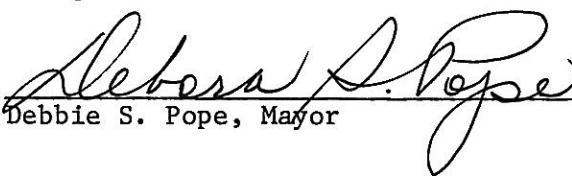
SECTION 12, Part B, C-3 Highway Commercial District- Delete Convenience Outlet Stores as a allowable use.

Change "lot area per living Unit" in District R-4 (Page 14 of the Zoning Book) from 1,500 square feet to 2,000 square feet.

Change "lot area per living Unit" in District R-5 (page 12 of the Zoning Book) from 2,000 square feet to 2,500 square feet

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 20TH DAY OF MAY, 1986.


George Perkins, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: May 23, 1986

ORDINANCE NO. 2079, C.S.

"AN ORDINANCE ESTABLISHING A CRITERIA FOR RENAMING STREETS IN THE CORPORATE LIMITS OF THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDIANED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 17TH DAY OF JUNE, 1986.

SECTION 1. An ordinance establishing a criteria for renaming streets in the corporate limits of the City of Hammond.

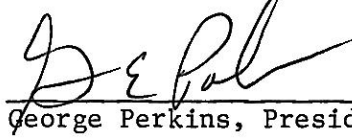
SECTION 2. The following is the criteria necessary to rename a street:

1. The presenter must research and present the history of the original street name to the City Council to substantiate its origin.
2. Streets of historic significance such as founders, elected officials ect. cannot be changed.
3. No duplication of names of existing streets names may be used.
4. Only streets within the corporate limits of the City of Hammond under the City's jurisdiction can be eligible.

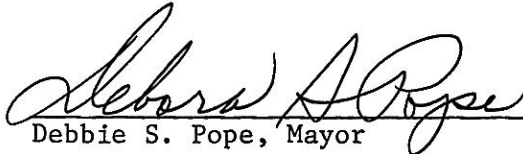
If the above criteria is met, then renaming of a street will be considered for an individual who has made a noted contribution to the City of Hammond.

SECTION 3. All Ordinance in conflict are hereby repealed.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 17TH DAY OF JUNE, 1986.



George Perkins, President of the Council



Debbie S. Pope, Mayor



LaNita V. Earnest, Clerk of the Council

PUBLISH: June 20, 1986

"ORDINANCE NO. 2080, C.S. CITY OF HAMMOND CONSOLIDATED BUDGET FOR THE FISCAL YEAR JULY 1, 1986 THROUGH JUNE 30, 1987."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT A SPECIAL SESSION HELD ON THE 24TH DAY OF JUNE, 1986.

SECTION 1. To consider adopting the following budgets for the fiscal year 7-1-86 through 6-30-87.

	General Fund					
Prior Year Fund Balance	610,000	149,000	107,000	1,790,000	1,111,000	-0-
Revenues						
Total Revenues	1,693,250	4,704,300	556,400	879,000	1,369,000	440,000
Transfers from other Funds	3,281,600	165,200	91,600	55,000		50,000
Total Revenues & Trans	4,974,850	4,869,500	618,000	934,000	1,369,500	490,000
Expenditures						
Total Expenditures	4,809,380	441,400	702,825	2,086,100	1,163,500	439,500
Transfer to other Funds	306,800	4,420,000				
Total Expenditures & Transfers	5,116,180	4,861,400	702,825	2,086,100	1,317,000	439,500
Ending Fund Balance	468,670	157,100	52,175	637,900	1,317,000	50,500

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 24 TH DAY OF JUNE, 1986.

LaNita V. Earnest
LaNita V. Earnest, Clerk of the Council

George Perkins
George Perkins, President of the Council

Debbie S. Pope
Debbie S. Pope, Mayor

Publish: July 2, 1986

ORDINANCE NO. 2081, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-A APARTMENT ZONING TO THE B-2 BUSINESS DISTRICT, OWNED BY MALCOLM B. WRIGHT, III; LOCATED AT 506 WEST MORRIS STREET."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF JULY, 1986.

SECTION 1. To consider rezoning property from the R-A Apartment Zoning to the B-2 Business District; owned by Malcolm B. Wright, III; located at 506 West Morris St.

SECTION 2. To consider rezoning the following described property:

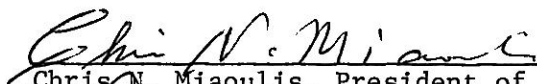
A certain lot parcel of ground situted in Square 116 of the Mooney Additionn to the City of Hammond, in the Parish od Tangipahoa, State of Louisiana, and being the South Half of Square 116 and being a tract of land fronting 300 feet on West Morris by a depth and front along South Spruce Street and South Hazel Street and between parallel lines of 150 feet.

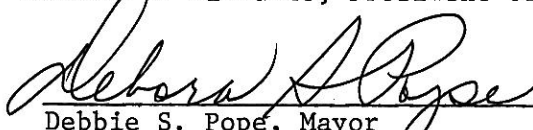
Said property is the property belonging to Malcolm B. Wright, III, President of 3-W Corporation.

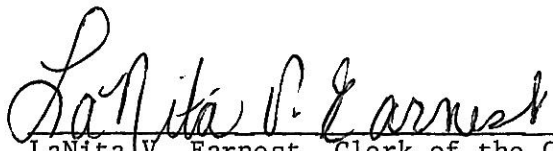
Said property has the municipal address of 506 West Morris Street.

Said property is bound on the North by Lynn Ezell, I. D. Pittman, et al, West by Hazel Street Canal, South by First Baptist Church; M & W Investments, LTD and on the East by South Spruce Street.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1ST DAY OF JULY, 1986.


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: July 7, 1986

ORDINANCE NO. 2082, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-S SUBURBAN DISTRICT TO THE C-3 HIGHWAY COMMERCIAL DISTRICT; OWNED BY J. T. MITCHELL, et al BY: WILLIAM C. MITCHELL: LOCATED AT 300 HWY 51 BYPASS."

BE IT ORDANED BY THE CITY OCUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF JULY, 1986.

SECTION 1. To consider rezonig property from the R-S Suburban District to the C-3 Hwy Commercial District; owned by J. T. Mitchell, et al By: William C. Mitchell; located at 300 Hwy 51 Bypass.

SECTION 2. To consider rezoning the following described property:

A certain piece or parcel of land more fully described as per survey of Wallace Adams Engineering, Dated April 23, 1986, as beginning at a point 110.24 feet north 89° 41 min. 58 sec. West 396.06'; thence North 89° 41 min. 58 sec. West 396.06'; thence N. 00° 56 min. 07 sec. East 685.22' to the apparent South Right of Way line of La. Highway 1040; thence along said apparent R/W line North 56° 08 min. 40 sec. East 322.11"; thence North 56° 13 min. 35 sec. East 181.83' to the apparent West right of way line of U. S. Highway 51 By-Pass; thence along said apparent R/W South 00° 17 min. 35 sec. West 98.78'; thence South -1° 15 min. 28 sec. West 51.27 feet; thence South 02° 07 min. 08 sec. West 158.87"; thence South 03° 22 min. 10 sec. West 154.80"; thence South 03° 38 min. 53 sec. West 200.79"; thence South 01° 12 min. 48 sec. West 201.77'; thence South 00° 02 min. 59 sec. West 57.64"; thence South 00° 17 min. 20 sec. East 44.65 feet to the point of Beginning, LESS AND EXCEPT THEREFROM: A Parcel of land containing 14,857.69 sq.ft. (being the Commercial Federal property) being described as beginning at the intersection of the West R/W line of U. S. Highway 51 Bypass and the South R/W line of La. Highway 1040; thence along the West R/W line of U. S. Highway 51 Bypass South 00° 17 min. 35 sec. West 98.78 feet and South 01° 15 min. 23 sec. West 51.22'; thence North 89° 25 min. 25 sec. West 150.00'; thence North 00° 34 min. 35 sec. East 47.45 feet to the South R/W line of the La. Highway 1040; thence along said R/W line North 56° 13 min. 35 sec. East 181.83' to the Point of Beginning.

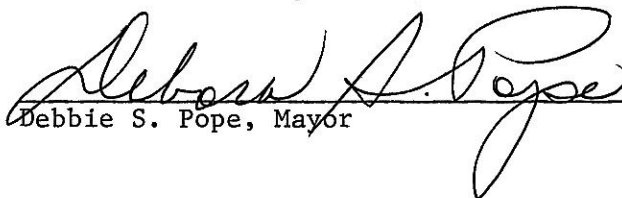
Said property is the property belonging to the Estate of J. T. Mitchell, et al By: William C. Mitchell.

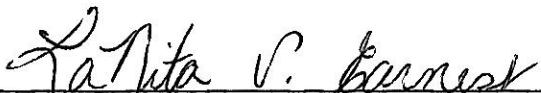
Said property has the municipal address of 300 block highway 51 Bypass.

Said property is bound on the North by La Highway 1040, West by Robert W. Smith, South by Lawernce Bolin and on the East by Highway 51 Bypass and Commercial.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON 'THIS 1ST DAY OF JULY, 1986.


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: July 7, 1986

66
me

2083

ORDINANCE NO. 2083, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-S SUBURBAN DISTRICT TO THE C-3 HWY COMMERCIAL DISTRICT; OWNED BY R. VINCENT KIDD, III, AND ANNE T. KIDD; LOCATED AT 2504 U. S. HWY 190 EAST (AKA 2504 ROBERT HWY)."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1st DAY OF July, 1986

SECTION 1. To consider rezoning property from the R-S Suburban District to the C-3 Hwy Commercial District; owned by R. Vincent Kidd, III, and Anne T. Kidd; located at 2504 U. S. 190 East (AKA 2504 Robert Hwy).

SECTION 2. To consider rezoning the following property as described:

A certain piece or parcel of land together with all improvements thereon containing 2.63 acres in Section 19, Township 6 South, Range 8 East for the Parish of Tangipahoa, State of Louisiana more particularly described as follows:
From a point of beginning which is North 35.7 feet and West 112 feet from the Southwest corner of the North east Quarter of the Southwest Quarter of Section 19, Township 6 South, Range 8 East, which point is on the North right of way line of U. S. Hwy 190; thence from point of beginning measure North 624.30 feet to a point and corner; thence measure South 89 deg. 23 min. West 183.85 feet to a point on the North right of way of U. S. Hwy 190 and corner; thence measure East along the North right of way of U. S. Hwy 190, 183.85 feet back to point of beginning.

Said property is the porpoerty belonging to R. Vincent Kidd, III and Anne T. Kidd.

Said property has the municipal address of 2504 US Hwy 190 East (AKA 2504 Robert Hwy).

Said property is bounded on the North by Mrs. Jane Palmintier, on the East by Donald Hoover, on the south by Hwy 190 East, and on the West by Robert Locascio.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1st DAY OF July, 1986.

Chris N. Miaoules
CHRIS N. MIAOULES, PRESIDENT OF THE COUNCIL

Debbie Saik Pope
DEBBIE SAIK POPE, MAYOR

LaNita V. Earnest
LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: July 7, 1986

5000 (67)

ORDINANCE NO. 2084, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-S SUBURBAN DISTRICT TO THE C-3 HWY COMMERCIAL DISTRICT; OWNED BY WILLIAM H. WATERS & NANCY WATERS RUTHERFORD; LOCATED AT 2201 WEST THOMAS STREET."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1st DAY OF July, 1986

SECTION 1. To consider rezoning property from the R-S Suburban District to the C-3 Hwy Commercial District; owned by William H. Waters & Nancy Waters Rutherford; located at 2201 West Thomas Street.

SECTION 2. To consider rezoning the following described property:

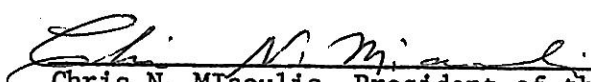
A certain tract or parcel of land situated in the Parish of Tangipahoa, State of Louisiana and in the City of Hammond, and being more fully described as Lots 1, 2, 3, of Flora Park Subdivision Block 2, of the City of Hammond, Parish of Tangipahoa, and being in Section 27, T6S, R7E, said be a depth between equal and parallel lines of 149 feet on Celia Ave.

Said property is the property belonging to William H. Waters and Nancy Water Rutherford.

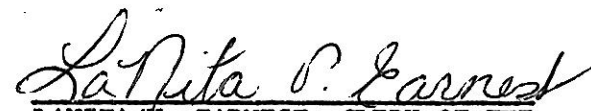
Said property has the municipal address of 2201 West Thomas Street

Said property is bounded on the North by US Hwy 190, West by Frans Van Berge, South by Welda A. Pigott and East by Celia Avenue.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1st DAY OF July, 1986.


Chris N. Miaoulis, President of the Council


DEBBIE SAIK POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: July 7, 1986

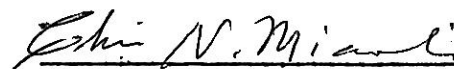
68
ORDINANCE NO. 2085, C.S.

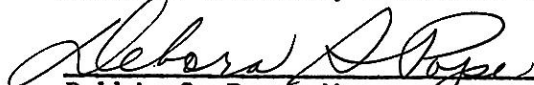
"AN ORDINANCE TO RENAME HWY 51 & HWY 51 BYPASS TO MORRISON BOULEVARD."

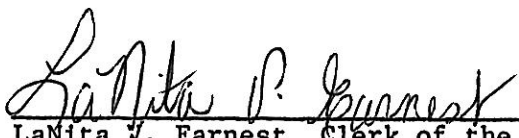
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THIS 1st DAY OF July, 1986.

SECTION 1. To consider that Hwy 51 North and Hwy 51 Bypass be renamed Morrison Boulevard, the said property will run from the City Corporate limits North to City Corporate limits South, and take in all boundaries of Hwy 51 Bypass to the East and West which is in the corporate limits. Thomas Street as the dividing line between North and South.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1st DAY OF JULY, 1986.


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita P. Earnest, Clerk of the Council

PUBLISH: July 7, 1986

2086 69
[Signature]

ORDINANCE NO. 2086, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 981, C.S. SECTION 11-D OF THE C-2 COMMERCIAL DISTRICT AND SECTION 12- D OF THE C-3 COMMERCIAL DISTRICT."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF JULY, 1986.

Delete Section 11d of C-2 District and 12d of C-3 District as provided and add in their place the following provisions:

SECTION 11-D) Minimum yard shall be as follows:

For non-Dwelling - uses not adjacent to residential zoning:

Front Yard - A minimum open front yard of 5 feet in depth. Front yard may contain signs and driveways but shall not be hardsurfaced for parking. Front yard shall be maintained as an open landscaped area.

(minimum building setback shall remain at 20 feet)

Rear Yard - A minimum of 10 feet in depth.

Side Yards - A minimum of 5 feet per each side of building under 3 stories in height. Building over 3 stories in height shall have side yards of at 10 feet in width.

For non-dwelling uses adjacent to residential zoned property, side and rear yards shall be equal in depth to $\frac{1}{2}$ the height of the building.

Front yard requirements shall be the same as above as per this section.

Minimum yards for single family dwellings shall be provided for in the least restrictive abutting or closest R-District. For multi-family dwellings, yard requirements provided for in the R-A District shall be used.

SECTION 12-D) same as above.

THIS ORDINANCE WAS ADOPTED BY THE CIT COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1ST DAY OF JULY, 1986.

Chris N. Miaooulis
CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL

Debbie S. Pope
DEBBIE S. POPE, MAYOR

Lanita V. Earnest
LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: July 4, 1986

One

ORDINANCE NO. 2087, C.S.

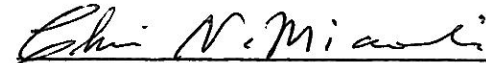
"AN ORDINANCE TO REDUCE THE MILLAGE FROM 8.42 MILLS TO 8.32 MILLS."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF JULY, 1986.

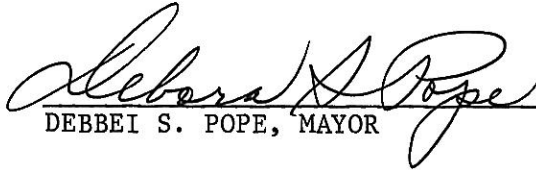
SECTION 1. To reduce the Millage from 8.42 mills to 8.32 mills.

SECTION 2. General Funs	6.32 mills
Public Improvements	<u>2.00 mills</u>
Total mills	8.32 mills

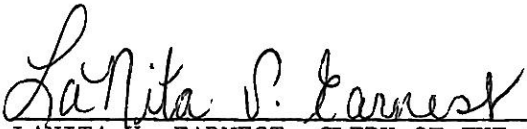
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1st DAY OF JULY, 1986.



CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL



DEBBI S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: July 7, 1986

Due

ORDINANCE NO. 2088, C.S.


"AN ORDINANCE TO INCREASE THE MILLAGE FROM 8.32 MILLS TO 8.42 MILLS."

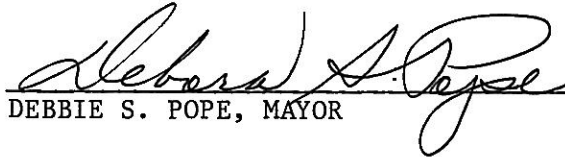
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGUALR SESSION HELD ON THE 1st DAY OF JULY, 1986.

SECTION 1. To increase the Millage from 8.32 mills to 8.42 mills.

SECTION 2. General Funds	6.42 mills
Public Improvements	<u>2.00 mills</u>
Total Mills	8.42 mills

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA THIS 1st DAY OF JULY, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: JULY 7, 1986

ORDINANCE NO. 2089, C.S.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, IN REGULAR SESSION, DULY CONVENED ON THE 1st DAY OF JULY, 1986:

SECTION 1: The boundary of the City of Hammond, Louisiana, shall hereby include the following described property, to-wit:

A certain tract or parcel of land situated in Section 27, Township 6 South, Range 7 East, in the Parish of Tangipahoa, State of Louisiana, and being more fully described as commencing at a point on the North line of said Section 27, 331 feet in an Easterly direction from the Northwest corner of the Northeast Quarter of said Section 27; thence South 0 deg. 26 min. 42 sec. West 647.8 feet; thence East along the South line of the North half of the North half of the Northeast Quarter of said Section 27, 1981.8 feet; thence North 0 deg. 22 min. East 676 feet to the North line of said Section 27; thence in a Westerly direction along the North line of said Section 27, 1981.7 feet, more or less, to a point of beginning, a portion of said tract lies in public road, it being the intention that the West, South and East boundaries are the corporate limits of the City of Hammond, and the North line lies within the right of way of West Church Street.

SECTION 2: The boundaries of the City of Hammond, Louisiana, after including the property described in Section 1 hereof is to contain the following property to-wit:

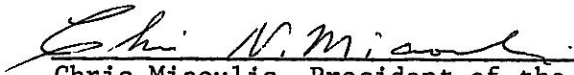
A certain tract or parcel of land situated in the Parish of Tangipahoa, State of Louisiana, and being more particularly described as commencing at the Northwest Corner of Section 23, Township 6 South, Range 7 East; thence westerly along the Section line between Sections 15 and 22 to the East right-of-way of U.S. Highway 51; thence Northerly along the East right-of-way of U.S. Highway 51 to the North line of Southeast Quarter of Southeast Quarter of Section 15, Township 6 South, Range 7 East; thence Easterly along the North line of Southeast Quarter of Southeast Quarter of Section 15, Township 6 South, Range 7 East and North line of South half of South half of Section 14, Township 6 South, Range 7 East to the Northeast Corner of Southwest Quarter of Southeast Quarter of Section 14, Township 6 South, Range 7 East; thence 1320 feet North; thence 1290± feet West to the East right-of-way of North Oak Street; thence 2270± feet North along the East right-of-way of North Oak Street to the East bank of a canal; thence 590± feet Northeast along East bank of said canal; thence 825± feet East to the West right-of-way of the I.C.G. Railroad; thence 4950± feet along the West right-of-way of I.C.G. railroad to its intersection with the North line of South half of Southeast Quarter of Southeast Quarter of Section 14, Township 6 South, Range 7 East, and South half of Southwest Quarter of Southwest Quarter of Section 13, Township 6 South, Range 7 East to the West right-of-way of North Cherry Street; thence Southerly along the West right-of-way of North Cherry Street to the North line of Section 23, Township 6 South, Range 7 East, or South line of Section 13, Township 6 South, Range 7 East; thence easterly along North line of Section 23 and 24 to the west edge of Southern Heights Subdivision thence N. 0° 06' W., 660' along west edge of Southern Heights Subdivision thence N. 89° 28' E. 1,771.22' along North edge of Southern Heights and Sunny Acres Subdivisions to Eastern edge of Sunny Acres Subdivision thence South 668.9' along Eastern edge of Sunny Acres Subdivision to South line of Section 13, Township 6 South, Range 7 East, thence East 528 feet (8 ch.) to the Northeast Corner of the present corporate limits, P.O.B. said corner being common to Sections 13, 24, Township 6 South, Range 7 East, and Sections 18 and 19 Township 6 South, Range 8 East which line is the range line between Range 7 East and Range 8 East; thence south along range line to its intersection with the north right-of-way line of the Crown Zellerbach corporation railroad right-of-way; thence east along said right-of-way to its intersection with the east line of Section 20, Township 6 South, Range 8 East; thence north along east line of Section 20 to the Northwest Corner of Section 20; thence continue north along the east line of Section 17, Township 6 South, Range 8 East to the Northwest Corner of the Northwest Quarter of Section 17, said point being in or on the right-of-way of Vinyard Road; thence proceed in an easterly direction along the north line of Section 17 and the north line of the Northwest Quarter of Section 16, Township 6 South, Range 8 East to its intersection with the

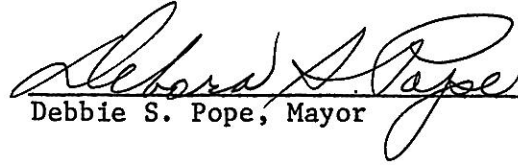
Southwest Corner of the Southeast Quarter of the Southeast Quarter of Section 9, Township 6 South, Range 8 East; thence north along Quarter Section line, which line is the western boundary of Oak Ridge Estates subdivision, to the Northwest Corner of Oak Ridge Estates subdivision; thence east along north property line of Oak Ridge Estates 847.4[±] feet to a corner; thence in a south-east direction 767.3[±] feet to a corner; thence south along the east boundary of Oak Ridge Estates to the south right-of-way of Vinyard Road; thence west along south right-of-way of Vinyard Road to its intersection with the east right-of-way of Industrial Access Road; thence south along east right-of-way of Industrial Access Road to its intersection with the north right-of-way of U.S. 190; a point which lies in Section 21, Township 6 South, Range 8 East; thence westerly along north right-of-way of U.S. 190 to the intersection of the north right-of-way of U.S. 190 and the north projection of the east property line of Fairway Park subdivision; thence S 1⁰-37'-17" W 1,386.27[±] to the southeast corner of Fairway Park subdivision; thence N 88⁰-49'-31" W 320.94' to said subdivision's southwest corner, a point being 675.53' S 88⁰-49'-31" E of the southwest corner of the Southeast Quarter of Section 19, Township 6 South, Range 8 East; thence 1,407.62' N 1⁰-37'-17" E to the north right-of-way of U.S. 190; thence westerly along said right-of-way to a point being 912.78' N 89⁰-45' E and 136' north of the Northwest corner of the Southwest Quarter of the Southeast Quarter of Section 19, T6S, R8E. Thence south 287.8[±]; thence 48.84' S 89⁰-45' W; thence north 287.8[±] to the north right-of-way of U.S. 190; thence westerly along said right-of-way to the northeast corner of a 4.53 acre tract belonging to Leonard Wainwright; thence south to the southeast corner of said tract; thence west to the southwest corner of said tract; thence north to the north right-of-way of U.S. 190; thence continue west along north right-of-way of U.S. 190 to its intersection with the range line between R7E and R8E; thence south along the range line and east lines of Sections 24 and 25 to the southeast corner of Section 25, T6S, R7E; thence westerly along the south line of Section 25 to its intersection with the west right-of-way of I.C.G. railroad; thence southeast along west right-of-way of the I.C.G. railroad to its intersection with the north right-of-way of Interstate 12; thence westerly along said right-of-way to the east right-of-way of U.S. Highway 51 (Business); thence south along east right-of-way of U.S. Highway 51 (Business) to the north right-of-way of Club Deluxe Road; thence west 660[±]; thence north 300[±]; thence west 724[±]; thence north 1066[±] to the north right-of-way of Interstate 12; thence westerly along north right-of-way of said Highway to its intersection with the east right-of-way of controlled access of Interstate 12; thence northwesterly along said right-of-way to its intersection with the east right-of-way of U.S. 51 ByPass; thence 120[±] west to west right-of-way of U.S. 51 ByPass; thence Southwest along right-of-way of controlled access to the southeast corner of Holiday Inn property; thence S 89⁰-38' W 1543[±] to the southwest corner of Holiday Inn property; thence north 1077.12[±] to the northwest corner of the Holiday Inn property; thence S 89⁰-46' W 1102.7[±]; thence N 0⁰-02' E 2782[±]; thence S 79⁰-52' W 189[±]; thence N 35⁰-42' W 1413[±] to the south right-of-way of the Old Baton Rouge Highway (La. 1047); thence N 33⁰-30' W 100' to the north right-of-way of the Old Baton Rouge Highway (La. 1047); thence following the North right-of-way of the Old Baton Rouge Highway South 56⁰ 30' West 200'; thence South 62⁰ 14' 18" West 1,036.45' to the intersection of said North right-of-way with the East right-of-way of Interstate Highway 55; thence along said East right-of-way of Interstate Highway 55; North 31⁰ 48' West 670'; thence North 2⁰ 10' West 1,341.22; thence S 71⁰-55'-49" West 578.57' to the east right-of-way of Interstate 55; thence along said right-of-way N 31⁰-45'-02" W 710.58'; thence along an arc of a curve for a distance of 951.41'; thence N 01⁰-06'-17" W 48.49'; thence along an arc of a curve for a distance of 427.15'; thence N 40⁰-49'-53" E 88.30'; thence along an arc of a curve for a distance of 538.03'; thence N 03⁰-02'-29" E 107.82'; thence N 14⁰-28'-13" E 51.82'; thence N 55⁰-12'-25" E 94.18'; thence N 89⁰-20'-00" E 171.21'; thence N 89⁰-20'-00" E 52'; thence S 00⁰-37'-07" E 277.11'; thence N 89⁰-13'-15" E 408.73'; thence S 00⁰-41'-24" E 345.96'; thence S 00⁰-40'-03" E 592.34'; thence S 89⁰-25'-37" E 827.50'; thence S 00⁰-43'-54" E 199.56; thence S 00⁰-43'-10" E 200.31'; thence S 00⁰-46'-00" E 199.88'; thence S 00⁰-45'-48" E 264.31'; thence N 71⁰-08'-44" E 530.81'; thence N 0⁰-28'-01" E 333[±]; thence N 89⁰-42'-47" E 574.62'; thence N 00⁰ 15'-34" W 915.42'; thence S 44⁰ 58'-02" E 425.09' to the west ROW line of a drainage canal; thence along said ROW line S 28⁰ 01'-04" W 100.30'; thence S 72⁰ 41'-38" E 538.56'; thence N 00⁰ 34'-51" E 259.66' to the South ROW line of U.S. Highway 190; thence along said ROW line around a 1408.91' radius with a delta angle of 03⁰ 44'-57" 92.19'; thence S 04⁰ 24'-43" W 224.63'; thence S 00⁰ 34' 51" W 1237.55'; thence S 33⁰-09'-17" E to the center line of Old Baton Rouge Highway (La. 1047); thence in a northeasterly

direction along the center line of Old Baton Rouge Highway (La. 1047 to a point being the intersection of the center line of Old Baton Rouge Highway and a Southerly projection of the East boundary of Flora Park subdivision; thence North along East boundary of Flora Park subdivision to a point 25' South of the South line of Lot 1 Block 1 of Flora Park subdivision; thence West 150', taking the North 25' of Lots 10, 11, 12, all of Block 1 Flora Park subdivision; thence South 25' to South line Lot 7, Block 1 of Flora Park subdivision; thence West 210' to the West right-of-way of Celia Street (Flora Park subdivision); thence North 50' to the South line of Lot 1 Block 2, Flora Park subdivision; thence West along South line of Lots 1-6, Block 2 of Flora Park subdivision a distance of 300' to the West boundary of Flora Park subdivision; thence South along said subdivision's West line 112.5' to the South line of a 0.856 acre parcel of land being the site of McDonald's Restaurant; thence West 150'; thence North 242.6' to South right-of-way of U.S. Highway 190; thence Westerly along South right-of-way of U.S. Highway 190 to a point being the intersection of the South right-of-way of U.S. Highway 190 and a Southerly projection of the West line of Town and Country Plaza; thence North along said Southerly projection to the North right-of-way of U.S. Highway 190 (existing corporate limit); thence in a Northwesterly direction along the Northerly right-of-way of U.S. Highway 190 as follows: North $89^{\circ} 32' 06''$ West 26.46'; thence North $71^{\circ} 14' 50''$ West 328'; thence in a Northwesterly direction along the arc of a curve with a radius of 1,362.4', (the long chord of which bears North $54^{\circ} 38'$ West 451.74') a distance of 453.84'; thence North $41^{\circ} 12'$ West 74.9'; thence North $46^{\circ} 27'$ West 600.5'; thence North $53^{\circ} 18' 20''$ West 78.23'; thence North $49^{\circ} 34' 10''$ West 115.27'; thence North $52^{\circ} 14' 10''$ West 53.0'; thence North $60^{\circ} 40' 40''$ West 265'; thence North $1^{\circ} 01' 40''$ West 63.2' to the South right-of-way of West Church Street Extension; thence East along said right-of-way to a point 30' South and 120' West of the Southeast corner of the East half of Southwest quarter of Section 22, T6S, R7E; thence North to the South right-of-way of I.C.G. railroad; thence 1200'± west to the quarter section line; thence north along west edge of east half of southwest quarter of Section 22 for half a mile to the Northwest corner of East half of Southwest quarter of Section 22; thence Easterly $3/8$ of a mile to the Northeast corner of the West half of the Northwest quarter of the Southeast quarter of Section 22; thence Southerly for 2,200'± to the North line of the Illinois Central Gulf Railroad right-of-way; thence Easterly along North right-of-way line for 150'± thence Southerly along East edge of lot belonging to Piette West, Jr. for approximately 270' to the North line of parcel belonging to Hattie E. Ealy; thence Easterly 50' to the Northeast corner of the Ealy property; thence Southerly along the East edge of Ealy property to the South line of Section 22 and existing corporate limits; thence West along South line of Section 22 200'±; thence North to the South right-of-way of I.C.G. railroad; thence 540'± West along said right-of-way; thence South to the South right-of-way of Church Street Extension; thence 211'± N $89^{\circ} 45'$ East along said right-of-way; thence N $0^{\circ} 26' 42''$ East 44.8' to the North line of Section 27; thence Easterly along North line of Sec. 27, 1981.8'±; thence N 387.3' into Sec. 22 T6S, R7E to the S. ROW of the I.C.G. railroad; thence Westerly along said right-of-way 459'± S $89^{\circ} 50'$ E to the Section line between Sections 22 and 23; thence Northerly along said Section line to the Southeast Corner of North half of South half of Northeast Quarter of Section 22, T6S, R7E; thence Westerly along South line of North Half of South Half of Northeast Quarter of Section 22, T6S, R7E, approximately 290' (to Northeast Corner of this annexation); thence South $01^{\circ} 54' 21''$ West 660.06'; thence North $88^{\circ} 28' 41''$ West 340.61'; thence South $30^{\circ} 11' 19''$ West 208.56' to the center of Blackburn Road; thence along same North $74^{\circ} 34' 10''$ West 190.51'; thence North $01^{\circ} 31' 19''$ East 185.98'; thence North $88^{\circ} 28' 41''$ West 370.12' to the South line of North half of South half of Northeast quarter of Section 22, T6S, R7E; thence westerly along said South line of North half of South half of Northeast quarter of Section 22 to the center line of the Yellow Water Canal; thence Northeasterly along the center line of the Yellow Water Canal to the North line of the north half of South half of Northeast quarter of Section 22, T6S, R7E; thence Easterly along the North line of the North half of South half of Northeast Quarter of Section 22, T6S, R7E to the Section line between Sections 22 and 23; thence Northerly along the Section line between Sections 22 and 23 to the Northwest Corner of Section 23, which is the point of beginning. Less and except Lato Lane and Live Oak subdivision located in Section 27, T6S, R7E, both fronting on Old Baton Rouge Highway (La. 1047).

SEE ATTACHED MAP.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1ST DAY OF JULY, 1986.


Chris Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: July 7, 1986

ORDINANCE NO. 2090, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE L-LIGHT INDUSTRIAL DISTRICT TO THE R-4 RESIDENTIAL DISTRICT, OWNED BY HERMAN DENHAM, JR., LOCATED AT 406 EAST MICHIGAN."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 15TH DAY OF JULY, 1986.

SECTION 1. To consider rezoning the following described property:

Lot measuring 50 x 236.5 feet in Square 29 in Hyer Survey, Hammond, B 457 P 853.

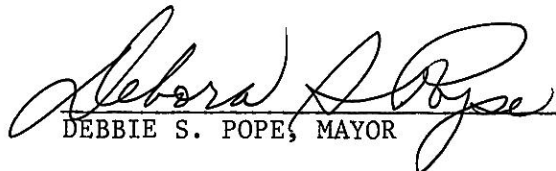
Said property is the property belonging to Herman Denham, Jr.

Said property has the municipal address of 406 East Michigan Street

Said property is bounded on the West by Sam Martin, Herman H. Denham, Jr., and Erma Moncrief, on the south and east by Tony Angello, and on the north by East Michigan Street.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15TH DAY OF JULY, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE
COUNCIL

PUBLISH: JULY 18, 1986

ORDINANCE NO. 2091, C.S.

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Cwe

"AN ORDINANCE AMENDING ORDINANCE NO. 2080, C.S. FOR THE FISCAL YEAR 1986-87 BUDGETS FOR THE CITY OF HAMMOND."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 15TH DAY OF JULY, 1986.

SECTION 1.

GENERAL FUND

REVENUES:

Changes tobacco tax revenue	TO	-0-
Changes transfer from revenue sharing	TO	188,000
Add garbage fees	TO	543,000

Change Total revenues and transfers	From	4,974,850	TO	5,308,850
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Expenditures:

Change General Government	From	436,860	To	471,440
Change Civil Defense	From	0	To	2,212
Change Transfer to City Court	From	120,000	To	135,200
Change Marshall's Office	From	58,880	To	66,950
Change Building Inspection	From	16,150	To	16,250
Change Firefighting	From	885,600	To	907,420
Change Fire Prevention	From	59,700	To	61,000
Change Police Administrative	From	123,270	To	129,170
Change Crime Prevention	From	794,400	To	850,250
Change Correction	From	104,550	To	90,550
Change Cross Guards	From	0	To	20,095
Change City Hall Expenses	From	45,240	To	44,640
Change Parks & Municipal Grounds	From	119,860	To	143,486
Change Library Expenses	From	3,385	To	1,985
Change Parking Area Lease	From	0	To	27,000
Change Cemetery Expenses	From	49,950	To	49,900
Change Social Service Bldg	From	10,230	To	10,430
Change Animal Shelter	From	50,180	To	48,830
Change Street Department	From	505,900	To	562,350
Change Insurance Expenses	From	521,770	To	463,770
Change Transfer to Recreation Fund	From	144,600	To	186,000

Change total expenditures & Transfers	From	5,116,180	To	5,336,583
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Revenue Sharing Budget

Revenues:

Change Revenue sharing entitlement	From	227,000	To	188,000
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Expenditures:

Change Transfer to General Fund	From	227,000	To	188,000
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RECREATION BUDGET

REVENUES:

Change Transfer From General Fund	From	144,600	To	168,000
Change Swimming Pool Fees	From	0	To	700
Add Transfer From Water & Sewer Fund				20,000

Change total Revenues & Transfers	From	180,800	To	224,900
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Expenditures:

Change total Expenditures	From	180,800	To	224,900
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WATER AND SEWER BUDGET

REVENUES:

Change Water Tap In Fees	To	25,000
Change Meter Setting Fees	To	2,550
Add Connection Fees		21,750
Add Transfer Fees		3,950
Add Sewer Charges		500,000

Change Total Revenues	From	514,400	To	1,052,250
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Expenditures:

Add Transfer To Debt Service				175,000
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Add Transfer To Recreation 20,000

Change Total Expenditures & Transfer From 569,225 To 77,225

CAPITAL PROJECTS BUDGET

Under Sales Tax Construction Expenditures:

Change Drainage From 233,000 To 258,000

Change Central Warehouse From 210,000 To 260,000

DEBT SERVICE BUDGET

Add Certificates of Indebtedness Series 1986

Total Revenues 335,500

Total Disbursements 245,700

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15TH DAY OF JULY, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: July 18, 1986



ORDINANCE NO. 2092, C.S.

AN ORDINANCE AMENDING THE ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE TO CABLE TV FUND VII-B, LTD., JONES INTERCABLE, INC., GENERAL PARTNER TO OPERATE AND MAINTAIN A COMMUNITY ANTENNAE TELEVISION SYSTEM IN THE CITY OF HAMMOND, LOUISIANA SO AS TO PROVIDE FOR TRANSFER OF THE FRANCHISE GRANTED THEREIN TO PARISH CABLEVISION, INC., TO PROVIDE FOR THE PLEDGE OF THE FRANCHISE AS SECURITY FOR INDEBTEDNESS OF SAID CORPORATION, AND TO MAKE FURTHER CHANGES AND MODIFICATIONS IN SAID ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 15TH DAY OF JULY, 1986.

A. WHEREAS, by ordinance No. 865 duly adopted by the City Council of the City of Hammond, Louisiana, on November 20, 1979, ("Ordinance") Cable TV Fund-B, Ltd., Jones Intercable, Inc. general partner was granted the non-exclusive right ("Franchise") to operate and maintain a community antennae television system (the "System") in the City of Hammond, Louisiana, pursuant to the terms and conditions set forth in said Ordinance.

B. WHEREAS, by Purchase and Sale Agreement dated June 24, 1986, (the "Agreement"), Parish Cablevision, Inc. agreed to purchase from Cable TV Fund VII-B, Ltd. the System and all tangible and certain intangible assets used or usable in connection with the System, specifically including the Franchise; and

C. WHEREAS, the purchase price for the System will be financed by certain lenders, which borrowings will be secured by various security interests, liens and encumbrances on the tangible and intangible property of the System, including the Franchise, and a pledge of all of the ownership interests of Parish Cablevision, Inc. and such borrowings may be refinanced from time to time and additional amounts may be borrowed for use in operation of the System, all which borrowings may be secured by such security interests, liens, encumbrances or pledges.

NOW THEREFORE, BE IT ORDAINED, THAT

SECTION 1. The transfer of the Franchise and the System to Parish Cablevision, Inc. is hereby consented to and approved.

SECTION 2. The financing of the purchase price of the System and any refinancings or additional financings from time and the granting of the security interests, liens or encumbrances on all or any part of the System, including the Franchise and all rights and privileges of Parish Cablevision, Inc. thereunder and a pledge of the ownership interests of Parish Cablevision, Inc. to secure any such financings at any time is hereby consented to and approved.

SECTION 3. The exercise of the rights of the holder of any pledge of the ownership interest of Parish Cablevision, Inc. including the transfer, conveyance, assignment or sale of such ownership interest, is hereby consented to and approved.

SECTION 4. In the event of repossession, foreclosure or other action by the holder of a security interest, lien or encumbrance, the possession, operation and ownership of the System, including the Franchise and all rights and privileges thereunder, by the holder, or receiver, nominee or representation on behalf thereof, of any security interest, lien or encumbrance as secured party, mortgagee in possession, grantee for security or otherwise, is hereby consented to and approved.

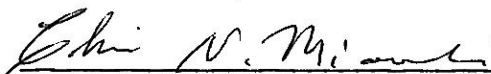
SECTION 5. The Ordinance is hereby specifically amended by deleting therefrom each and every reference to Cable TV Fund VII-B, Jones Intercable, Inc., general partner and substituting in lieu thereof Parish Cablevision, Inc.

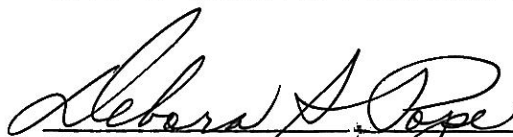
SECTION 6. The City Council hereby confirms that the Ordinance was duly and legally adopted, the Franchise was duly and validly granted and, as of the date hereof, the Ordinance has been substantially complied with in all respects and is in full force and effect.


SECTION 7. This Ordinance shall be and become effective at such time as the City Council receives notice from the Cable TV Fund VII-B Ltd. and Parish Cablevision, Inc., of the closing of the purchase of the System pursuant to the Agreement.

SECTION 8. For purpose of giving notices provided for in this Ordinance, the address of the grantee/franchise is declared to be as follows

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, ON THIS 15th DAY OF JULY, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF COUNCIL


DEBBIE SAIK POPE, MAYOR


LANITA C. EARNEST, CLERK OF COUNCIL

PUBLISHED: July 18, 1986

ORDINANCE NO. 2093, c.s.

AN ORDINANCE AMENDING THE ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE TO HAMMOND CABLEVISION, INC., TO OPERATE AND MAINTAIN A COMMUNITY ANTENNAE TELEVISION SYSTEM IN THE CITY OF HAMMOND, LOUISIANA, SO AS TO PROVIDE FOR TRANSFER OF THE FRANCHISE GRANTED THEREIN TO PARISH CABLEVISION, INC., TO PROVIDE FOR THE PLEDGE OF THE FRANCHISE AS SECURITY FOR INDEBTEDNESS OF SAID CORPORATION, AND TO MAKE FURTHER CHANGES AND MODIFICATIONS IN SAID ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 15th DAY OF JULY, 1986.

A. WHEREAS, by Ordinance No. 1093, duly adopted by the City Council of the City of Hammond, Louisiana, on February 20, 1985, ("Ordinance") Hammond Cablevision, Inc. was granted the non-exclusive right ("Franchise") to operate and maintain a community antennae television system (the "System") in the City of Hammond, Louisiana, pursuant to the terms and conditions set forth in said Ordinance.

B. WHEREAS, by Purchase and Sale Agreement dated June 24, 1986, (the "Agreement"), Parish Cablevision, Inc. agreed to purchase from Hammond Cablevision, Inc. the System and all tangible and certain intangible assets used or usable in connection with the System, specifically including the Franchise; and

C. WHEREAS, the purchase price for the System will be financed by certain lenders, which borrowings will be secured by various security interests, liens and encumbrances on the tangible and intangible property of the System, including the Franchise, and a pledge of all the ownership interests of Parish Cablevision, Inc. and such borrowings may be refinanced from time to time and additional amounts may be borrowed for use in operation of the System, all which borrowings may be secured by such security interests, liens, encumbrances or pledges.

NOW, THEREFORE, BE IT ORDAINED, THAT

SECTION 1. The transfer of the Franchise and the System to Parish Cablevision, Inc. is hereby consented to and approved.

SECTION 2. The financing of the purchase price of the System and any refinancings or additional financings from time to time and the granting of the security interests, liens or encumbrances on all or any part of the System, including the Franchise and all rights and privileges of Parish Cablevision, Inc. thereunder and a pledge of the ownership interests of Parish Cablevision, Inc. to secure any such financings at any time is hereby consented to and approved.

SECTION 3. The exercise of the rights of the holder of any pledge of the ownership interest of Parish Cablevision, Inc. including the transfer, conveyance, assignment or sale of such ownership interest, is hereby consented to and approved.

SECTION 4. In the event of repossession, foreclosure or other action by the holder of a security interest, lien or encumbrance, the possession, operation and ownership of the System, including the Franchise and all rights and privileges thereunder, by the holder, or receiver, nominee or representation on behalf thereof, of any security interest, lien or encumbrance as secured party, mortgagee in possession, grantee for security or otherwise, is hereby consented to and approved.


SECTION 5. The Ordinance is hereby specifically amended by deleting therefrom each and every reference to Hammond Cablevision, Inc. and substituting in lieu thereof Parish Cablevision, Inc.

SECTION 6. The City Counsel hereby confirms that the Ordinance was duly and legally adopted, the Franchise was duly and validly granted and, as of the date hereof, the Ordinance has been substantially complied with in all respects and is in full force and effect.

SECTION 7. This ordinance shall be and become effective at such time as the City Council receives notice from the Cable TV Fund VII-B, Ltd. and Parish Cablevision, Inc. of the closing of the purchase of the System pursuant to the Agreement.

SECTION 8. For purposes of giving notices provided for in this Ordinance, the address of the grantee/franchisee is declared to be as follows:

This Ordinance was adopted by the City Council of the City of Hammond, Louisiana, on this 15th day of July, 1986,


Chris Miaoulis, President of
the Council


Debbie Saik Pope, Mayor


Lanita V. Earnest
Clerk of Council

AN ORDINANCE FIXING THE RATES OF GARBAGE, SEWER AND WATER SERVICE SUPPLIED TO CONSUMERS BY THE CITY OF HAMMOND; PROVIDING THE METHOD AND SECURING PAYMENT OF THE SAME.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND:

SECTION 1. WATER CHARGE.

The charge for water service by the City is hereby fixed, levied against all owners of premises served with water against all firms, persons or corporations using the same, based upon the following schedules:

Inside City, Apartment, Commercial & Residential per unit, bimonthly		
First	5,000 gallons	\$5.50 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
next	300,000 gallons	\$0.15 per 1,000 gallons
above	800,000 gallons	\$0.10 per 1,000 gallons

Inside City, Senior Citizen, per unit, bimonthly		
First	10,000 gallons	\$2.00 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
next	300,000 gallons	\$0.15 per 1,000 gallons
above	805,000 gallons	\$0.10 per 1,000 gallons

Outside City, Apartment, Commercial & Residential per unit, bimonthly		
First	5,000 gallons	\$11.00 (minimum)
next	7,000 gallons	\$1.20 per 1,000 gallons
next	13,000 gallons	\$1.00 per 1,000 gallons
next	75,000 gallons	\$0.90 per 1,000 gallons
next	200,000 gallons	\$0.60 per 1,000 gallons
next	200,000 gallons	\$0.40 per 1,000 gallons
next	300,000 gallons	\$0.30 per 1,000 gallons
above	800,000 gallons	\$0.20 per 1,000 gallons

Inside City or Outside City, Schools \$0.25 per student per month based on the student count.

SECTION 2. SEWER CHARGE.

The charge for sewer disposal furnished by the City is hereby fixed, levied against all owners of premises served with disposal sewer against all firms, persons or corporations using the same, based upon the following schedules:

	per month	per billing
Sewer, Inside City, Residential, per unit	\$6.00	\$12.00
Sewer, Inside City, Senior Citizen, per unit	\$4.00	\$8.00
Sewer, Outside City, Residential, per unit	\$12.00	\$24.00

Inside City, Apartment & Commercial per unit, bimonthly, based on water consumption:

First	5,000 gallons	\$5.50 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
next	300,000 gallons	\$0.15 per 1,000 gallons
above	800,000 gallons	\$0.10 per 1,000 gallons

Outside City, Apartment & Commercial per unit, bimonthly, based on water consumption:

First	5,000 gallons	\$11.00 (minimum)
next	7,000 gallons	\$1.20 per 1,000 gallons
next	13,000 gallons	\$1.00 per 1,000 gallons
next	75,000 gallons	\$0.90 per 1,000 gallons
next	200,000 gallons	\$0.60 per 1,000 gallons

next 200,000 gallons	\$0.40 per 1,000 gallons
next 300,000 gallons	\$0.30 per 1,000 gallons
above 800,000 gallons	\$0.20 per 1,000 gallons

Inside City or Outside City, Schools \$0.25 per student per month based on the student count.

SECTION 3. GARBAGE CHARGE.

The cost of garbage service furnished by the City is hereby fixed, levied against all owners of premises served with garbage and against all firms, persons or corporations using the same, based upon the following schedule per unit:

	per month	per billing
Inside City, Residential, per unit	\$5.00	\$10.00
Inside City, Senior Citizen, per unit	\$2.00	\$4.00
Inside City, Commercial, per unit	\$11.00	\$22.00

	yard size	per month	per billing
Inside City, Dumpster, 3 day	2	18.72	\$37.44
Inside City, Dumpster, 3 day	4	37.44	\$74.88
Inside City, Dumpster, 3 day	6	56.16	\$112.32
Inside City, Dumpster, 3 day	8	74.88	\$149.76
Inside City, Dumpster, 6 day	2	37.44	\$74.88
Inside City, Dumpster, 6 day	4	74.88	\$149.76
Inside City, Dumpster, 6 day	6	112.32	\$224.64
Inside City, Dumpster, 6 day	8	149.76	\$299.52

SECTION 4: SERVICE DEPOSIT FEE.

A refundable deposit will be charged all new customers upon application for service to the City. This deposit is used to guarantee payment should the applicant fail to pay his bill. Should customer request discontinuation of services the balance of his deposit will be mailed to him. The amount of deposit will be based upon his water meter size as follows:

meter size	deposit
3/4"	\$50.00
1"	\$50.00
1 1/2"	\$60.00
2"	\$65.00
3"	\$100.00
4"	\$200.00

SECTION 5: WATER TAP FEE.

A water tap fee will be charged all new customers where service has never been supplied before that requires the service to tap into the water main. This is a one time fee to help cover partial expense of the tap to City. The amount of the fee will be based upon the size of the tap as follows:

size	deposit
3/4"	\$155.00
1"	\$300.00
1 1/2"	\$650.00
2"	\$800.00
3"	\$1,500.00
4"	\$2,250.00

SECTION 6. METER SETTING FEE.

A meter setting fee will be charged all new customers where service has never been supplied before that does not require a tap into the water main. This is a one time fee to help cover partial expense of the tap to City. The amount of the fee will be \$75.00.

SECTION 7. RECONNECTION FEE.

A reconnection fee will be charged all customers whose water service was disconnected because of delinquency. This fee will be added to the customers bill and be due immediately. The amount of the fee will be \$25.00.

SECTION 8. TRANSFER SERVICE FEE.

A transfer fee will be charged all customers who request service to be transferred to another location. This fee will be due before the service is transferred. The amount of the fee will be \$25.00.

SECTION 9. CONNECTION FEE.

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A connection fee will be charged all new customers. The amount of the fee will be \$25.00.

SECTION 10. HIGHWAY BORE FEE.

A one time bore fee will be charged all customers requiring new water service across 4 lane highways. The amount of the fee will be \$500.00.

SECTION 11. SEWER TAP IN FEE.

In the case of customers living outside corporate limits a service connection (tap in fee) shall be paid before any sewer connection is completed. This sewer connection charge is 100.00 and is to be paid to the City. Any charges for service connection which has been discontinued or disconnected will be the cost of the disconnection plus an additional \$100.00 for the tap in fee. All service connections shall be made the expense of the party seeking the connection and shall be done by parties hired by the parties seeking the connection. The City shall not furnish any labor to connect any services under this section.

SECTION 12. PERSONS RESPONSIBLE FOR PAYMENT.

The rates and charges herein established shall be collected from the owner, occupants and users of the premises which shall use water, sewer or garbage service under this ordinance, except on multi unit complexes on one meter will be charged per unit and billed to the owner not individual occupants.

SECTION 13. REMEDIES FOR COLLECTION, INCLUDING PENALTIES.

All services will be billed on the water bill that services the same accounts. If a dumpster customer is not a regular water customer, the garbage fee for that dumpster will billed to the owner(one bill only). If a sewer customer is not a regular water customer, the sewer fee will be billed to the owner. Only the total due will be accepted, no partial payment will be accepted. Said amounts shall be payable within 30 days after the expiration of the billing month, after which time an additional charge of 1.00 shall be collected. If the total amount due for all services is not paid within 30 days after the expiration period, the supply of water to the property in question shall be cut off and not resumed until the owner of the property served, his tenants or the consumer has paid all of the indebtedness due for water, sewer and garbage to the property, with an additional service charge of \$25.00 for reconnection. Should the customer not have water service and have a dumpster, said dumpster will be seized by the City of Hammond, sold after 30 days, for amount due plus an additional \$25.00 delinquent charge. In the event that charges of water, sewerage or garbage services are not paid within sixty (60) days after rendition of the bill for such service, such charges shall be deemed and are hereby declared to be delinquent and thereafter such delinquency shall constitute a lien upon the real estate for which such service is applied, and the City Clerk be and he is hereby authorized and directed to file sworn statements showing such delinquencies in the office of the clerk of court for the Parish of Tangipahoa, State of Louisiana, and filing of such statement shall be deemed notice of the lien of such charges for such services.

SECTION 14. EFFECTIVE DATE.

This ordinance will become effective on the August 31, 1986 billing which will effect services being billed for June 15 to August 15.

SECTION 15. RETAINAGE.

An amount not less than 25 percent of the sewer charge will be used for Capital Improvement projects and/or bond indebtedness reduction.

SECTION 16. SEPARATE METER INSTALLATIONS.

All future construction in the City of Hammond will require separate water meters for each unit. Should this create an extreme hardship, exemption shall be allowed upon approval of both City Building Inspector and Water Superintendent. This does not include hotels, motels, hospitals and nursing homes.

SECTION 17. DEFINITIONS.

Unit: A single family dwelling, an individual apartment, a separate business entity.

Senior Citizen: To qualify for the senior citizen rate one must live within the city limits, be at least 65 years old and unemployed. The utility bill must be in applicant's name and applies to a

single family dwelling only.

Residential: Location where people reside on a permanent basis.

Apartment: A multi-family structure with more than one unit on a water meter.

Commercial: Non-residential.

Student count: Will be based on the previous year's number of students registered each month divided by 12. This count will be changed once a year in September.

Dumpster pick-up frequency: Dumpster pick-up frequency will be based on an annual agreement with the city and cannot be changed until renewal of the agreement. The only exception to this rule is if the customer wants to increase the number of collections. The minimum pick-up frequency will be 3 times per week.

ALL OTHER ORDINANCES IN CONFLICT HERewith ARE HEREBY REPEALED.

ADOPTED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 5th DAY OF August, 1986.

Lanita V. Earnest
Lanita Ernest, Council Clerk

Chris N. Miaoulis
Chris Miaoulis, Council President

Deborah S. Pope
Deborah S. Pope, Mayor

PUBLISH: August 11, 1986

ORDINANCE NO. 2095, C.S.

"AN ORDINANCE TO PURCHASE PROPERTY FOR THE CITY OF HAMMOND, LOUISIANA FROM NORWOOD G. SMITH, PROPERTY LOCATED ON HIGHWAY 190 EAST, HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 5TH DAY OF AUGUST, 1986.

SECTION 1. To consider purchasing property for the City of Hammond, Louisiana from Norwood G. Smith.

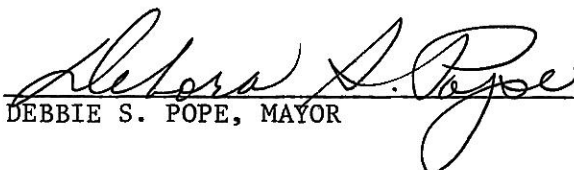
SECTION 2. Property described as follows:

A certain tract or parcel of land situated in Section 20, T6S-R8E, Tangipahoa Parish, Louisiana.

Being more particularly described as commencing at a point which is South 183.54 feet from the center of said Section 20, for a point of beginning which lies along the South right-of-way of U. S. Highway 190 East; from said point of beginning proceed along same South 74 ° 38 min. East 125.45 feet; thence North 1m134.81 feet to the point of beginning as per survey of Ansil M. Bickford, CE, dated March 21, 1983.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 5TH DAY AUGUST, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF COUNCIL

PUBLISH: August 8, 1986

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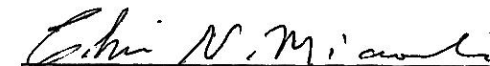
ORDINANCE NO. 2096, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 996, C.S. FOR NFPA 101, THE LIFE SAFETY CODE, 1985 EDITION."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 2ND DANY OF SEPTEMBER, 1986.

SECTION 1. To consider adopting for its use NFPA 101, the Life Safety Code, 1985 Edition. A copy of the Life Safety Code, NFPA 101, 1985 Edition, shall at all times be available for public inspection and use the City Hall, Hammond, Laouisiana.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 2ND DAY OF SEPTEMBER, 1986.


CHRIS N. MIAOULIS, PRESIDENT OF COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V, EARNEST, CLERK OF COUNCIL

PUBLISH: September 5, 1986

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ORDINANCE NO. 2097, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 981, C.S. SECTION 3.16 FENCES."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 16TH DAY OF SEPTEMBER, 1986.

Amend Section 3.16 FENCES by adding the following after part b)

- c) Woven wire fences less than 4 feet in height may be placed on any part of a lot but shall not intrude into a street right-of-way and shall not interfere with the sight clearance needed at intersections.

Other types of fences less than 4 feet in height may be placed on any part of a lot but shall not interfere with a street right-of-way and shall not interfere with the sight clearance needed at intersections.
- d) Solid wood or brick fences of no more than 6 feet in height may be erected on those parts of a lot that are as far back or farther back from the street than the required building set back line.
- e) Open wire fences for tennis or badminton courts may be erected to a height of ten feet if such courts are located inside or rear yards.
- f) Open wire fences in Industrial and Commercially Zoned Districts may be erected to a height of 10 feet.
- g) Solid fences may be erected up to 8 feet in height if such fences are being used as the required buffer between commercial residential property.

Wire fences shall have a minimum of 1 5/8 inches diameter galvanized pipe supports placed no more than 7 feet apart. Wood fencing material shall be of weatherproofed wood.

All structural type fences shall be indicated and described as part of any new building permit application.


The property owner (s) will be responsible for maintaining the condition of the fence.

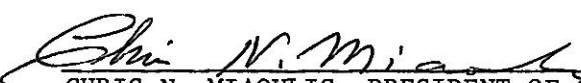
Definition for fences to be added to Definition Section of Zoning Ordinance

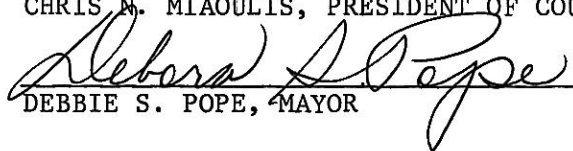
Fence- An artificially constructed barrier of any material or combination of materials erected to enclose or screen areas of land.

Solid hedges or shrubbery planted so as to form a barrier and serving the same purpose as an erected fence shall also be defined as a fence under these provisions.

This ordinance was adopted by the City Council of Hammond, Louisiana on this 16th day of September, 1986.


LANITA V. EARNEST, CLERK OF COUNCIL


CHRIS N. MIAOULIS, PRESIDENT OF COUNCIL


DEBBIE S. POPE, MAYOR

PUBLISH: September 19, 1986

ORDINANCE NO. 2098, CS

AN ORDINANCE AMENDING ORDINANCE NO. 2094, CS FIXING THE RATES OF GARBAGE, SEWER AND WATER SERVICE SUPPLIED CONSUMERS BY THE CITY OF HAMMOND; PROVIDING THE METHOD AND SECURING PAYMENT OF THE SAME.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND:

SECTION 1. WATER CHARGE.

The charge for water service by the City is hereby fixed, levied against all owners or premises served with water against all firms, persons or corporations using the same, based upon the follow schedules:

Inside City, Regular, bimonthly, based on consumption:

First	5,000 gallons	\$5.50 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
above	500,000 gallons	\$0.15 per 1,000 gallons

Inside City, Senior Citizen, bimonthly, based on consumption:

First	10,000 gallons	\$2.00 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
above	505,000 gallons	\$0.15 per 1,000 gallons

Inside City, No city meter, Bimonthly:
\$5.50 per unit

Outside City, Regular, bimonthly, based on consumption:

First	5,000 gallons	\$8.25 (minimum)
next	7,000 gallons	\$0.90 per 1,000 gallons
next	13,000 gallons	\$0.75 per 1,000 gallons
next	75,000 gallons	\$0.68 per 1,000 gallons
next	200,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
above	500,000 gallons	\$0.23 per 1,000 gallons

Outside City, Senior Citizen, bimonthly, based on consumption:
Same as Inside City, Regular

Outside City, No city meter, Bimonthly
\$8.25 per unit.

Inside City or Outside City, Schools \$0.25 per student per month based on the student count.

SECTION 2. SEWER CHARGE

The charge for sewer disposal furnished by the City is hereby fixed, levied against all owners of premises served with disposal sewer, against all firms, persons or corporations using the same, based upon the following schedules:

Sewer, Inside City, Residential	\$5.00	\$10.00
Sewer, Inside City, Senior Citizen	\$1.00	\$2.00
Sewer, Inside City, Ice Manufacturing	\$12.00	\$24.00
Sewer, Outside City, Residential, per unit	\$7.50	\$15.00
Sewer, Outside City, Senior Citizen	\$5.00	\$10.00
Sewer, Outside City, Ice Manufacturing	\$18.00	\$36.00

Inside City. Apartment & Commercial, bimonthly, based on water consumption.

First	5,000 gallons	\$5.50 (minimum)
next	7,000 gallons	\$0.60 per 1,000 gallons
next	13,000 gallons	\$0.50 per 1,000 gallons
next	75,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
next	200,000 gallons	\$0.20 per 1,000 gallons
above	500,000 gallons	\$0.15 per 1,000 gallons

Inside City, No city meter, Bimonthly
\$5.50 per unit

Outside City, Apartment & Commercial, bimonthly, based on water consumption.

First	5,000 gallons	\$8.25 (minimum)
next	7,000 gallons	\$0.90 per 1,000 gallons
next	13,000 gallons	\$0.75 per 1,000 gallons
next	75,000 gallons	\$0.68 per 1,000 gallons
next	200,000 gallons	\$0.45 per 1,000 gallons
next	200,000 gallons	\$0.30 per 1,000 gallons
above	500,000 gallons	\$0.23 per 1,000 gallons

Outside City, No city meter, Bimonthly
\$8.25 per unit

Inside City or Outside City, Schools \$0.25 per student per month based on the student count.

SECTION 3. GARBAGE CHARGE.

The cost of garbage service furnished by the City is hereby fixed, levied against all owners of premises served with garbage and against all firms, persons or corporations using the same, based upon the following schedules:

Hand pickup:

	per month	per billing
Inside City, Apartment, per unit	\$5.00	\$10.00
Inside City, Commercial, one unit	\$5.00	\$10.00
Inside City, Commercial, 2 - 4 units	\$11.00	\$22.00
Inside City, Commercial, over 4 units	\$16.00	\$32.00
Inside City, Residential, per unit	\$5.00	\$10.00
Inside City, Senior Citizen	\$1.00	\$2.00

Dumpster pickup:

	yard size	per month	per billing
Inside City, Dumpster, 2 day	2	12.48	24.96
Inside City, Dumpster, 2 day	3	18.72	37.44
Inside City, Dumpster, 2 day	4	24.96	49.92
Inside City, Dumpster, 2 day	6	37.44	74.88
Inside City, Dumpster, 2 day	8	49.92	99.84
Inside City, Dumpster, 6 day	2	37.44	74.88
Inside City, Dumpster, 6 day	3	56.16	112.24
Inside City, Dumpster, 6 day	4	74.88	149.76
Inside City, Dumpster, 6 day	6	112.32	224.64
Inside City, Dumpster, 6 day	8	149.76	299.52

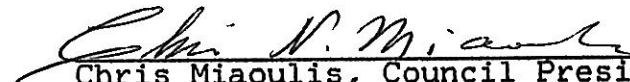
SECTION 9. CONNECTION FEE.

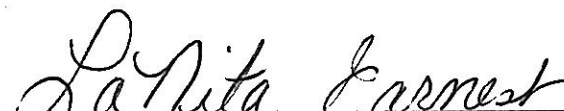
A connection fee will be charged all new customers. The amount of the fee will be \$10.00.

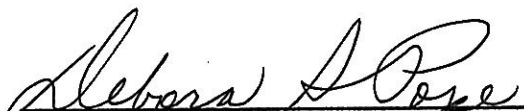
SECTION 14. EFFECTIVE DATE.

This ordinance will become effective on the October 31, 1986 billing which will effect services being billed for August 15 to October 15.

ADOPTED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF OCTOBER, 1986.


Chris Miaoulis, Council President


LaNita Earnest, Council Clerk


Debora S. Pope, Mayor

PUBLISH: OCTOBER 24, 1986

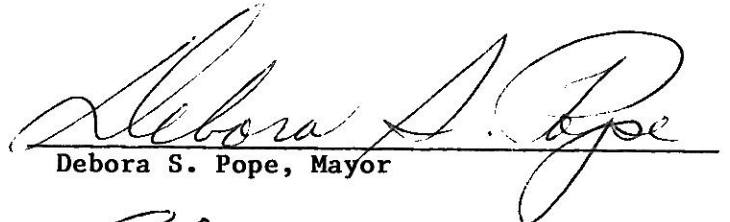
ORDINANCE NO. 2099, C.S.

AN ORDINANCE TO AMEND ORDINANCE NO. 923, C.S. AND RE-ENACT SECTION 1 OF ORDINANCE NO. 604, C.S. REGARDING THE OPENING AND CLOSING HOURS FOR BARROOMS, SALOONS, NIGHT-CLUBS, LOUNGES, AND ANY OTHER PLACE, PERMISES OR ESTABLISHMENTS SERVING ALCOHOLIC BEVERAGES AND LIQUORS: TO AMEND SECTION 1 AS TO HOURS IN WHICH SAID ESTABLISHMENTS MAY BE OPENED ON SUNDAYS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON OCTOBER 21, 1986.

SECTION 1. Closing hours shall close from 2:00 A.M. to 8:00 A.M. every Tuesday through Saturday, and at 2:00 A.M. on each Sunday to 8:00 A.M. on each Monday.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 21ST DAY OF OCTOBER, 1986.


Debora S. Pope, Mayor


Chris N. Miaoulis, President of the Council


LaNita V. Earnest, Council Clerk

PUBLISH: October 24, 1986

ADDENDUM: The owners will be allowed to remain on the premises based on consumption until 2:15 am. The owners are also responsible for anyone left in the barroom after 2:00 am of such time.

ORDINANCE NO. 2100, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R-4 TO B-2, 1205 WEST COLEMAN AVENUE, ROBERT STEVEN ADDISON, JR."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21st DAY OF October, 1986.

SECTION 1. To consider rezoning property from R-4 to B-2, 1205 West Coleman Avenue, Robert Steven Addison, Jr.

SECTION 2. Property described as follows:

Lot measuring 75' on Coleman Ave. by a depth of 172' on the west and 192' on the east in Section 26 T6SR7E, Hammond, Louisiana, Tangipahoa Parish.


Said property is bounded on the north by West Coleman Ave., on the south by the property of Robert Steven Addison, Jr., and on the west by the property of Robert Steven Addison, Jr., and on the east by the property of Russell and Gistena Johns

Said property has the municipal address of 1205 West Coleman Ave.

Said property is the property belonging to Robert Steven Addison, Jr.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF OCTOBER, 1986.


Chris N. Miaoulis, President of the Council


Debbie Saik Pope, Mayor


LaNita C. Earnest, Clerk of the Council

PUBLISH: October 24, 1986

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ORDINANCE NO. 2101, C.S.

"AN ORDINANCE REZONING PROPERTY FROM B-2 TO R-4, 505 FIRST AVENUE, CHARLES R. KIMBLE."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF OCTOBER, 1986.

SECTION 1. To consider rezoning the following described property from B-2 to R-4, 505 First Avenue, Charles R. Kimble.

SECTION 2. Property described as follows:

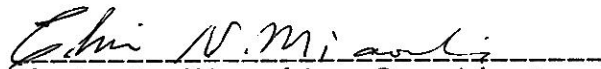
The west 50' by 100' between equal parallel lines of the following described property. The north 100' of lots 4, 5, and 6 block 7 of the Barbara Addition of the City of Hammond being part of the property acquired by Louis Carter, Jr. dba Carter Construction.


Said property is bounded on the west by a canal, on the south by unknown, on the east by Louis Carter, Jr., and on the north by Second Avenue.

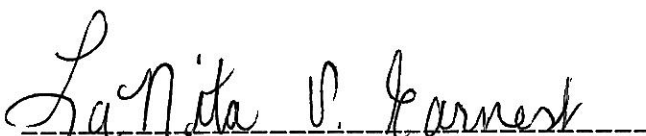
The property has the municipal address of 505 First Avenue.

Said property is the property belonging to Charles R. Kimble.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THE 21ST DAY OF OCTOBER, 1986.


Chris N. Miaoulis, President
of the Council


Debbie Saik Pope, Mayor


LaNita V. Earnest, Clerk of the
Council

PUBLISH: October 24, 1986

ORDINANCE NO. 2102 , C.S.

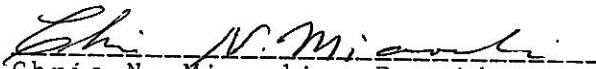
"AN ORDINANCE AMENDING ORDINANCE NO. 981, C.S. SECTION 3.17 - SATELLITE DISHES/ANTENNAS."

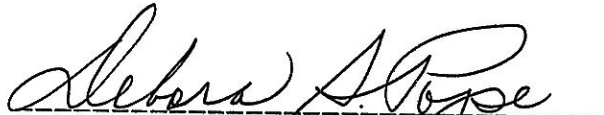
BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF OCTOBER, 1986.

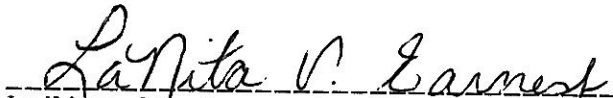
SECTION 3.17 SATELLITE DISHES/ANTENNAS

- a. Satellite Dishes/Antennas shall be considered accessory uses of a lot and thus shall not be located in front or the required side yards in residential districts. Rear yards may be used for placement however. Antennas may be located outside of the required front and side yards in Commercial and Industrial districts.
- b. Satellite Dishes/Antennas shall be placed no closer to the right of way than the building set back line allows in any zoning districts.
- c. Rooftop placement of dishes shall be prohibited in all residential districts. Rooftop placement in commercial and industrial districts is permissible where height regulations are followed and where acceptable methods of anchoring are used.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF OCTOBER, 1986.


Chris N. Miaoulis, President
of the Council


Debbie Saik Pope, Mayor


LaNita V. Earnest, Clerk of the
Council

PUBLISH: OCTOBER 24, 1986

ORDINANCE NO. 2103, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R5S RESIDENTIAL DISTRICT TO THE B-2 BUSINESS DISTRICT, 705 EAST PARK AVENUE, FRANK M. ROGERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 16TH DAY OF DECEMBER, 1986.

SECTION 1. To consider rezoning the following described property from R5S to B-2.

SECTION 2. Property described as follows:

A parcel of land fronting 110 feet on East Park Avenue in Square 28 of the Iowa Addition to the City of Hammond, Tangipahoa Parish, Louisiana, by a depth of 150 feet North and South between parallel lines and being more fully described as the East 60 feet of the Southeast Quarter of said Square 28, together with all improvements thereon, and being the same property acquired by Frank M. Rogers, Jr. by deed recorded.

Said property is bounded on the North side by Ms. Sara Davis and Mr. K.L. Dunkin, on the south side by East Park Avenue, on the east side by Mr. Ben Baxley, and on the west by Mr. Woodrow W. Brown and Mr. William H. Brown.

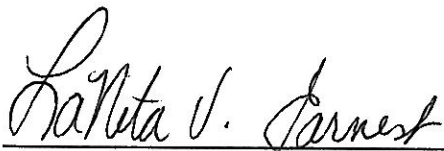
Said property is the property belonging to Frank M. Rogers.

Said property is the property located at 705 East Park Avenue.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 16TH DAY OF DECEMBER, 1986.

Chris N. Miaoulis, President

Debbie Saik Pope, Mayor



LaNita V. Earnest, Clerk of Council

PUBLISH: December 19, 1986

"AN ORDINANCE TO AMEND THE BUDGET FOR THE FISCAL YEAR ENDING 1986-87, FOR THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 6TH DAY OF JANUARY, 1987.

GENERAL FUND BUDGET

REVENUES:

ACCT No.	ACCOUNT NAME	CURRENT AMOUNT	CHANGE	NEW AMOUNT
GF 401.125	AD VALOREM TAXES-CURRENT	445,000	+ 37,000	482,000
GF 401.205	TOBACCO TAXES	-0-	+ 45,000	45,000
GF 421.000	GARBAGE FEES	543,000	- 103,000	440,000
GF 490.300	TRANSFER-S.T. 2 SURPLUS FUND	-0-	+ 14,000	14,000
TOTAL DECREASE IN REVENUES			- 7,000	

EXPENDITURES:

FIREFIGHTING				
GF 612.110	REGULAR PAY	593,200	+ 39,790	632,990
GF 612.172	F.I.C.A. EXPENSE	48,200	+ 2,680	50,880
GF 612.174	MUN. EMPLOYEE RETIREMENT	35,480	+ 2,000	37,480
GF 612.176	EMPLOYEES HEALTH INSURANCE	25,170	+ 2,030	27,200
GF 612.178	WORKMEN'S COPM	51,330	+ 2,870	54,200
GF 612.350	UNIFORM EXPENSES	6,300	+ 3,200	9,000
GF 612.300	GASOLINE	9,000	+ 1,000	10,000
GF 612.400	SUPPLIES	7,500	+ 1,500	9,000
GF 612.420	TOOLS AND EQUIPMENT	5,000	+ 4,530	9,530
GF 612.450	UTILITIES	22,000	+ 6,200	28,200
GF 612.550	EDUCATION AND TRAINING	6,000	+ 600	6,600
GF 631.00	CONTRACT-GARBAGE & TRASH COLL.	420,000	- 22,000	398,000
TOTAL INCREASE IN EXPENSES			+ 44,400	

WATER AND SEWER FUND REVENUES:

ACCT NO.	ACCOUNT NAME	CURRENT AMOUNT	CHANGE	NEW AMOUNT
WS 410.080	Connection Fees	21,750	- 11,750	10,000
WS 420.100	Sewer Charges	\$ 500,000	- 85,000	415,000
TOTAL DECREASE IN REVENUES			- 96,750	

TOTAL ESTIMATED REVENUES	\$955,500
TOTAL BUDGETED EXPENDITURES	<u>802,225</u>
TOTAL REVENUE OVER EXPENDITURES	

REVEUNE SHARING FUND

EXPENDITURES:

ACCT NO.	ACCOUNT NAME	CURRENT AMOUNT	CHANGE	NEW AMOUNT
SR05 612.150	Transfer-Minnesota Pk/ Fagan Dr	-0-	+ 25,000	25,000
SR05 612.130	Contingencys	-0-	+ 11,500	11,500
SR05 612.150	Copy Machine	-0-	+ 8,000	8,000
TOTAL INCREASE IN EXPENDITURES			44,500	

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 6TH DAY OF JANUARY, 1987.

LaNita V. Earnest
LaNita V. Earnest, Clerk

Chris N. Miaoulis
Chris N. Miaoulis, President

Debbie S. Pope
Debbie S. Pope, Mayor

PUBLISH: January 9, 1987

100

2105

ORDINANCE No. 2105, C.S.

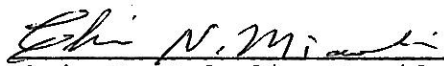
"AN ORDINANCE AMENDING ORDINANCE NO. 2094, C.S. SECTION 4: SERVICE DEPOSIT FEE AND ORDINANCE NO. 2098, C.S. SECTION 9: CENNECTION FEE FOR THE CITY OF HAMMOND."

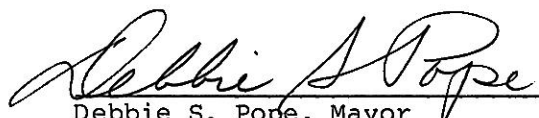
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON JANUARY 6TH 1987.

SECTION 4 : SERVICE DEPOSIT FEE WILL BE \$75.00

SECTION 9 : CONNECTION FEE WILL BE DELETED

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 6TH DAY OF JANUARY, 1987.


Chris N. Mialoulis, President of the
Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of Council

PUBLISH: January 9, 1987

2106 101
One

ORDINANCE NO. 2106, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-S DISTRICT TO THE C-3 HIGHWAY COMMERCIAL DISTRICT, OWNED BY CITIZEN NATIONAL BANK, LOCATED 2301 WEST THOMAS STREET, HAMMOND."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 3rd DAY OF FEBRUARY, 1987.

SECTION 1. To consider rezoning property from R-S District to the C-3 Highway Commercial District, owned by Citizen National Bank, Located at 2301 West Thomas Street.

SECTION 2. Said property described as follows:

A certain lot or parcel of ground situated in the Parish of Tangipahoa, State of Louisiana, and being more fully described as Lots 4,5, and 6 of Block 2 of Flora Park Subdivision in Section 27, T6S, R7E, said lots each fronting 50 feet on Highway 190 and extending to a depth of approximately 150 feet.

Property subject to servitude for sewerage duly recorded in the records of Tangipahoa Parish, Louisiana.

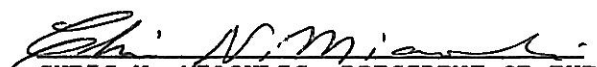
Property subject to right of way to La. Dept of Highways, recorded in records of Tangipahoa Parish. Subject to right to of way to La. Power and Light Co, for power lines, as recorded in the records in Tangipahoa Parish.

Said property has the municipal address of 2301 West Thomas St.

Said property is the property belonging to Citizen National Bank

Said property is bounded on the east by land owned by Aubry Jenkins; to the west by property owned by McDonalds Corp. to the north by Hwy 190 West, and to the South by property belonging to Hubert Smith.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 3rd DAY OF FEBRUARY, 1987.


CHRIS N. MIAOULIS, PRESIDENT OF THE
COUNCIL


DEBBIE SAIK POPE, MAYOR


LANITA V. EARNEST CLERK OF THE
COUNCIL

PUBLISH: FEBRUARY 6, 1987

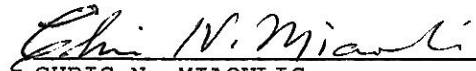
ORDINANCE NO. 2107, C.S.

"AN ORDINANCE AMENDING THE CAPITAL IMPROVEMENTS BUDGET."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HLED ON THE 3rd DAY OF FEBRUARY, 1987.

SECTION 1. To consider amending the Capital Improvements Budget to add \$25,000. to the Drainage Improvements.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 3rd DAY OF FEBRUARY, 1987.


CHRIS N. MIAOULIS,
PRESIDENT OF THE COUNCIL


DEBBIE SAIK POPE, MAYOR


LANITA V. EARNEST,
CLERK OF THE COUNCIL

PUBLISH: FEBRUARY 6, 1987

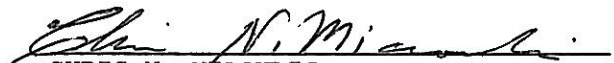
ORDINANCE NO. 2108, C.S.

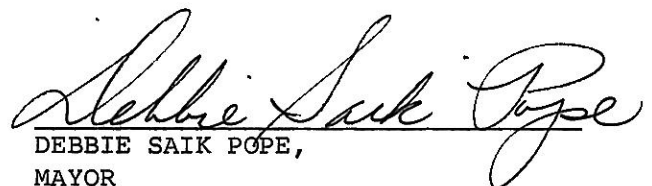
"AN ORDINANCE TO ABANDON A PROTION OF SOUTH SPRUCE STREET."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 3rd DAY OF FEBRUARY, 1987.

- SECTION 1. To abandon 60 foot by 300 foot right-of-way on South Spruce Street between Coleman Street and Hanson Street.
- SECTION 2. The City of Hammond reserves an easement for a sewer line in this abandonment which is 15 feet wide, 300 feet long. This sewer easement is located 7 foot - 6 inches on each side of the center line of the sewer truck line.
- SECTION 3. The City of Hammond is going to abandon the right-of-way by means of a Quit Claim Deed to the adjoining property owners.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 3rd DAY OF FEBRUARY, 1987.


CHRIS N. MIAOULIS,
PRESIDENT OF THE COUNCIL


DEBBIE SAIK POPE,
MAYOR


LANITA V. EARNEST,
CLERK OF THE COUNCIL

PUBLISH: FEBRUARY 6, 1987

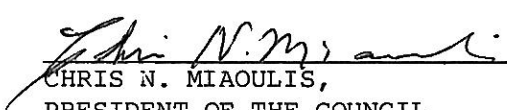
104
ORDINANCE NO. 2109, C.S.


AN ORDINANCE AMENDING ORDINANCE 895 REQUIRING THE OWNERS, TENANTS AND OCCUPANTS OR THEIR AGENTS, OF REAL PROPERTY, SITUATED WITHIN THE CORPORATE LIMITS OF HAMMOND, TO CUT AND REMOVE ALL UNSIGHTLY GRASS, WEEDS, BRUSH, DEBRIS AND TRASH FROM SAID PROPERTY AND THE SIDEWALKS ADJACENT THERETO, AND PROVIDING A PENALTY FOR FAILURE TO DO SO.

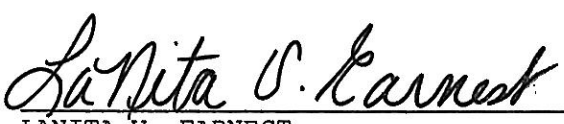
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA:

- SECTION 1. That on and after the passage of this ordinance owners of unimproved or unoccupied property, or owner, tenants, and occupants, or their agents, of improved or occupied property situated within the corporate limits of Hammond, are hereby required to cut and remove all unsightly grass, weeds, brush, trash, rubbish, and garbage that may be a nuisance or health hazard upon such property and the sidewalks adjacent thereto. Cleaning of the property, cutting and/or removal of the grass, weeds, brush, trash, etc. shall be completed within ten (10) days of receiving such written notice from the City by certified mail.
- SECTION 2. Be it further ordained that failure to comply with the foregoing section, after receipt of said notice, shall subject the offender to a fine of not of not less that Fifty (50.00) dollars nor more than Five Hundred (\$500.00) Dollars, or imprisonment of not less than one day nor more than five days. Offenders who receive more than one such certified notice for the same property within one calendar year shall be subject to a fine of not less than One Hundred (100.00) Dollars. Having paid a fine does not release the offender of his responsibility to clean the property or to have the City do it at the property owners's expense. The City Building Official or his chosen representative, may issue a ticket for the misdemeanor offense.
- SECTION 3. Be it further ordained that after the 10 day notice period any interested party may file an affidavit with the City of Hammond Tax Collector and the Parish Clerk of Court setting forth the description of the property and the costs of having the lot cleaned, said costs not to exceed the actual cost or \$1,000. whichever is less. If the costs are not paid by the property owner or tenant, or their agent, these costs will be added to the City tax assessment for that property as shown by the City tax records.
- SECTION 4. Be it further ordained that all ordinances or parts of ordinances in conflict herewith, be and the same hereby repealed.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, THIS 17th DAY OF FEBRUARY, 1987.


CHRIS N. MIAOULIS,
PRESIDENT OF THE COUNCIL


DEBBIE SAIK POPE,
MAYOR


LANITA V. EARNEST,
CLERK OF THE COUNCIL

ORDINANCE NO. 2110, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-5 RESIDENTIAL DISTRICT TO THE B-1 OFFICE DISTRICT, OWNED BY MARY BETH MAURONER, 306 SOUTH WILSON STREET."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 17TH DAY OF FEBRUARY, 1987.

SECTION 1. To consider rezoning property described as follows:

Square 102 Mooney Addition, City of Hammond, State of Louisiana, Parish of Tangipahoa, fronting 50 feet on South Wilson Street by 150 feet deep between parallel lines

Said property has the municipal address of 306 South Wilson Street

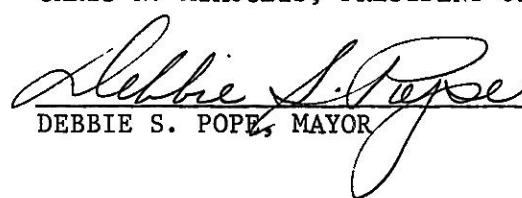
Said property is the property bounded on the west by the property of Nick Cefalu, on the south by the property of Robert E. Jones, on the east by South Wilson Street and on the north by the property of Lena Montelone, et al

Said property is the property owned by Mary Beth Mauroner

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 17TH DAY OF FEBRUARY, 1987.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


LANITA V. EARNEST,
CLERK OF THE COUNCIL


DEBBIE S. POPE, MAYOR

PUBLISH: FEBRUARY 20, 1987

ORDINANCE NO. 2111, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 946, C.S. ADOPTING THE NATIONAL FLOOD INSURANCE PROGRAM FOR THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON MARCH 17TH 1987.

FLOOD DAMAGE PREVENTION ORDINANCE

ARTICLE I

STATUTORY AUTHORIZATION, FINDINGS OF ACT, PURPOSE AND METHODS

SECTION A. STATUTORY AUTHORIZATION

The Legislature of the State of Louisiana has delegated the responsibility to local governmental units to adopt regulations designed to minimize flood losses. Therefore, the City Council of Hammond, Louisiana, does ordain as follows:

SECTION B. FINDINGS OF FACT

(1) The flood hazard areas of the City of Hammond are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, and extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety and general welfare.

(2) These flood losses are created by the cumulative effect of obstructions in floodplains which cause an increase in flood heights and velocities, and by the occupancy of flood hazard areas by uses vulnerable to floods and hazardous to other lands because they are inadequately elevated, floodproofed or otherwise protected from flood damage.

SECTION C. STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to:

- (1) Protect human life and health;
- (2) Minimize expenditure of public money for costly flood control projects;
- (3) Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- (4) Minimize prolonged business interruptions;
- (5) Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in floodplains;
- (6) Help maintain a stable tax base by providing for the sound use and development of flood-prone areas in such a manner as to minimize further flood blight areas; and
- (7) Insure that potential buyers are notified that property is in a flood area.

SECTION D. METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance uses the following methods:

- (1) Restrict or prohibit uses that are dangerous to health, safety or property in times of flood, or cause excessive increases in flood heights or velocities;

- (2) Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- (3) Control the alteration of natural floodplains, stream channels, and natural protective barriers, which are involved in the accommodation of flood waters;
- (4) Control filling, grading, dredging and other development which may increase flood damage;
- (5) Prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

ARTICLE 2

DEFINITIONS

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted to give them meaning they have in common usage and to give this ordinance its most reasonable application.

APPEAL - means a request for a review of the Flood Plain Administrator's interpretation of any provision of this ordinance or a request for a variance.

AREA OF SHALLOW FLOODING - means a designated AO, AH, or VO Zone on a community's Flood Insurance Rate Map (FIRM) with a one percent change or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD - is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A on the Flood Hazard Boundary Map (FHBM). After detailed reatmaking has been completed in preparation for publication of the FIRM, Zone A usually is refined into Zones, A, AE, AH, AO, A1-99 VO, V1-30, VE or V.

BASE FLOOD - means the flood having a one percent chance of being equalled or exceeded in any given year.

CRITICAL FEATURE - means an integral and readily identifiable part of a flood protection system, without which the flood protection provided by the entire system would be compromised.

DEVELOPMENT - means any man-made change in improved and unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling grading, paving, excavation or drilling operations.

ELEVATED BUILDING - means a nonbasement building (i) built, in the case of a building in Zones A1-30, AE, A, A99, AO, AH, B, C, X, and in Zones V1-30, VE, or V, to have the bottom of the lowest horizontal structure member of the elevated floor elevated above the ground level by means of pilings, columns (posts and piers), or shear walls parallel to the floor of the water and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood of up to the magnitude of the base flood. In the case of Zones A1-30, AE, A, A99, AO, AH, B, C, X, D, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters. In case of Zones V1-30, VE, or V, "elevated building" also includes a building otherwise meeting the definition of "elevated buildings", even though the lower area is enclosed by means of breakaway walls if the breakaway walls meet the standards of Section 60.3 (e) (5) of the National Flood Insurance Program regulations.

EXISTING CONSTRUCTION - means for the purposes of determining rates, structures for which the "start of construction" commenced before the effective date of the FIRM or before January 1, 1975, for FIRM's effective before that date. "Existing construction" may also be referred to as "existing structures."

FLOOD OR FLOODING - means a general and temporary condition of partial or complete inundation or normally dry land areas from:

- (1) the overflow of inland or tidal waters.
- (2) the unusual and rapid accumulation or runoff of surface waters from any source.

FLOOD INSURANCE RATE MAP (FIRM) - means an official map of a community, on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and risk premium zones applicable to the community.

FLOOD INSURANCE STUDY - is the official report provided by the Federal Emergency Management Agency. The report contains flood profiles, water surface elevation of the base flood, as well as the flood Boundary-Floodway Map.

FLOODPLAIN OR FLOOD-PRONE AREA - means any land area susceptible to being inundated by water from any source (see definition of flooding).

FLOOD PROTECTION SYSTEM - means those physical structural works for which funds have been authorized, appropriated, and expended and which have been constructed specifically to modify flooding in order to reduce the extent of the areas within a community subject to a "special flood hazard" and the extent of the depths of associated floodings. Such a system typically includes hurricane tidal barriers, dams, reservoirs, levees or dikes. These specialized flood modifying works are those constructed in conformance with sound engineering standards.

FLOODWAY (REGULATORY FLOODWAY) - means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

FUNCTIONALLY DEPENDENT USE - means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

HABITABLE FLOOR - means any floor usable for the following purposes; which includes working, sleeping, eating, cooking or recreation, or a combination thereof. A floor used for storage purposes only is not a "habitable floor."

HIGHEST ADJACENT GRADE - means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

LEVEE - means a man-made structure, usually an earthen embankment, designed and constructed in accordance with sound engineering practices to contain, control, or divert the flow of water so as to provide protection from temporary flooding.

LEVEE SYSTEM - means a flood protection system which consists of a levee, or levees, and associated structures, such as closure and drainage devices, which are constructed and operated in accordance with sound engineering practices.

LOWEST FLOOR - means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking or vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirement of Section 60.3 of the National Flood Insurance Program regulations.

MANUFACTURED HOME - means a structure transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For flood plain management purposes the term "manufactured home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes the term "manufactured home" does not include park trailers, travel trailers, and other similar vehicles.

MEAN SEA LEVEL - means, for purposes of the National Flood Insurance Program, the Geodetic Vertical Datum (NGVD) of 1929 or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

NEW CONSTRUCTION - means, for flood plain management purposes, structures for which the "start of construction" commenced on or after the effective date of a flood plain management regulation adopted by a community.

START OF CONSTRUCTION - (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (Pub. L. 97-348), includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footing, the installing of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installing of streets and/or walkways; nor does it include excavation for basement, footing, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structures.

STRUCTURE - means a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL IMPROVEMENT - means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure either, (1) before the improvements or repair is started, or (2) if the structure has been damaged and is being restored, before the damage occurred. For the purpose of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

VARIANCE - is a grant of relief to a person from the requirements of this ordinance when specific enforcements would result in unnecessary hardship. A variance, therefore, permits construction or development in a manner otherwise prohibited by this ordinance. (For full requirements see Section 60.6 of the National Flood Insurance Program regulations.)

VIOLATION - means the failure of a structure or other development to be fully compliant with the community's flood plain management regulations. A Structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in Section 60.3 (b) (5), (c) (4), (c) (10), (d) (3), (e) (2), (e) (4), or (e) (5) is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION - means the height, in relation to the National Geodetic Vertical Datum (NGVD) of 1929 (or other datum, where specified), of floods of various magnitudes and frequencies in the flood plains of coastal or riverine areas.

ARTICLE 3

GENERAL PROVISIONS

SECTION A. LAND TO WHICH THIS ORDINANCE APPLIES

The ordinance shall apply to all areas of special flood hazard with the jurisdiction of the City of Hammond.

SECTION B. BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in a scientific and engineering report entitled, "The Flood Insurance Study for the City of Hammond, Louisiana" dated June 15, 1981, with accompanying flood insurance rate maps and Flood Boundary-Floodway Maps (FIRM AND FBFM) and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

SECTION C. ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be required to ensure conformance with the provisions of this ordinance.

SECTION D. COMPLIANCE

No structure or land shall hereafter be located, altered, or have its use changed without full compliance with the terms of this ordinance and other applicable regulations.

SECTION E. ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

SECTION F. INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be; (1) considered as minimum requirements; (2) liberally construed in favor of the governing body; and (3) deemed neither to limit nor repeal any other powers granted under State statutes.

SECTION G. WARNING AND DISCLAIMER OR LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. On rare occasions greater floods can and will occur and flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of the community or any official or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

ARTICLE 4

ADMINISTRATION

SECTION A. DESIGNATION OF THE FLOODPLAIN ADMINISTRATOR

The city building inspector is hereby appointed the Floodplain Administrator to administer and implement the provisions of this ordinance and other appropriate sections of 44 CFR (National Flood Insurance Program Regulations) pertaining to flood plain management.

SECTION B. DUTIES & RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR

Duties and responsibilities of the Floodplain Administrator shall include, but not be limited to, the following:

- (1) Maintain and hold open for public inspection all records pertaining to the provisions of this ordinance.
- (2) Review permit application to determine whether proposed building site will be reasonable safe from flooding.
- (3) Review, approve or deny all applications for development permits required by adoption of this ordinance.
- (4) Review permits for proposed development to assure that all necessary permits have been obtained from those Federal, State or local governmental agencies (including Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1334) from which prior approval is required.
- (5) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the Floodplain Administrator shall make the necessary interpretation.
- (6) Notify, in riverine situations, adjacent communities and the State Coordinating Agency which is DOTD Office of Public Works, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.
- (7) Assure that the flood carrying capacity within the altered or relocated portion of any watercourse is maintained.
- (8) When base flood elevation data has not been provided in accordance with Article 3, Section B, the Floodplain Administrator shall obtain, review and reasonably utilize any base flood elevation data and floodway data available from a Federal, State or other source, in order to administer the provisions of Article 5.
- (9) When a regulatory floodway has not been designated, the Floodplain Administrator must require that no new construction, substantial improvements, or other development (including fill) shall be permitted within Zones A1-30 and AE on the community's FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

SECTION C. PERMIT PROCEDURES

- (1) Application for a Development Permit shall be presented to the Floodplain Administrator on forms furnished by him-her and may include, but not be limited to, plans in duplicate drawn to scale showing the location, dimensions, and elevation of proposed landscape alterations, existing and proposed structures, and the location of the foregoing in relation to areas of special flood hazard. Additionally, the following information is required:

- a. Elevation (in relation to mean sea level), of the lowest floor (including basement) of all new and substantially improved structures;
 - b. Elevation in relation to mean sea level to which any nonresidential structure shall be floodproofed;
 - c. A certificate from a registered professional engineer or architect that the nonresidential floodproofed structure shall meet the floodproofing criteria of Article 5, Section B(2):
 - d. Description of the extent to which any watercourse or natural drainage will be altered or relocated as a result of proposed development.
 - e. Maintain a record of all such information in accordance with Article 4, Section (B) (1).
- (2) Approval or denial of a Development Permit by the Floodplain Administrator shall be based on all of the provisions of this ordinance and the following relevant factors:
- a. The danger to life and property due to flooding or erosion damage;
 - b. The susceptibility of the proposed facility and its to flood damage and the effect of such damage on the individual owner,
 - c. The danger that materials may be swept onto other lands to the injury of others;
 - d. The compatibility of the proposed use with existing and anticipated development;
 - e. The safety of access to the property in times of flood for ordinary and emergency vehicles;
 - f. The costs of providing governmental services during and after flood conditions including maintenance and repair of streets and bridges, and public utilities and facilities such as sewer, gas, electrical and water systems;
 - g. The expected heights, velocity, duration, rate of rise and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site;
 - h. The necessity to the facility of a waterfront location, where applicable;
 - i. The availability of alternative locations, not subject to flooding or erosion damage, for the proposed use;
 - j. The relationship of the proposed use to the comprehensive plan for that area.

SECTION D. VARIANCE PROCEDURES

- (1) The Appeal Board as established by the community shall hear and render judgement on requests for variances from the requirements of this ordinance.
- (2) The Appral Board shall hear and render judgement on an appeal only when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.
- (3) Any person or persons aggrieved by the decision of the Appeal Board may appeal such decision in the courts of competent jurisdiction.
- (4) The Floodplain Administrator shall maintain a record of all actions involving an appeal and shall report variances to the Federal Emergency Management Agency upon request.
- (5) Variances may be issued for the reconstruction, rehabilitation or restoration of structures listed on the National Register of Historic Places or the State inventory of Historic Places, without regard to the procedures set forth in the remainder of this ordinance.

(6) Variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing the relevant factors in Section C(2) of this Article have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.

(7) Upon consideration of the factors noted above and the intent of this ordinance, the Appeal Board may attach such conditions to the granting of variances as it deems necessary to further the purpose and objectives of this ordinance (Article 1, Section C).

(8) Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

(9) Prerequisites for granting variances:

a. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

b. Variances shall only be issued upon, (i) showing a good and sufficient cause; (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

c. Any application to whom a variance is granted shall be given written notice that the structure will be permitted to be built with the lowest floor elevation below the base flood elevation, and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

(10) Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use provided that (i) the criteria outlined in Article 4, Section D(1)-(9) are met, and (ii) the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.

ARTICLE 5

PROVISIONS FOR FLOOD HAZARD REDUCTION

SECTION A. GENERAL STANDARDS

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements;

(1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;

(2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;

(3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;

(4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

(5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

(6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system and discharge from the systems into flood waters; and,

(7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

SECTION B. SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) Article 3, Section B, (ii) Article 4, Section B(8), or (iii) Article 5, Section C(4), the following provisions are required:

(1) Residential Construction - new construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land surveyor shall submit a certification to the Floodplain Administrator that the standard of this subsection as proposed in Article 4, Section C(1)a., is satisfied.

(2) Nonresidential Construction - new construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or, together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the Floodplain Administrator.

(3) Enclosures - new construction and substantial improvements, with fully enclosed areas below the lowest floor that are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

a. A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.

b. The bottom of all openings shall be no higher than one foot above grade.

c. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(4) Manufactured Homes -

a. Require that all manufactured homes to be placed within Zone A, shall be installed using methods and practices which minimize flood damage. For the purpose of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

b. All manufactured homes shall be in compliance with Article 5, Section B (1).

c. Require that all manufactured homes to be placed or substantially improved within Zones A1-30, AH and AE on the community's FIRM be elevated on a permanent foundation such that the lowest floor of the manufactured home is at or above the base flood elevation; and be securely anchored to an adequately anchored foundation system in accordance with the provision of Section B(4) of this Article.

SECTION C. STANDARDS FOR SUBDIVISION PROPOSALS

(1) All subdivision proposals including manufactured home parks and subdivisions shall be consistent with Article 1, Sections B, C, and D of this ordinance.

(2) All proposals for the development of subdivisions including manufactured home parks and subdivisions shall meet Development Permit requirements of Article 3, Section C; Article 4, Section C; and the provisions of Article 5 of this ordinance.

(3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including manufactured home parks and subdivisions which is greater than 50 lots or 5 acres, whichever is lesser, if not otherwise provided pursuant to Article 3, Section B or Article 4, Section B (8) of this ordinance.

(4) All subdivision proposals including manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.

(5) All subdivision proposals including manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

SECTION D. STANDARDS FOR AREAS OF SHALLOW FLOODING (AO/AH ZONES)

Located within the areas of special flood hazard established in Article 3, Section B, are areas designated as shallow flooding. These areas have special flood hazards associated with base flood depths of 1 to 3 feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow; therefore, the following provisions apply;

(1) All new construction and substantial improvements of residential structures have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if not depth number is specified).

(2) All new construction and substantial improvements of nonresidential structures;

(i) have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified), or;

(ii) together with attendant utility and sanitary facilities be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.

(3) A registered professional engineer or architect shall submit a certification to the Floodplain Administrator that the standards of this Section, as proposed in Article 4, Section C (1)a., are satisfied.

(4) Require within Zones AH or AO adequate drainage paths around structures on slopes, to guide flood waters around and away from proposed structures.

SECTION E. FLOODWAYS

Floodways - located within areas of special flood hazard established in Article 3, Section B, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and erosion potential, the following provisions shall apply;


(1) Encroachments are prohibited, including fill, new construction, substantial improvements and other development unless certification by a professional registered engineer or architect is provided demonstrating that encroachments shall not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(2) If Article 5, Section E (1) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article 5.

Adopted by the Hammond City Council on this 17th day of March, 1987.


Chris N. Miaoulis, President


LaNita V. Earnest, Clerk


Debbie S. Pope, Mayor

PUBLISH: march 20, 1987

I, LaNita V. Earnest, Clerk of the Council do certify that this is a true and correct copy of Ordinance No. 2111, C.S. adopted March 17thm 1987 by the City Council.


LaNita V. Earnest, Clerk of the Council

Thus done and signed on this _____ day of _____, 198__.

ORDINANCE NO. 2112, c.s.

"AN ORDINANCE ENLARGING THE CORPORATE LIMITS OF THE CITY OF HAMMOND BY ANNEXING PROPERTY INTO THE CORPORATE LIMITS OF HAMMOND."

BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THIS 17TH DAY OF MARCH, 1987.

SECTION 1. To consider enlarging the corporate limits of the City of Hammond by annexing property into the corporate limits of Hammond.

SECTION 2. Said property is described as follows:

Beginning at the southwest corner of Woodbridge Subdivision, 654.72" N89° 55' 20" E, of the northwest corner of Section 14, T6S-R7E; thence N00° 12' 00" E 666.42'; thence 89° 53' 25" E 655.22'; thence N00° 12' 10" E; thence S 89° 44' 00" E to the east line of the Southwest $\frac{1}{4}$ of Section 11, T6S-R7E; thence along said east line to the East line of the northwest $\frac{1}{4}$ and the southwest $\frac{1}{4}$ of Section 14, T6S-R7E; thence along said east line to the north line of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 14, T6S-R7E; thence along said north line to the east line of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 14, T6S-R7E; thence along said east line to the south line of the northwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ and the northeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 14, T6S-R7E; being the present corporate limits of the City of Hammond; thence along said south line to the southwest corner of the south 15 acres of the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 14, T6S-R7E; thence N 00° 07' 00" W 497.30' to the north line of the south 15 acres of the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 14, T6S-R7E; thence B 89° 47' 32" E 1330.12' to the northeast corner of the south 15 acres of the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 14, T6S-R7E; thence along the west line of the northeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$, the southeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ and the northeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of section 14, T6S-R7E to the northwest corner of the northeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 14, T6S-R7E, being the south line of Woodbridge Subdivision; thence along the south line of Woodbridge Subdivision. S 89° 55' 20" W, 655' \pm to P.O. B. Contains a total of 244 acres \pm .

The above described property lies adjacent to and contiguous with the present corporate limits of the City of Hammond.

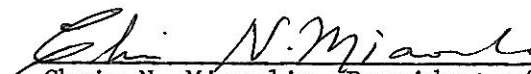
Said property owners certify that they constitute more than a majority of the registered voters and a majority in number of the resident property owners as well as twenty five percent in value of the property of the resident property owners in the area to be annexed.

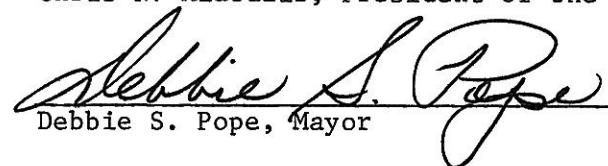
Said properties general description is the west side of North Oak Street including Woodbridge Subdivision, SLU's undeveloped property and the property belonging to Mr. Loel White.

Said property will be placed in District V of the City of Hammond.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 17TH DAY OF MARCH, 1987.


LaNita V. Earnest, Clerk of the Council


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor

PUBLISH: March 20, 1987

*Approved by Justice
Dept May 29, 1988*

ORDINANCE NO. 2113, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R-5 TO B-2, OWNED BY R. L. AND BETTYE FRYE, LOCATED AT 1502 WEST CHURCH STREET, HAMMOND, LOUISIANA."

BE IT ORDIANCED BY THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON 17TH DAY OF MARCH, 1987.

SECTION 1. To consider rezoning property described below from R-5 to B-2, owned by R. L. and Brttye Frye, located at 1502 West Church Street.

A certain parcel of ground located in Section 23, T6S, R7E, City of Hammond, Tangipahoa, Louisiana. Commencing at a point of beginning which is 206 feet west of the intersection of the North line of Church Street and the West line of Pecan Drive; thence West 55 feet; thence North 200 feet; thence East 55 feet; thence South 200 feet back to point of beginning.

Said property is the property belonging to R. L. and Bettye Frye


Said property has the municipal address of 1502 West Church Street

Said property is bounded by the South by West Church Street , on the West and North by the Rogers Estate, and on the East by R. L. Frye property.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 17TH DAY OF MARCH, 1987.


CHRIS N. MAIOULIS, PRESIDENT OF THE COUNCIL


DEBBEI S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: MARCH 20, 1987

ORDINANCE NO. 2114, C.S

"AN ORDINANCE REZONING PROPERTY FROM R-5 TO B -2, OWNED BY BONNIE W. MOULEDOUS, LOCATED AT 1507 WEST CHURCH STREET, HAMMOND, LOUISIANA."

BE IT ORDIANED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 17TH DAY OF MARCH, 1987.

SECTION 1. To consider rezoning the following described property from the R-5 to B-2, owned by Bonnie W. Mouledous, lcoated at 1507 West Church Street.

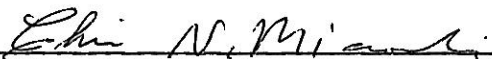
Vaccaro Park Subdivision, Lots 59 and 60 of square 4 in the City of Hammond, Rangipahoa Parish, Louisiana

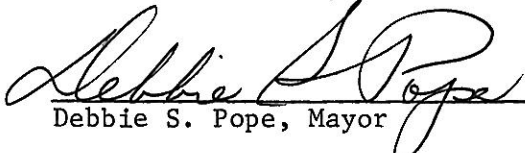
Said property has the municipal address of 1507 West Church Street

Said property is the property belonging to Bonnie W. Moukedous

Said property is bounded by the north by West Church Street on the South by Fred Hugh Wall property, on the East by the Leon Theard property, and on the West by the Leonce Albin property.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 17TH DAY OF MARCH, 1987.


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of the Council

PUBLISH: March 20, 1987

ORDINANCE NO. 2115, C.S.

"AN ORDINANCE REZONING PROPERTY FROM THE R-4 TO B-1 DISTRICT, OWNED BY GEORGE E. PERKINS, SR., LOCATED AT 596 J. W. DAVIS DRIVE, HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF APRIL, 1987.

SECTION 1. To consider rezoning property from the R-4 to B-1 District, owned by George E. Perkins, Sr., located at 596 J. W. Davis Drive, Hammond, Louisiana.

SECTION 2. Property described as follows:

A certain lot or parcel of ground together with all improvements thereon, located in Section 26, T6S, R7E, of the City of Hammond, Parish of Tangipahoa, State of Louisiana, being more particularly described as lots 1 and 2, block 3, and lot 25, block 4, Jackson Road Subdivision, Hammond, Louisiana.

Said property has the municipal address of 596 J. W. Davis Drive

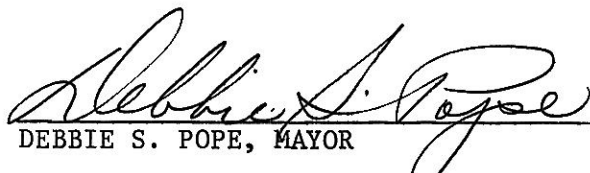
Said property is the property belonging to Geroge E. Perkins, Sr.

Said property is bounded on the North by J. W. Davis, Sr. and his estate on the East by J. W. Davis Sr. Drive (road) on the South by Joan Robinson and R. A. Maurin, Jr. and on the West by R. A. Maurin and Smith Square (road).

Said property will be used for a Bible Shop.

ADOPTED BY THE HAMMOND CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF APRIL, 1987.


CHRIS N. MAIOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: APRIL 24, 1987

ORDINANCE NO. 2116, C.S.

"AN ORDINACNE REZONING PROPERTY FROM C-3 & C-2 TO R-4, OWNED BY BEATRICE M. BELL, LOCATED AT 1904 CORBIN ROAD, HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY CIUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF APRIL, 1987.

SECTION 1. To consider rezoning property from C-3 & C-2 to R-4, owned by Beatirce M. Bell, located at 1904 Corbin Road, Hammond, Louisiana.

SECTION 2. Property described as follows:

5.50 all that part of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26, T6S, R7E, lying South of Canal, City of Hammond, Parish of Tangipahoa, State of Louisiana.

Said property has the municipal address of 1904 Corbin Road.

Said property is the property belonging to Beatrice M. Bell.

Said property is bounded on the North by Canal, on the South by Corbin Road, on the East by R. A. Maurin est. and on the West by A. Guidry estate.

ADOPTED BY THE HAMMOND CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF APRIL, 1987.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: APRIL 24, 1987

ORDINANCE NO. 2117, C.S.

"AN ORDINANCE AMENDING THE BUDGETS FOR THE FISCAL YEAR ENDING 1986-1987."

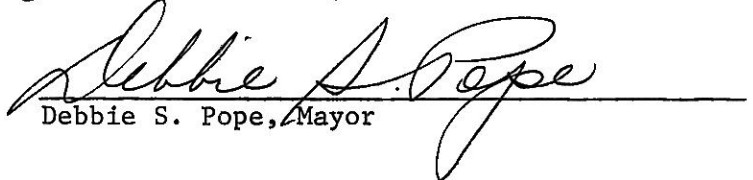
BE IT ORDAINED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 5TH DAY OF MAY, 1987.

SECTION 1. Approving amendments to the City of Hammond Operating budgets for the fiscal year ending June 30, 1987.

	<u>Original Estimate</u>	<u>Current Estimate</u>
Advalorem Tax	\$ 483,000	\$ 511,000
Transfer from Sales Tax I	2,031,600	2,101,600
<u>Main Street Project</u>	34,100	34,965
	Current Appropriation	Current Appropriation
<u>General Fund</u>		
General Government:		
Lagal Expenses	87,430	97,430
Police Department		
Corrections	91,202	114,202
City Hall	44,640	45,440
Landfill	271,000	280,600
Street Department	562,350	579,350
Transfer to Main Street	20,600	18,414

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 5TH DAY OF MAY, 1987.


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk of Council

PUBLISH: May 8, 1987

ORDINANCE NO. 2118, C. S.

"AN ORDINANCE ADOPTING THE SIGN ORDINANCE FOR THE CITY OF HAMMOND, LOUISIANA. "

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 16TH DAY OF JUNE, 1987.

I. SIGNS - GENERAL

A. Purpose - The purpose of these regulations is to provide uniform, comprehensive sign standards which promote a positive city image reflecting order, harmony and pride and thereby strengthening the economic stability of Hammond's business, cultural and residential areas. These regulations are necessary to insure the public's safety by eliminating unsafe, confusing and distracting signs that may be a hazard to motorists or pedestrians. In addition, a positive visual environment has traditionally been a part of Hammond's small town attraction and these regulations will help to continue and supplement that tradition.

For these purposes, it is declared that the regulation of signs within the corporate limits of Hammond is necessary and in the public interest. Objectives to be pursued in applying specific standards are as follows:

1. to protect the residential nature of residential neighborhoods;
2. to protect the motoring public from damage or injury to themselves or others caused by excessive sign distractions or obstructions;
3. to protect and enhance property values throughout the City by promoting a positive city image;
4. to assure that all signs in terms of size, height, location, and coloring are properly related to the adjacent land use character, and zoning district.
5. to restrict lighting from signs from causing a nuisance to residential areas;
6. to identify individual businesses, residential, and public uses without creating unsightliness, confusion, and visual obscurity of adjacent businesses;
7. to assure that signs are properly located, built and anchored in a manner that does not add to or cause a public safety hazard brought about by high winds, electrical hazards, and lack of visibility on or near public thoroughfares;
8. to enhance Hammond's traditional small town character and charm.

B. Relation to Building and Zoning Codes

1. In order to further coordination between City codes, signage information will be indicated on building permit applications when such information is available. If signage information is not yet available, building permit may be issued contingent upon receiving signage information.
2. If signage information becomes available after a building permit is already issued, such information will be turned in to the Building Official for approval before erecting such signs.

1. This ordinance does not, in general change, the texture, color, or material of signs. Though such items are controlled in the Hammond Historic District, these items are not controlled in the remaining parts of the City unless they have a direct impact on traffic safety.
2. Size of signs (square footage) is generally not restricted except for off-premise signs and signs in residential districts and restricted business districts (B-1, B-2).
3. Except for signs located in the Historic District, signs attached to buildings (roof, projecting, marquee signs, etc.) and on windows are not restricted as to size and number.
4. The height of signs, location of signs on the property, number of on and off premise signs, illumination and safety of signage is controlled.
5. Public signs: In order to set an example for others to follow, and to help eliminate traffic confusion and clutter, public informational and directional signs shall be thoughtfully and carefully located on the right-of-way. In order to reduce the great number of these signs, coordination and consolidation must be considered by public bodies. Where feasible public signs located at intersections will be consolidated onto one or two signs.

D. Volunteer Use of Hammond Logo Urged

A special logo representative of Hammond has been designed by the Hammond Chamber of Commerce. Businesses replacing or erecting new signs are asked to incorporate the use of this logo in their sign design whenever feasible. This use of this logo is being promoted to help further Hammond's image and show of unity.

II. DEFINITIONS

1. Abandoned Sign. A sign which is dilapidated beyond repair or one in which the business or event identified by the sign is no longer operating.
2. Advertising Display Area. The advertising display surface area (copy area) encompassed within any regular geometric figure which would enclose all parts of the sign. The structural supports for a sign, whether they be columns, pylons, or a building, or a part thereof, shall not be included in the advertising area.

3. Banner Sign. Any sign intended to be hung either with or without frames, possessing characters, letters, illustrations, or ornamentation applied to paper, plastic, or fabric of any kind. National flags, flags of political subdivisions, and symbolic flags of any institution shall not be considered banners for the purpose of this Article.

4. Beacon Light. Any light with one or more beams, capable of being directed in any direction or directions or capable of being revolved automatically.

5. Bench Signs. A sign located on any part of the surface of a bench or seat placed on or adjacent to a public right-of-way.

6. Billboards. Any structure or portion thereof upon which are outdoor advertising signs which advertise, promote or disseminate information not related to the goods, products or services comprising a primary use on the premises on which the sign is located, being either:

- A. Poster panels or bulletins normally mounted on a building wall or free-standing structure with advertising copy in the form of pasted paper or
- B. Multi-prism signs - same as above, and alternately advertising messages on one display area; or
- C. Printed or painted bulletins, where the advertiser's message is painted directly on the background of a mounted or free-standing display area.

7. Changeable Copy Sign. A sign that is designed so that characters, letters, or illustrations can be changed or rearranged without altering the face or surface of the sign. This shall also include the changing of copy on billboards.

8. Construction Sign. Any sign giving the name or names of principal contractors, architects, owners, and/or lending institutions responsible for construction on the site where the sign is placed, together with other information included thereon.

9. Directory Sign. A sign on which the names and locations of occupants or the use of a building is given. This shall include office buildings and church directories.

10. Erect. To build, construct, attach, hang, place, suspend, install, or affix and shall also include the painting of wall signs.

11. Freestanding. See 25 Below.

12. Illuminated Sign. Any sign illuminated in any manner by an artificial light source.

13. Integral Sign. Memorial signs or tablets, names of buildings, and date of erection when cut into any masonry surface or when constructed of bronze or other incombustible materials mounted on the face of a building.

14. Location. Any lot, premises, building, structure, wall, or any place whatsoever upon which a sign is located.

15. Marquee Sign. Any sign attached to and made part of a marquee. A marquee is defined as a permanent roof-like structure projecting beyond a building wall at an entrance to a building or extending along and projecting beyond the building's wall and generally designed and constructed to provide protection against the weather.

16. Mobile Sign. A sign, such as an A-frame, which is moveable by a person without aid of a motor vehicle or other mechanical equipment.

17. Monument Sign. A freestanding sign (a) the sign area of which is constructed or connected directly on or to a sign support consisting of a concrete slab base or foundation or a base or foundation of similar type of construction; or (b) which is of monolithic construction in which the sign's base or support is of uniform composition with the material comprising the sign area of said sign and the base or support of said sign is directly affixed in or to the ground. Provided, however, that no sign the base, foundation or support of which consists in whole or in part of above ground poles, piers, piling or similar types of supports exceeding 18" in height measured above the ground shall constitute a monument sign.

18. Multiple Use Identification Sign. A sign stating the name of the group or development and the major tenants.

19. Nonconforming Sign. Any sign which does not conform to the regulations of this Article.

20. Off-premise Outdoor Advertising. Any outdoor sign, display figure, painting, drawing, message, plaque, poster, billboard, or any other thing which is designed, intended or used to advertise or inform, any part of which advertising or information content is visible from any place on the main travel way of the interstate system or any thoroughfare in the City. The term "off-premise outdoor advertising," however, does not include signs advertising or identifying on-premise activities, and such on-premise advertising or identifying structures shall not be considered "outdoor advertising" structures for any purpose of this ordinance.

21. On-premise Sign. Any sign that disseminates information that directly relates to the use of the property on which it is located and is not a separate and distinct use.

22. Parapet. That portion of a building wall that rises above the roof line.

23. Person. Any person, firm, partnership, association, corporation, company, or organization, singular or plural, of any kind.

24. Point-of-Sale-Sign. Any sign which carries only the name of the firm, major enterprise, or products offered for sale on the premises, or a combination of these things.

25. Pole Sign. Any sign which is supported by structure(s) in or upon the ground and independent of support from any building, guy wire, fence, vehicle, or object. (Also referred to as freestanding or pylon sign).

26. Political Sign. Signs used to promote a particular candidate, political position or activity to the general public.

27. Portable Sign. A sign which may be moved from one location to another, is not permanently affixed to the ground, and is differentiated from a "mobile sign" in that it may be equipped for transportation by motor vehicle or other mechanical means. Trailer signs and skid-mounted signs are considered to be portable signs.

28. Projecting Sign. Any sign other than a wall sign affixed to any building or wall whose leading edge extends beyond such building or wall.

29. Real Estate Sign. Any sign which is used to offer for sale, lease, or rent the property upon which the sign is placed.

30. Roof Line. The juncture of the roof and the perimeter wall of the structure.

31. Roof Sign. Any sign erected or constructed wholly upon and over the roof of any building and supported solely on the roof structure. Some types of roof signs are not allowed in Hammond.

32. Sign Face. The part of a sign including any border and trim, facing traffic moving in one direction, and built on one structure. For the purpose of this Ordinance, a sign face may include not more than one (1) panel to a face.

33. Sign Height. The height of a sign shall be defined as the vertical distance from the adjacent street grade or upper surface of the street curb to the highest point of either the sign or sign structure. Elevated roadways shall not be used to measure height.

34. Sign Owner. The person receiving the benefit from the sign and/or the property owner.

35. Signs. Any surface, fabric, device, or display which bears lettered, pictorial, or sculptured matter, including forms shaped to resemble any human, animal, or product, designed to convey information visually and which is exposed to public view. For the purposes of this Code, the term "sign" shall include all structural members. A sign shall be construed to be a display surface or device containing organized and related elements composed to form a single unit. In cases where matter is displayed in a random or unconnected manner without organized relationship of the components, each such component shall be considered to be a single sign.

36. Skid Mounted Sign. (Also same as portable sign, trailer sign) A skid mounted (or trailer mounted) sign, with or without wheels, for use with or without changeable lettering.

37. Snipe Sign. A sign, other than a real estate sign, garage sale sign or political sign displayed in conformity with the provisions of this ordinance, which is tacked, nailed, posted, pasted, glued or otherwise attached to trees, poles, stakes, fences, or to other like objects.

38. Street Banner. Any banner sign which is stretched across and hung over a public right-of-way.

39. Temporary Sign. A sign which disseminates information but is approved by the Building Official for a 14 day period only, after which the sign must be removed.

40. Thoroughfare. Any street, expressway, freeway, highway or railway in Hammond.

41. Trailer Sign. Any sign mounted on a vehicle normally used as a trailer and used as advertising or for promotional purposes. This sign is portable and may be approved for temporary use only.

42. Useable Wall Area. The exterior wall or surface area of a building or structure that excludes doors and windows.

43. Wall Sign. Any sign painted on or attached to and erected parallel to the face of, or erected and confined within the limits of, the outside wall or building and which displays only one advertising surface.

44. Window Sign. Any sign placed inside or upon a window facing the outside and which is intended to be seen from the exterior.

III. A.

PROHIBITED SIGNS:

1. Signs which by reason of their size, location, movement, content, coloring, or manner of illumination, may be confused with traffic control signs or signals, or the light of an emergency or road equipment vehicle, or which hide from view any traffic or street sign, signal or device.

2. Signs employing confusing motion; which employ motion in such a manner as to obstruct or interfere with a driver's view of approaching, merging or intersecting traffic, or a traffic signal, device or sign.

3. Signs with flashing, blinking, or traveling lights, regardless of wattage, which are located within 20 feet from the edge of the street pavement. Signs or devices which utilize intense flashing lights, spotlights, floodlights or any type of light which may impair vision, cause excessive glare, or otherwise interfere with any driver's operation of a motor vehicle will be prohibited in any location.

4. Signs which bear the words "Stop", "Go Slow", "Caution", "Danger", or similar words which may be confused with traffic signs.

5. Signs which contain certain words, statements, or pictures which would be considered obscene, indecent, or immoral by local community standards.

6. Any signs or supports, other than those signs and supports required by governmental authority, or for which special permission has been obtained from the City, which are located on or across public right-of-way (including public parks and property) or that may impair visibility at intersections.

7. Signs which are considered unsafe or abandoned.

8. Balloons and gas filled objects which are of an unusual nature or size (in which case special permission to use such objects shall be obtained from the Building Official).

9. Off-premise signs, except in the C-2, C-3 and Industrial Districts. (See Section VI)

10. Billboards and off-premise signs not meeting the requirements of Section VI.

11. Signs which do not comply with the sign restrictions applicable to the zoning district in which such signs are located.

12. Signs not meeting the City's Building or Electrical Codes.

13. Any mobile signs or temporarily allowed portable sign located within 10 feet of public right-of-way or within 10 feet of the edge of the street pavement, whichever is greater. (See No. 3 above)

14. Snipe Signs

15. Portable, skid-mounted and trailer signs, except those allowed as temporary signs.

16. Rooftop signs which are directly above or on top of the roof or parapet of a building.

17. Signs over any utility easement.

18. Pole or freestanding signs that exceed the number (per property or building) allowed by this ordinance. There shall be only one freestanding sign per building or per business center, but such sign may be in sections and may have the name of each occupant in a business center, office complex, etc. There may be one such sign per street frontage adjoining the business or property concerned. Franchised operations representing more than one franchise may have two (2) free standing signs per street frontage.

In addition to the freestanding sign (pole sign) each individual business may install a sign flat against the wall of their business or such attached sign may project out from their building. In the case of projecting sign an eight (8) foot minimum clearance from the sidewalk or public way to the lowest extremity of the sign is required. (there is no limit on window signs)

19. Search lights.

III. B.

COORDINATED SIGNAGE REQUIRED:

1. Neighborhood business centers, shopping centers and commercial, industrial or office structures which have single or multiple ownership or tenants shall coordinate their signage. (multiple use identification sign - see definition # 18)

2. Public agencies, including the City of Hammond, will also coordinate public signs of like purpose and location onto one sign.

A. All unsafe or damaged signs shall be removed or repaired within 20 days of receiving written notice from the Building Official. Such notice shall be by certified mail.

B. All abandoned signs and their supports shall be removed within 90 days of receiving written notice from the Building Official.

a. All political campaign signs on private property shall be considered abandoned if they have not been removed within 20 days after an election. The City shall have authority to remove such signs without written notice to the sign owners if such signs are not removed within the 20 day period. Such signs are not allowed on public property.

An exception to this rule shall be when political campaign signs are using leased signage space and/or have contracted for a particular rental period.

C. If no remedial action is taken to repair or remove signs in the appropriate time frame stated above, then the City shall remove such signs and charge the costs of removal of the sign to the property owner and such documented City costs shall be paid by the owner. The Building Official or his representative shall have the authority to issue tickets to the sign owner in such cases (see Section X [E]).

V. SIGN REQUIREMENTS BY ZONING DISTRICT

A. Residential Zones (R-11, R-8, R5-8, R-5, R-A, R-B)

1. Permissible signs in residential districts shall be limited to:

a - signs relating to a permissible home occupation. These signs shall be non-illuminated and non-flashing and no larger than two square feet in area, 5' maximum height.

b - public signs relating to traffic, safety and informational purposes;

c - subdivision identification signs;

d - sign accessory to a permissible commercial establishment, provided that these signs are not illuminated or flashing, do not pose a nuisance to residential structures, and are no larger than 10 square feet in area; These may be apartment identification signs.

e - temporary signs of no more than 10 square feet in area relating to the sale or lease of property, garage, yard sales, elections, or construction, and located on the property affected (not on public right-of-way);

f - churches, public and semi-public buildings, hospitals and institutions may have bulletin board signs and identification signs of no more than 10 square feet in area. These signs may not be flashing but may be illuminated if light is focused directly onto sign or if sign is dimly lit.

- All other signage shall be restricted

2. Sign Height in these districts shall be limited to 10 feet except as otherwise noted, measured from ground level at the sign base.

B. Restricted Business Districts (B-1 and B-2)

1. All signage specified in part VA above shall be permissible. Other types of signage shall be allowed in the Restricted Business Districts except for the following:
 - a - restrictions specified in Section III, A & B
 - b - off-premise signs, including billboards;
 - c - flashing signs, regardless of location on the lot;
 - d - portable, trailer signs;
 - e - mobile signs;
 - f - temporary signs;
 - g - freestanding or pole signs other than one per commercial building (per street frontage)
2. Height in these districts shall be limited to 15 feet, measured from ground level at the sign base. Residential uses in the B-1 and B-2 district shall abide by height restrictions specified in VA.

C. Commercial Business District (C-1)

1. Signage shall be allowed in the C-1 District subject to the following provisions and restrictions:
 - a - restrictions specified in Section III; A&B
 - b - off-premise signs, flashing signs, portable, trailer signs, and billboards are prohibited
 - c - pole signs shall only be allowed in C-1 zones which are outside of the Hammond Historic District and which are not adjoining the Hammond Historic District, and in such cases, there may be no more than one pole sign per commercial building. Height shall be limited to 15 feet.
 - d - Signage in any part of the Hammond Historic District, or adjoining the District, shall be in compliance with the rules, regulations, and signage guidelines adopted by the Historical District Commissioners. When such regulations or guidelines conflict with the regulations of this Ordinance, the Historical District's regulations and guidelines shall prevail. All such signage must be approved by the Historic District Board before being installed.

D. Commercial Business District (C-2, C-3),
Industrial Districts (L, H)

1. Signage shall be allowed in the C-2, C-3, L and H Districts subject to the following provisions and restrictions:

a - restrictions specified in Section III, A&B.

b - off-premise signs and billboards are allowed in these Districts subject to the provisions of Section VI.

c - permissible mobile signs are limited to one per business, must be no higher than 4 feet and must be set back at least 10 feet from the public right-of-way.

d - permissible temporary signs shall be set back at least 10 feet from the public right-of-way.

e - No more than one freestanding (pole) sign per commercial building per street frontage.
 (See definition # 1B, page 12)

2. Height shall be limited to no more than 45 feet (to top of the sign)

VI. OFF-PREMISE SIGNS

A. Off-premise signs (which includes billboards) shall be allowed only in the C-2, C-3 and Industrial Zoning Districts.

B. The maximum area (each face) of any off-premise sign within the City of Hammond shall be 300 square feet and shall have a maximum height of 45 feet.

C. All lighting on off-premise signs shall be shielded so as not to produce excessive light or glare onto adjacent residential property or onto the street.

D. Off-premise signs shall be setback at least as far back as the minimum setback of contiguous structures. When contiguous lots are not developed, the minimum setback shall be at least 20 feet from the public right-of-way.

E. No two off-premise signs shall be located within 500 linear feet, measured along or on the same side of any street or road frontage, of any other off-premise sign (exception - see F below). When measured at street intersections, 500 feet shall be measured radially of any other off-premise sign.

F. Persons who own property or business within the C-2, C-3, or Industrial Zones may use this property to advertise other property or businesses which they own but which are in a different location. Such off-premise signs shall be limited to 40 square feet in area (per sign face) and do not need to meet the spacing requirements of item #5 above.

G. "Piggybacking" (signs on top of one another) of signs will not be allowed.

VII. TEMPORARY SIGNS

* A. Temporary signs are those that generally are not allowed by this ordinance but which may be displayed for periods of no more than 14 consecutive days upon receiving written prior approval from the Building Official.

B. Temporary signs that may be approved shall be limited to:

1. banner signs that announce special events relating to public purposes, charity, non-profit entities, or tourism. Such signs approved by the Building Official may be erected across public streets that are no more than two lanes wide.
2. portable or trailer signs that display grand openings or "special events"
3. signs painted or built onto vehicles to be parked as advertising.

C. It should be noted that this Ordinance allows many types of temporary signs that do not need approval from the Building Official. An example would be a business that announces a special sale with a temporary sign on their building or on an approved pole or mobile sign. Such signs do not need prior approval. Real estate, contractor signs, and political campaign signs are also examples of temporary signs that do not need prior written approval from the City when installed according to the guidelines of this ordinance.

* Temporary signs may be approved for periods of up to 14 consecutive days, 2 times per calendar year, for any one business. No one business then may display temporary signs for more than 28 days per calendar year.

D. Political campaign signs are all considered temporary and must be removed within 20 days after an election. These signs are not allowed on public right-of-way, public buildings, public parks, utility poles, or on public trees and may at any time be removed from the public property by the City.

1. Before signs are installed prior to an election each candidate which seeks to install signs within Hammond's corporate limits will post a \$100.00 bond with the zoning clerk at City Hall. Such bond will be held by the City in escrow and returned to the candidate within 5 working days after the election if the candidate removes his own campaign signs within 20 days.

VIII.

SIGNS FOR WHICH A PERMIT IS NOT REQUIRED

A. Sign permits and approval from the Building Official's office is not required for the following types of signs:

1. public signs relating to traffic, warning, or informational purposes.
2. indoor signs or window signs (inside or out)
3. on-premise signs attached to any commercial or industrial building where such buildings are not located within the Hammond Historical District or in residentially zoned districts, and are not prohibited or rooftop signs.
4. political campaign signs that are on privately owned property and are within size limitations allowed in that zoning district.
5. real estate sale signs, temporary construction signs, garage and yard sale signs on private property and within size limitations allowed.
6. flags of any governmental entity that are set back from the right-of-way at least 20 feet. (must be permitted if used for commercial promotion)
7. fuel pump pricing signs that are attached to an approved pole sign, on gas pumps, or attached to overhead canopy structures.
8. menu boards for drive-thru food establishments
9. private traffic direction signs located off of the public right-of-way and not exceeding five (5) square feet in area per sign. (e.g. "exit", "entrance" signs.)
10. non-illuminated home occupation signs not exceeding two (2) square feet in area.

B. Although sign permits are not required for all signs, all restrictions and guidelines of this ordinance must be followed as to appropriate sign locations, height, size, etc.. The Building Official may still require signs that do not require a permit be removed or altered if they do not meet the requirements of this ordinance.

C. If anyone is unsure of the need for a sign permit, the Building Official's office should be called before installing the sign.

IX. NON-CONFORMING SIGNS; SCHEDULE OF REMOVAL

A. In order for this ordinance to have its intended effect of improving safety and reducing clutter, certain types of non-conforming signs will be removed over a period of time as provided below:

1. Signs which have been erected in violation of a previously existing ordinance shall not, by virtue of the adoption of this ordinance, become legally non-conforming. Such signs shall immediately be removed by the owner or be brought into conformance with this ordinance.
2. Signs which have been abandoned, are considered unsafe, or are illegally located on public property shall immediately be removed or repaired by the owner and brought into conformance with this ordinance.
3. Mobile, portable, skid-mounted and trailer (vehicle) signs shall immediately be brought into conformance with the ordinance in relation to their location on the property. Blinking and flashing signs and those with traveling lights that are considered mobile or portable must be set back 20 feet from the right-of-way or from the edge of street pavement, whichever is greater. All portable and mobile signs not using flashing or blinking lights must be set back 10 feet from the right-of-way or edge of street pavement, whichever is greater.
4. All portable, skid-mounted, mobile and trailer signs which are used on a rental basis must be removed or brought into compliance immediately at the end of the contracted rental period. Renewal of the rental contract for portable signs will not be allowed since these signs will become non-conforming in accordance with this ordinance.
5. Signs which become non-conforming and do not meet the provisions of this ordinance because of height or size shall be allowed to remain and therefore become legally non-conforming.
6. All other on or off-premise signs not conforming to the provisions of this ordinance must be brought into conformance or removed within the limits of the time schedule indicated below.

Original value of signConformance schedule

	Wood frame signs	Metal/brick frame
-Less than \$2,000	24 months	24 months
-2,000 - 6,000	30 months	48 months
-more than \$6,000	36 months	72 months

7. No legally non-conforming sign may be enlarged or altered to increase its non-conformity with this ordinance.

- B. City staff or their representatives must log all non-conforming signs and determine what schedule must be followed in having such signs removed or altered to conform with this ordinance.

1. After inventory and logging of all signs which are non-conforming, the owners or responsible parties for such signs shall be notified by the City of the time schedule applicable for such signs to be brought into conformance with this ordinance.

x. **SIGN ORDINANCE ADMINISTRATION, REVIEW, AND FEES**

A. Building Official as Administrator

1. The Office of the Building Official shall be responsible for the proper administration, interpretation and enforcement of this ordinance.

B. Application and Fee for Sign Permit

1. An application for a sign permit shall be made by the owner or tenant of the property on which the sign is to be located, or by his authorized agent, or by a sign contractor.

(See Section VIII for signs not requiring permits)

2. Application shall be made on the forms designated by the Building Official at any time before a sign is erected or placed. A proper log and record of fees collected shall be kept by the Building Official's office.

3. A sign application form and a sign permit must be completed and obtained for each sign for which approval is sought. For the purposes of this ordinance, one freestanding pole or monument sign with several businesses listed on it shall constitute only one sign.

The Building Official shall inspect each sign for which a permit is obtained.

4. Sign permit fees shall be as follows:

-\$50.00 per permanent sign regardless of size.
-\$25.00 per temporary sign (as defined herein) regardless of size.

Civic and charitable organizations shall be exempt from the above fees for use of approved temporary signs when such signs are used in pursuit of a civil or charitable purpose.

5. Any sign that is to be rebuilt or relocated due to "Acts of God" or other types of damage beyond the control of the owner, must receive sign permits before such sign is rebuilt or relocated. This is done so that the Building Official can indicate the conforming status of the sign before it is rebuilt or relocated. When such "Acts of God" have caused a conforming or legally non-conforming sign to be rebuilt or relocated, sign permit fees shall not be collected.

C. Appeals/Board of Adjustments

1. Any City official, public or private organization, or person may appeal a decision of the Building Official if such appeal is based upon the Building Official's proper administration and or interpretation of this ordinance.
2. Such appeal shall first be directed to the Building Official for reconsideration. Further appeals may be brought to the Board of Adjustments, which may override, by majority vote, an improper decision or interpretation of the Building Official.
3. The three (3) person Board of Adjustments shall be appointed by the Mayor, through recommendations from the City Council, and may be a different Board from the Zoning Board of Adjustments. Members of the Board of Adjustments may be compensated a reasonable stipend for each board meeting at which they are in attendance.
4. Terms of Board members: The City Council shall establish staggered initial terms for the members of the Board of Adjustments. Thereafter, all terms of membership shall be for 6 years.
5. Removal of Board members: The Mayor may remove a member of the Board of Adjustments for poor meeting attendance, neglect of duty, malfeasance or inefficiency in office.

D. Enforcement and Fines

1. Signs newly erected or placed in an improper manner or location must have the infraction corrected, or the sign removed, within twenty (20) days of receiving certified written notice from the Building Official's office. No notice is required before the City removes signs from public right-of-way.
2. Signs owners may be fined \$50.00 for an infraction not corrected within the time period allowed. Any owner so fined must correct the infraction cited or is subject to further charges cited in #3 below (in addition to the \$50.).
3. If not corrected by the owner, the Building Official's office, or its chosen representative, may correct such infraction or remove a sign at the expense of the sign owner. Documented expenses in correcting a sign infraction will be sent to the owner for reimbursement to the City. Such expenses that are not paid within 30 days by the owner will be filed as a lien against the real property upon which such costs were incurred and said cost will be collected in the same manner as City property taxes.
4. The Building Official, or his chosen representative, may issue a ticket to the offending party for an infraction of the sign ordinance. Such infraction shall be a misdemeanor and subject to a \$50.00 fine plus court costs when collected by the Court.

E. Maintenance of Sign and Adjacent areas

1. All signs and the premises surrounding them shall be kept free and clear of safety and health hazards, rubbish, high weeds and grass.

F. Validity and Separability

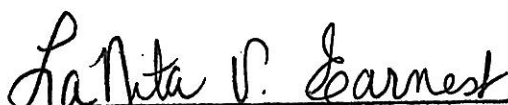
Should any section or provisions of this ordinance be declared unconstitutional or invalid, such decisions shall not effect the validity of this ordinance as a whole or any part thereof other than the part so declared unconstitutional or invalid.

It shall be understood that where similar provisions are covered in other ordinances, the more restrictive provisions shall prevail unless agreed upon by the City Council.

ADOPTED BY THE HAMMOND CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 16TH DAY OF JUNE, 1987.


CHRIS N. MIAOULIS, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: June 19, 1987

ORDINANCE NO. 2119, C.S.

"AN ORDINANCE TO AMEND CHAPTER 27 OF THE HAMMOND CITY CODE RELATIVE TO THE SPEED LIMIT OF TRAINS OPERATING WITHIN THE CITY LIMITS OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE HAMMOND CITY COUNCIL, PARISH OF TANGIPAHOA, STATE OF LOUISIANA AT ITS REGULAR SESSION HELD ON THE 16TH DAY OF JUNE, 1987.

SECTION 1. Chapter 27 regarding railroads of the Hammond City Code is hereby amended by changing Section 27-3 A & B to read as follows:

(a) All trains, engines, and cars operating on the Illinois Central Railroad tracks shall upon approaching I-12 Interstate Overpass on the south when moving in a northerly direction or Columbus Drive on the north when moving in a southerly direction, reduce their speed so as not to exceed twenty-five (25) miles per hour, and shall maintain no greater speed within the limits of I-12 Interstate Overpass on the south and Columbus Drive on the north, and at no time either proceeding on schedule or in switching, or in going into a siding for the purpose of clearing the tracks for other trains, to exceed twenty-five (25) miles per hour while within such limits. As long as any part of the train is within the track section between I-12 Interstate Overpass and Columbus Drive the above speed limit shall be enforced.

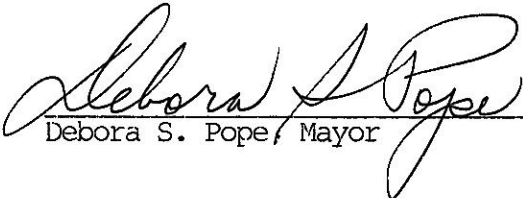
(b) There is hereby imposed upon the railway running east and west between the west corporate limits of the city and the main line of the Illinois Central Railroad on the east a speed limit on engines and cars of the trains operating along this stretch of track within the corporate limits of the city of not to exceed fifteen (15) miles per hour and not less than five miles (5) per hour between the above stretch of track. At the point where the engine clears North Morrison Boulevard on the west and meets the main line of the Illinois Central Railroad on the east, it is permissible for said engine to accelerate to a speed of thirty (30) miles per hour until the caboose clears North Morrison Boulevard on the west and meets the main line of the Illinois Central Railroad on the east.

SECTION 2. All other parts of Chapter 27 of the Hammond City Code shall remain in full force and effect.

SECTION 3. This ordinance shall take effect and be in force as provided by law.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 16TH DAY OF JUNE, 1987.


Chris N. Miaoulis, President of the Council


Debora S. Pope, Mayor


Lanita V. Earnest, Clerk of Council

PUBLISH: June 18, 1987

Amendments
2162
2232

ORDINANCE NO. 2120 C. S.

Occupational License Tax

TO LEVY, COLLECT AND ENFORCE PAYMENT OF AN OCCUPATIONAL LICENSE TAX FOR THE YEAR 1987 ON ALL PERSONS, ASSOCIATION OF PERSONS, FIRMS AND CORPORATIONS PURSUING ANY TRADE, PROFESSION, VOCATION, CALLING OR BUSINESS IN THE CITY OF HAMMOND, WHO ARE SUBJECT TO THE PAYMENT OF OCCUPATIONAL LICENSE TAXES UNDER THE CONSTITUTION AND LAWS OF LOUISIANA; TO PRESCRIBE THE MODE AND MANNER OF MAKING APPLICATIONS REQUIRED HEREUNDER; TO PROVIDE REMEDIES TO ENFORCE COMPLIANCE HERewith AND FOR MAKING FALSE STATEMENT OF AFFIDAVITS IN RELATION THERETO; AND TO DEFINE CERTAIN WORDS AND TERMS USED HEREIN.

BE IT ORDAINED by the City Council of the City of Hammond that:

Section 1. There is hereby levied an occupational license tax for the year 1988 and for each subsequent year, upon each person pursuing and conducting any business, trade, calling, profession, or vocation, within the corporate limits of the City of Hammond, subject to license under Louisiana Constitution and laws of this state.

Section 2. Adoption of State Laws. The amount of the license tax levied in each case is hereby fixed, determine, and ordained to be the same as that fixed, levied, collectable by the government authority under, and shall be granted in accordance with revisions of Louisiana Revised Statutes, Title 47, Section 341-363, inclusive, as amended, and all other applicable laws, all of which for all purposes of this ordinance are made a part hereof by reference as if written herin in extenso.

It is hereby declared to be the express intention of the City Council of the City of Hammond to levy and collect hereunder the maximum occupational license for parochial purposes, both as to amount and graduation, as are allowed under the laws of the State of Louisiana, and except as otherwise expressly provided in this ordinance.

Section 3. General Definitions. For the purpose of this ordinance, unless the contacts clearly otherwise requires or unless otherwise defined in specific portions of the ordinance, the following words shall have the respective meaning ascribed to each in this section:

1. Contractor: "Contractor" is synonymous with the term "Builder" and means a person, firm, partnership, corporation, association, or other organization, or a combination of them, which undertakes to or offers to undertake to, or purports to have the capacity to undertake to, or submits a bid to, or does himself or by or through others, construct, alter, repair, add to, subtract from, improve, move, wreck, or demolish any building, highway, road, railroad, excavation, or other structure project, development or to do any part thereof, including the erection of scaffolding or other structure or works in connection therewith and includes subcontractors and specialty contractors. As such, the word "contractor" shall include oil field service well servicing, maintenance, and construction when conducted as a single company unit. General oil well servicing shall include welding, pipe coating, pipe inspection, wireline service, automation, workover, logging, analysis, seismograph, installing and servicing equipment, packing platform work, perforating, and completion.

2. Separate Location: As used in Louisiana Revised Statute 47:346 a separate location exists unless similar or associated type of business is operated as a unit under a single roof or on the same contiguous tract of land.

3. Contractor's gross receipts: For the purpose of computing the license fee provided for in Louisiana Revised Statute 47:355, a contractor's gross receipts are determined the same for all contracts, whether or not they have lump sum contract or a cost-plus contract are based on the actual whereas, the gross receipts for a cost-plus contract are based on the actual cost of the contract to the owner including the amount added thereto as a fee.

4. Collector: For the purpose of this ordinance, the collector is the Tax Collector for the City of Hammond whose duty is to receive and collect the taxes and money due the City of Hammond.

5. Wholesale dealer: For the purpose of this ordinance, except as specifically provided in this ordinance, a "wholesale dealer" means any person who sells to other dealers who in turn resell.

6. Retail dealers to institutions consumer: For the purpose of this ordinance a "retail dealer to institutions consumers" includes all businesses selling, at retail from a fixed place of business, merchandise to dairymen, cattlemen, or farmers, to federal, state, parish, or municipal governments or institutions, to educational or charitable institution, to hospitals, manufacturers, severer of natural resources, carriers of freight or passengers, pipe lines, hotel, and restaurants, provided that such sales constitute the major portion of the business.

7. For the purpose of this ordinance, a "peddler" means any person who for himself or any other person, goes from house to house, or place to place, or store to store, exposing and selling the merchandise which he carried with him and delivering the same at the time of or immediately after the sale or without returning to the base of business operation between the taking of the order and the delivery of the goods; however, any person who uses the same vehicle or a combination of one or more vehicles for the purpose of taking orders and delivering merchandise, regardless of the fact that the vehicle returns to the base of operations between the taking of the order and the delivery of the merchandise, shall be deemed a peddler, unless such person shows that the merchandise delivered is accompanied by an invoice or delivery ticket prepared at the base of operations and which conforms to the original order that the person delivering the merchandise has permitted no deviation from the original order allowing the purchaser to reject, cancel, increase, or decrease the quantity at the time of delivery or to offset against such quantity and merchandise delivered at a prior time which is being returned. This extension of the meaning of the term "peddler" shall not be interpreted as to prevent rejection or cancellation of bonafide orders or the return of inferior merchandise from escaping their tax liability by subterfuge through means of so-called "standing order" or blanket advance orders, increase and decrease in quantities at the time of delivery, arbitrary rejections and cancellations and offset of merchandise returned by reason of nonsale rather than obligation of warranty all of which are hereby declared to be mere devices to prevent normal methods of operations so as to disguise the business of a peddler as an ordinary wholesale business.

"Peddler" shall include, but is not limited to, hawkers, intendant vendors, and any retail dealers not having a fixed place of business.

8. Real estate broker: For carrying on each business of real estate broker, the license tax shall be based on gross income. "Gross income" for real estate brokers is defined as those fees from any source deposited into the real estate broker's agency's general fund account less escrow deposits, and less fees paid to cooperating real estate brokers. Notwithstanding any provisions herein to the contrary, the maximum amount paid by a real estate broker shall be two thousand two hundred dollars.

9. "Business" includes any business, trade, profession, occupation, vocation, or calling.

10. "Person" includes any individual, firm, corporation, partnership, association, or other legal entity.

Section 4. Payment of Tax. Except as otherwise expressly provided, the first license tax herein authorized to be levied shall be due and payable to the tax collector as follows:

1. In the case of any business which is subject to license under this ordinance, commencing on or after the effective date of this ordinance, the license tax shall be due and payable on such date of commencement.

2. In the case of a business commenced prior to the effective date of this ordinance, the license tax shall be due and payable on January, 1988.

B. Annually thereafter all license taxes levied hereunder shall be due and payable on January 1st on each calendar year for which the license is due, except that for a new business commencing after January 1st of any calendar year, the first license shall be due and payable on the date the business is commenced.

All licenses unpaid after the last day of February of the calendar year for which they are due or, in the case of a new business, unpaid on the date such business is commenced shall be deemed delinquent and subject to payment of delinquent interest and penalty. Delinquent interest and penalty shall be computed from March 1st of the calendar year for which they are due.

C. For ongoing businesses which cease operation between January 1st and last day of February of the current license year, the license for the year shall be based on their gross receipts for the prior year, divided by three hundred sixty-five and multiplied by the number of days in which they were in operation.

5. Wholesale dealer: For the purpose of this ordinance, except as specifically provided in this ordinance, a "wholesale dealer" means any person who sells to other dealers who in turn resell.

6. Retail dealers to institutions consumers: For the purpose of this ordinance a "retail dealer to institutions consumers" includes all businesses selling, at retail from a fixed place of business, merchandise to dairymen, cattlemen, or farmers, to federal, state, parish, or municipal governments or institutions, to educational or charitable institutions, to hospitals, manufacturers, public utility companies, processors, refiners, or passengers, pipe lines, hotels, and restaurants provided that such sales constitute the major portion of the business.

7. For the purpose of this ordinance, a "peddler" means any person who for himself or any other person, goes from house to house, or place to place or store to store, exposing and selling the merchandise which he carried with him and delivering the same at the time of or immediately after the sale or without returning to the base of business operation between the taking of the order and the delivery of the goods; however, any person who uses the same vehicle or a combination of one or more vehicle or a combination of one or more vehicles for the purpose of taking orders and delivering merchandise, regardless of the fact that the vehicle returns to the base of operations between the taking of the order and delivery of the merchandise, shall be deemed a peddler, unless such person shows that the merchandise delivered is accompanied by an invoice or delivery ticket prepared at the base of operations and which conforms to the original order that the person delivering the merchandise has permitted no deviation from the original order by allowing the purchaser to reject, cancel, increase, or decrease the quantity at the time of delivery or to offset against such quantity and merchandise delivered at a prior time which is being returned. This extension of the meaning of the term "peddler" shall not be interpreted as to prevent rejection or cancellation of bona fide orders or the return of inferior merchandise from escaping their tax liability by subterfuge through means of so-called "standing order" or blanket advance orders, increase and decrease in quantities at the time of delivery, arbitrary rejections and cancellation and offset of merchandise returned by reason of non-sale rather than obligations of warranty all of which are hereby declared to be mere devices to prevent normal methods of operations so as to disguise the business of a peddler as an ordinary wholesale business.

"Peddler" shall include, but is not limited to, hawkers, itinerant vendors, and any retail dealer not having a fixed place of business.

8. Real estate broker: For carrying on each business of real estate broker, the license tax shall be based on gross income. "Gross income" for real estate brokers is defined as those fees from any source deposited into the real estate broker's agency's general fund account less escrow deposits, and less fees paid to cooperating real estate brokers. Notwithstanding any provisions herein to the contrary, the maximum amount paid by a real estate broker shall be two thousand two hundred dollars.

9. "Business" includes any business, trade, profession, occupation, vocation or calling.

10. "Person" includes any individual, firm, corporation, partnership, association or other legal entity.

Section 4. Payment of tax. Except as otherwise expressly provided, the first license tax herein authorized to be levied shall be due and payable to the tax collector as follows:

1. In the case of any business which is subject to license under this ordinance commencing on or after the effective date of this ordinance, the license tax shall be due

Section 5. New business; license required before commencing.

A. No person shall commence any business within the City of Hammond which imposes an occupational license tax without paying a tentative license tax. Within forty days after commencing the business, each person shall compute in the manner provided in Louisiana Revised Statutes 47:348 the balance of the the license tax, if any, owed for the year in which the business is started and pay such tax balance. When the business is begun business is started and pay such tax balance. When the business is begun prior to July 1st of any year, the tentative tax shall be the minimum annual rate in cases in which the tax is based on a specific amount per unit. When the business is begun on or after July 1st of any year, the tentative tax shall be one-half of the minumum annual rate or the specific amount per unit, as the case may be.

Section 6. Change of ownership of lessee.

A. The license is issued in the name of the person making application and paying the initial fee and is not transferable or assignable. If at any time during the license period from January 1st, to the date of sale or change of lessee.: A change of ownership occurs when a business is sold or leased, and does not include changes in partnership or corporate shares.

B. The new owner of lesse shall obtain another business license, as the liecnse to the former owner or lessee is not transferable or assignable. The license period for the new owner or lessee covers the date of transfer of ownership or lease to December 31st of the licenst year. The collector shall be notified within ten days when a change is effected.

Section 7. Seperate license required for each location, based on primary class of business.

Only one license shall be required for each place of business, and the license shall be based upon the classification of business which constitutes the major portion of the taxable annual gross sales and receipts. However, any person operating coin vending or weighing machines shall obtain only one license regardless of the locations of the machines. However, a seperate license shall be required for hotels, motels, rooming houses, and boarding houses. Such license shall be in addition to the license required if other classes of business are operated in conjunction with the hotel, motel, rooming house, or boarding house.

Section 8. Class of business.

In order to calculate the license fee for a business location at which business activities are carried on that fall under more that one tax basis schedule, gross receipts, fees, or commissions for each group of activities falling under each schedule must be compared. The rate for the schedule which constitutes the major portion of the gross receipts, fees or commissions for all business activities carried on at the business location, minus any applicable deductions, are applied to the schedule to compute the fee.

Section 9. Period used where gross receipts is the measure of the license.

A. The basis for determining the amount of the annual licenses provided by this ordinance, where the license is measured by gross receipts shall be as follows:

1. If the business has been conducted previously by the same party, the annual gross receipts, gross fees or gross commissions earned, whether received or accrued, during the precieding calendar year for which the license is issued shall be the basis for determining the amount of the annual license.

2. If the business is begun during the calendar year for which the license is issued, the license for the year of commencement shall be based on the gross receipts, gross sales, gross premiums, gross fees, or gross commissions earned, regardless of whether received or accrued, during the first thirty days if business, multiplied by the number of months, or major fraction thereof, remaining in the claendar year; however, any business which opens after June 30th of the year in question whose estimated gross receipts for the remainder of the yearis less than one-half of the maximum gross receipts allowed in the minimum rate unde the classification of the particular business, shall pay for the remainder of the year at one-half the minimum rate.

3. If the business is begun less than thirty days before the end of the calendar year for which the license is to be issued, the tax shall be based on the gross receipts, gross sales, gross premiums, gross fees or gross commissions earned, regardless of whether received or accrued, during the calendar year; however, one-half of the annual rate sahll apply to such businesses whose gross receipts for the period operated during the calendar year is less that one-half of the maximum gross receipts allowed in the minimum rate under the classification of the particular business.

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4. The license tax of the business for the calendar year following that or commencement shall be based on the gross receipts, gross sales, gross premiums, gross fees, or gross commissioned earned, regardless of whether received or accrued, during the previous year, divided by the number of days in operation during the year of commencement, and multiplied by three hundred sixty-five.

B. The date of business for the purpose of this ordinance shall depend upon the type of business involved, and shall be governed by regulations promulgated by the collector of revenue according to law.

Section 10. TAXPAYER REQUIRED TO KEEP RECORDS: CONFIDENTIALITY.

A. In general each person shall keep a reasonable record of his or their gross receipts, gross fees or commissions, or loans made. This record shall be kept separately for each place of business, and shall be subject to examination and inspection by the collector or his duly authorized assistants.

B. 1. Except as otherwise provided by law, the records and files of the collector or the records and files maintained pursuant to tax ordinance, excluding and ad valorem property taxes and ad valorem property tax assessment rolls, of political subdivision are confidential and privilege, and no person shall divulge or disclose any information obtained from such records and files except in the administration and enforcement of the tax laws of this state or of a political subdivision of this state.

2. No person shall divulge or disclose any information obtained from any examination or inspection of the premises of property of any person in connection with the administration and enforcement of the tax laws of this state of a political subdivision of this state except to the taxing jurisdiction of this employment or, in the case of an already existing independent contractor arrangement, to the contracting taxing jurisdiction.

3. Neither the collector nor any employee engaged in the administration or charged with the custody of any records or files shall be required to produce any of them for inspection or use in any action or proceeding, except in an action or proceeding in the administration or enforcement of the tax laws of this state or of a political subdivision.

4. Any officer, employee, or agent of any former officer, employee, or agent of any political subdivision of the state who unlawfully discloses any information obtained from a return of a taxpayer or records and files or the collector, contrary to the provisions of this Section, shall be guilty of a misdemeanor and, upon conviction thereof, shall be more than ten thousand dollars or be imprisoned for not more than two years, or both.

5. Nothing contained in this section shall be construed to prevent such persons from disclosing a return of a taxpayer or the records of the secretary as authorized by law in any judicial proceeding in which the state or any political subdivision thereof is a party.

Section 11. Application of Licenses.

A. Every person subject to a license tax levied by this ordinance shall apply to the collector for a license before the same becomes delinquent, as provided in this ordinance. The application shall state all facts necessary to determine the amount of taxes due under this ordinance.

B. If the collector is not satisfied with the facts set forth in the application or for any reasons desires to audit the books and records of the taxpayer, the collector or any of his authorized assistants may audit and inspect all records of the taxpayer that would have any bearing upon the amount of taxes due under this ordinance.

C. If an individual is an applicant for a license required by this ordinance, the application must be signed by him; if a partnership or an association of persons, by a member of the firm; and if a corporation, by the proper officer thereof.

D. Any intentional false statement as to any material facts in the application for a license under this ordinance shall constitute a misdemeanor, and any person convicted thereof shall be fined not more than two hundred dollars or imprisoned for not more than six months, or both.

Section 12. FAILURE TO PAY TAX: JUDGEMENT PROHIBITING FURTHER PURSUIT OF BUSINESS.

Failure to pay the tax levied by the ordinance shall ipso facto, without demand or putting in default, cause the tax, interest, penalties, and cost to become immediately delinquent, and the collector is hereby vested with authority, or motion in a court of competent jurisdiction, to take a rule on the delinquent taxpayer to show cause in not less than two or more than ten days, exclusive of holidays, why the delinquent taxpayer should not be ordered to pay the total amount due and owing under this ordinance. This rule may be tried out of

term and in chambers and shall always be tried by preference. If the rule is made absolute, the order therein rendered shall be considered a judgement in favor of the municipality or parish.

In no case under this ordinance shall the City of Hammond have the right to regulate any occupation or professions which is regulated and controlled by any other board, authority or governmental institution within the State of Louisiana.

Section 13. Collector authorized to make rules and regulations.

A. The collector shall make and enforce all rules and regulations necessary for the proper, complete, and equitable collection of the tax levied by this Chapter. He may adopt different rules and regulations and forms for different classes or kinds of businesses, uniform as to each class, if by so doing the collection of the full amount of taxes due under this ordinance may be simplified and made more certain.

B. The collector may make and publish reasonable rules and regulations, not inconsistent with law, for the enforcement of the provisions of this ordinance and collection of the revenue hereunder.

Section 14. RECORDS TO BE KEPT BY COLLECTOR.

The collector shall keep an accurate record showing the names of every person paying taxes under this ordinance, together with the business pursued, the amount of the license, and the date of this collection and the payment thereof.

Section 15. RETAIL DEALERS IN MERCHANDISE, SERVICES AND RENTALS.

For every fixed location retail dealer in merchandise, services, and rentals, including but not limited to all businesses enumerated in this section, the license shall be based on the total business activity and shall be based on the table below.

If the Gross Sales are:

As Much As	But Less Than	The Annual License Shall Be
\$ 0	\$ 50,000	\$ 50
50,000	75,000	60
75,000	100,000	90
100,000	150,000	120
150,000	200,000	180
200,000	250,000	250
250,000	300,000	300
300,000	400,000	360
400,000	500,000	500
500,000	600,000	650
600,000	750,000	800
750,000	1,000,000	900
1,000,000	1,500,000	1200
1,500,000	2,000,000	1800
2,000,000	2,500,000	2400
2,500,000	3,000,000	3000
3,000,000	3,500,000	3600
3,500,000	4,000,000	4200
4,000,000	4,500,000	4800
4,500,000	5,000,000	5400
5,000,000	5,500,000	6000
5,000,000	6200

B. This schedule includes, but is not limited to, the following businesses.

- Abstractors
- Advertising agencies
- Ambulance services
- Amusement parks
- Appraisers
- Barbershops
- Beauty salons
- Boats or barges carriers of freight or passenger
- Bonding companies, surety companies or bondsmen
- Business, professional, or instructional schools
- Cable television businesses
- Cold storage plants or refrigerated lockers
- Collecting agencies
- Commercial reporting or rating agencies
- Credit bureaus
- Decorators
- Detective agencies

Elevator repair, service and maintenance businesses
 Employment agencies
 Engravers
 Ferry boats
 Flea market participants
 Health or recreational clubs
 Insurance adjusters
 Jewelers
 Businesses engaged in leasing, renting or licensing the use of of movable property
 Medical transportation services
 Miniature golf links
 Motor vehicle carriers or freight or passengers
 Motor vehicle rentals
 Motor vehicle repair and repainting shops
 Motor vehicle storage businesses
 Operations of coin vending and weighing machines
 Packing houses for meats and fish
 Parking lots
 Photographers
 Railroad carriers of freight or passengers
 Repair businesses
 Restaurants, coffee houses, or other eating establishments
 Retail dealers in boats
 Retail dealers in merchandise
 Retail dealers in motor vehicles
 Service businesses
 Sign painting
 Skating rinks
 Steam cleaning, steam dyeing or steam pressing businesses
 Steam or electric laundering businesses
 Storage businesses
 Storage rooms or landings
 Taxicab service
 Theatres
 Tourist camps
 Towboat or tugboat businesses
 Trackless trolleys or buses
 Transportation businesses
 Trucking businesses
 Undertakers and funeral directors
 Warehouses
 Washetarias or laudromats
 Watchman agencies
 Wreckers and tow trucks services

C. For every dealer in merchandise, services, and rentals not otherwise provided for by this Chapter or by special laws, whether conducted as principal agent or commission, or otherwise, the license tax shall be based on the amount of gross sales and receipts, at the rate set above.

Section 16. WHOLESALE DEALERS IN MERCHANDISE, SERVICES, AND RENTALS: RETAIL DEALERS TO INSTITUTIONAL CONSUMERS: SHIPBUILDERS AND CONTRACTORS.

For every fixed location wholesale dealer in merchandise, service and rentals, retail dealers to institutional consumers, shipbuilders, and contractors including but not limited to all busiensses enumerated in this section, the license shall be based on the total business activity and the amount of said license shall be as shouwn in the following table:

As Much As	But Less Than	The Annual License Shall Be
\$ 0	100,000	50
100,000	150,000	75
150,000	250,000	100
250,000	500,000	150
500,000	600,000	200
600,000	800,000	250
800,000	1,000,000	300
1,000,000	1,500,000	400
1,500,000	2,000,000	500
2,000,000	2,500,000	700
2,500,000	3,000,000	900
3,000,000	4,000,000	1000
4,000,000	5,000,000	1250
5,000,000	5,500,000	1800
5,500,000	6,000,000	2400
6,000,000	6,500,000	3000
6,500,000	7,000,000	3600

7,000,000	7,500,000	4200
7,500,000	8,000,000	4800
8,000,000	9,000,000	5200
9,000,000	10,000,000	5600
10,000,000	11,000,000	6000
11,000,000	12,000,000	6400
12,000,000	13,000,000	6800
13,000,000	14,000,000	7200
14,000,000	" " "	7500

B. This schedule includes, but is not limited to, the following businesses:

Wholesale dealers in merchandise, service, and/or rentals
 Retail or wholesale dealers in building materials
 Retail dealers to farmers or institutions
 Shipbuilders
 Contractors, both lump sum and cost plus.

The maximum license tax paid by a retail dealer or building materials shall not exceed six thousand, two hundred dollars.

Section 17. BUSINESS OF LENDING OR OF DEALING IN NOTES SECURED BY CHATTEL MORTGAGES OR OTHER LIENS.

A. For every person, firm, corporation, pr association or person engaged in the business purchasing, selling, trading in, or lending on unsecured notes or on secured by chattel mortgages, or other statuory liens, being commonly known as finance or securities, a license based on the amount of loans made by the business and the amount pf said license shall be as shown in the following table:

If the Amount of the Loan Made is:

As Much As	But Less Than	The Annual License Shall Be
\$ 0	\$ 250,000	50
250,000	500,000	100
500,000	750,000	150
750,000	1,000,000	200
1,000,000	1,250,000	250
1,250,000	1,500,000	300
1,500,000	1,750,000	350
1,750,000	2,000,000	400
2,000,000	2,250,000	450
2,250,000	2,500,000	500
2,500,000	3,000,000	550
3,000,000	3,500,000	600
3,500,000	4,000,000	650
4,000,000	4,500,000	700
4,500,000	5,000,000	750
5,000,000	5,500,000	800
5,500,000	6,000,000	850
6,000,000	6,500,000	900
6,500,000	7,000,000	950
7,000,000	7,500,000	1000
7,500,000	8,000,000	1050
8,000,000	8,500,000	1100
8,500,000	9,000,000	1150
9,000,000	9,500,000	1200
9,500,000	10,000,000	1250
10,000,000	11,000,000	1350
11,000,000	12,000,000	1450
12,000,000	13,000,000	1550
13,000,000	14,000,000	1650
14,000,000	15,000,000	1750
15,000,000	16,000,000	1850
16,000,000	17,000,000	1950
17,000,000	18,000,000	2050
18,000,000	19,000,000	2150
19,000,000	20,000,000	2250
20,000,000	25,000,000	2500
25,000,000	30,000,000	3000
30,000,000	35,000,000	3500
35,000,000	3700

B. The "amount of loans made," for the purposes of this Section, shall mean the total of all amounts of funds or goods advanced to borrowers and the amounts paid for notes or other similas evidences of indebtedness purchased or otherwise acquired from others.

C. In the case of a new business, the basis for the year's license shall be provided for in R. S. 47:344 and R. S. 47:348 of this chapter, except that the "amount of the loans

SECTION 18. BROKERAGE AND COMMISSION AGENTS.

For every factorage, commission, or brokerage business dealers in stocks or bonds as principal stocks, bonds, or cotton factors, commission or brokerage businesses, whether or not the principal or party solicited is within or without the state, including but not limited to all businesses enumerated in this section, the license shall be based on gross annual commissions and brokerages earned on sales and purchases. The amount of the license shall be as shown in the table below and shall be subject to the applicable deductions.

IF THE GROSS ANNUAL COMMISSIONS AND BROKERAGES ARE:

AS MUCH AS	BUT LESS THAN	THE ANNUAL LICENSE SHALL BE
\$ 0	\$ 15,000	50
15,000	20,000	70
20,000	25,000	90
25,000	30,000	112
30,000	40,000	137
40,000	50,000	180
50,000	65,000	225
65,000	80,000	300
80,000	100,000	360
100,000	125,000	450
125,000	150,000	600
150,000	175,000	675
200,000	250,000	750
250,000	300,000	1,050
300,000	350,000	1,200
350,000	400,000	1,400
400,000	450,000	1,600
450,000	500,000	1,800
500,000	550,000	2,000
550,000	600,000	2,200
600,000	650,000	2,400
650,000	700,000	2,600
700,000	750,000	2,800
750,000	800,000	3,000
800,000	850,000	3,200
850,000	900,000	3,400
900,000	950,000	3,600
950,000	3,700

B. This schedule includes, but is not limited to:

Brokerages in money, produce, or sugar
 Cotton compress businesses
 Cotton factor and commission businesses
 Cotton future brokerages
 Cotton pickeries
 Distillers of alcohol
 Grain and product commission houses
 Businesses engaged in leasing, renting, or licensing the use of
 immovable property
 Livestock auctions
 Manufacturer's agents
 Operators of office buildings
 Owners of lessees of toll bridges or ferries
 Real estate brokers
 Slaughter houses
 Steamboat or steamship agencies
 Stock or bonds brokerages
 Sugar factors

C. For carrying on each business of dealing in or buying and selling stocks or bonds, as principal, the license shall be based on gross annual profits; however, where no gross annual profit is realized, the minimum tax under the above schedule shall be paid.

SECTION 19. PUBLIC UTILITIES

For carrying on each business of gas light, heat or power, electric light, heat, or power, waterworks, and for each telephone, telegraph, or express business, the license shall be based on gross revenue from all business activities as shown in the following table.

IF THE GROSS ANNUAL RECEIPTS ARE:

AS MUCH AS	BUT LESS THAN	THE ANNUAL LICENSE SHALL BE
\$ 0	20,000	50
20,000	25,000	60
25,000	37,500	75
37,500	50,000	115
50,000	75,000	150
75,000	100,000	200
100,000	150,000	300
150,000	200,000	450
200,000	250,000	650
250,000	500,000	750
500,000	750,000	1,500
750,000	1,000,000	2,250
1,000,000	1,250,000	3,000
1,250,000	1,500,000	3,750
1,500,000	1,750,000	4,500
1,750,000	2,000,000	5,250
2,000,000	2,250,000	6,000
2,250,000	2,500,000	6,900
2,500,000	7,500

A person engaged in the business of selling electricity in more than one municipality, locality, or community shall be deemed to be carrying on but one business, and to have only one place of business, which place of business shall be the place where the general office of such person is located.

SECTION 20. BUSINESS WHERE LICENSES ARE BASED ON FLAT FEES.

The following types of businesses shall have an annual license based on the flat fee designated hereafter. For purposes of this Section, the minimum tax noted in R.S. 47:344 for most new businesses for the first year of commencement or fractional part thereof does not apply.

A. Private banking or investment banking business:

For each business carrying on a private banking house, business or agency, investment banking house, business or agency, a license based on a flat fee of five hundred dollars shall be required.

The term "investment banking" means a business that is carried on through the purchase or underwriting of security issues and their subsequent sale to investors.

B. Pawnbrokers and persons lending money on wages or salaries.

For each and every pawnbroker, or person keeping a loan office and engaged in lending money on articles pawned or pledged and for each and every money broker, money lender or person lending money or, or purchasing time, wages or salaries of laborers, clerks, or other wage earners or other person, whether the same be earned or unearned, and whether the business is conducted in an office or otherwise, a license based on a flat fee of one thousand dollars shall be required. Persons licensed under this category may conduct retail sales, provided that the gross receipts from such sales do not exceed one hundred thousand dollars. If the gross receipts from retail sales exceed one million dollars a retail license is required. Such retail license shall be based on the sum of the gross receipts of the retail sales and of one-third of the total amount of the money loaned. The license fee shall be based on the rates listed in the table in R.S. 47:354.

C. Peddlers and itinerant vendors.

1. All peddlers, hawkers, itinerant vendors, and every person who displays samples, models, goods wares, merchandise on a temporary basis in any hotel, motel, store, storehouse, house, vehicle, or any other place, for the purpose of securing orders for the retail sale of such goods, wares, or the like, kind or quality, either for immediate or future delivery shall obtain a license based on a flat fee not to exceed one hundred dollars.

2. This section does not apply to the following classes: those persons making house to house or personal calls displaying samples and taking orders for shipment directly from the manufacturer; those persons making a business call or visit upon the verbal or written invitation of the inhabitant of the premises; those persons, or their representatives, engaged in the business of selling at wholesale, from a fixed place of business in this state to be licensed retail dealers; and vendors, or their agents or representatives, in the sale or delivery of petroleum products when drawn, conveyed, and distributed from a stock maintained at a warehouse, distributing station, or established place of business.

3. Parochial and municipal officers shall require all peddlers to exhibit their occupational license. The license shall indicate thereon the motor vehicle license number. They shall seize the merchandise and any vehicle or other conveyance used by the peddler to peddle the same, if the peddler fails or refuses to exhibit his license. All property seized shall be turned over to a court of competent jurisdiction, to be sold according to law, to satisfy the license due and enforce the privilege therefor. The rights of the holder of a chattel mortgage note or any vehicle seized shall not be affected or prejudiced as a result of the seizure.

4. Whoever shall sell goods, wares, and merchandise as a peddler without first obtaining the license herein required shall be guilty of a misdemeanor and upon conviction shall be fined not less than five hundred dollars or shall be imprisoned not more than sixty days, or both.

D. Mechanical or electronic amusement machines or devices:

1. Every person engaged in the business of operating any coin-operated mechanical or electronic amusement device shall pay a license of fifty dollars for each such device.

2. The provisions of the Subsection shall not apply in cases where the person engaged in the business of operating such mechanical devices or operating same under a written contract with and are solely sponsored by a non-profit corporation for the purpose of conducting a fair, festival, or trade show which has as one of its objectives the promotion of agricultural and agri-industrial products. For the purposes of this subsection the term non-profit corporation which (1) was organized under the provisions of Chapter 2 of Title 12 of the Louisiana Revised Statutes of 1950 prior to January 1, 1969; and (2) holds membership in good standing in an association organized for the purpose of promoting fairs, festivals, and trade shows in the State of Louisiana.

3. For the purpose of this subsection a "coin-operated mechanical amusement device" is any machine or device operated by depositing a coin, token, slug, or similar object for the replacing of the device in readiness to play. This definition includes, but is not limited to the following devices; video games, merry-go-rounds, mechanical hobby horses, juke boxes, pool tables, domino tables, bowling alleys, blood pressure monitors, and pulse rate monitors.

4. Such mechanical amusement devices subject to tax under this subsection and which do not return to the operator or player thereof anything but free additional games or plays or through the exercise of the skill of the operator or player, any merchandise prize, shall not be deemed to be classed as gambling devices, and neither this Section nor any other Act shall be construed to prohibit same. Payment of the tax imposed by this Subsection shall not be held to legalize the operation of any machine or device defined herein which is prohibited by law. This subsection shall not be held to repeal any provisions of any law prohibiting the operation, possession, or use of any such machines or devices.

E. The payment of the taxes levied by this Section shall be evidenced by a certificate of tax payment, or a stamp, or similar evidence of tax payment which shall be issued by the collector. The certificate of payment shall be securely affixed or attached to each machine or other device with respect to which a tax has been paid, or in the event such certificate cannot be affixed, shall be prominently posted the place in which the machine or device is located and near to such machine or device. If a machine or device is replaced by another, such other machine or device shall not be considered an additional device service. Certificates of tax payment or stamps are not transferable from one taxing jurisdiction to another.

F. 1. Any machine or other device, on which taxes are imposed by Subsection D, which shall be found in possession or custody or within the control of any person for the purpose of being operated or permitted to be operated without having a certificate of tax payment, or a stamp or similar evidence to tax payment, issued by the collector, affixed or attached thereto, or prominently posted in the place in which the machine or device is located and near to such machine or device, may be seized by the collector of revenue or his agent, in order to secure the same for trial, and the same shall be forfeited to the collector. The collector or his agent making the seizure shall appraise the value of the machine or other device according to his best judgement and shall deliver to the person, association of persons, firm or corporation if any, found in possession of the machine or other device, a receipt showing the fact of seizure stating from whom seized, the place of seizure, and description of the machine or the device, and appraised value, and a duplicate of said receipt shall be filed in the office of the collector and shall be open to public inspection.

2. The proceeding to enforce such forfeiture shall be by rule and be in the nature of a proceeding in a court of competent jurisdiction where such seizure is made. The proceedings shall be filed by the collector, or his assistant or attorney on behalf of the municipality or parish, and the same shall be summary, and it may be tried by preference. Whenever the petition for rule shall be sworn to by the collector of revenue, or his assistant or his attorney that the facts contained in said petition are true and accompanied with a duplicate copy of notice of the seizure the same shall constitute a prima facie case, but may be rebutted by the defendant. <The proceeding shall be directed against the person operating or permitting the operation of the article seized, demanding the forfeiture and sale of said property as a penalty for the violation of this Section. Service of said proceeding shall be made upon the persons operating or permitting the operation of the articles seized, demanding the operating of the seized articles if he is a resident of this state, or his residence is known to the plaintiff in rule.> In all cases where it is made to appear by affidavit that the residence of the person operating or permitting the operation of the seized articles is out of the state or is unknown to the collector or his assistants or his attorney, an attorney at law shall be appointed by the courts which has jurisdiction of the proceedings to represent the said person operating and permitting the operations, against whom the said rule shall be tried contradictorily within ten days from the date of the filing of same. The said affidavit may be made by the collector, or one of his assistants, or by the attorney representing the collector, if it be not convenient to obtain the affidavit of the collector. The attorney so appointed to represent the person operating or permitting the operation of the seized articles may waive service and citation of the petition of rule, but he shall not waive time nor any legal defense. Upon the trial of said proceedings if it is established by satisfactory proof that with respect to the articles under seizure that this Section has been violated in any respect, then the court shall render judgement accordingly, maintaining the seizure, declaring the forfeiture of said seized property other than cash after ten days notice of advertisement at least twice in the official parish where the seizure is made of the machine or other device, in the parish of Tangipahoa at public auction; it being the intent and purpose of this proceeding to afford the person operating or permitting the operation of said seized article a fair opportunity of hearing in a court of competent jurisdiction. It is further the intent and purpose of this proceeding that the forfeiture and sale of said seized property shall be and operate as a penalty for the violation of this Section as aforesaid, and payment of the tax due on said seized articles at the moment of seizure or thereafter shall not operate to prevent, abate, or discontinue, or defeat the said forfeiture and sale of said property. The court may fix the fee of the attorney appointed by the court to represent the owner of the seized articles at a nominal sum to be taxed as costs and to be paid out of the proceeds of the sale of said property.

3. In cases where, in the opinion of the trial judge, the value of the seized machine or other device is so small as not to justify the expense of advertising and selling at public auction the seized commodities as hereinabove provided, the court may in any such case, in rendering judgment maintaining the seizure and declaring the forfeiture of the seized property, direct that the seized property be sold by the collector at private sale, without advertisement, but shall direct that the seized property be not thus sold for a price less than a minimum figure to be fixed by the court in its judgment.

4. Forfeiture of the machine or other device and its contents to the collector, as herein provided, shall not prevent any action by the collector to recover from the persons liable any taxes incurred.

G. Professional sports:

For each person owning or carrying on a business known as "professional sports" a license based on a flat fee of one thousand dollars shall be required. By way of extension and not of limitation, the business of "professional sports" shall include football, basketball, and baseball games, where the individual participants are paid for their services. Sporting events that are provided for by special laws are exempt under this Section.

H. Circuses, concerts, carnivals and special events:

For each person operating a circus carnival, or other traveling show, and for each person or organization sponsoring a concert or other special event, including but not limited to gun shows, arts and crafts fairs, and antique shows, a license based on a flat fee of two hundred fifty dollars shall be required. This license shall be issued by the parish or municipality in which the event is located and shall be good for a period of ten days. Should the person or organization move the circus, concert, or other event to another jurisdiction in the state, and new license shall be required by that jurisdiction.

I. Hotels, motels, rooming houses, boarding houses.

Any person operating a hotel, motel, rooming house, or boarding house shall pay an annual license tax of one dollar for each sleeping room contained by the hotel, motel, rooming house, or boarding house.

J. All other businesses.

For all businesses not otherwise covered by or specifically exempted under this ordinance, including but not limited to, printers, lithographers, editors, publishers, attorneys-at-law, accountants, oculists, physicians, osteopaths, dentists, chiropractists,

bacteriologists, veterinarians, chemists, architects, and civil, mechanical, chemical or electrical engineers engaged in the practice of their profession as an individual, or as a firm, partnership, or corporation, the licenses shall be one-tenth of one percent of the annual gross receipts for professional fees for services rendered by the taxpayer, with a minimum tax of fifty dollars and a maximum tax of two thousand dollars. The tax levied herein shall be levied only on the business and not separately on any individual who is employed by or is a member of the taxpayer which conducts its business as a firm, partnership, or corporation.

SECTION 21. Exemptions.

A. Blind person and their widows or orphans.

License taxes levied by this ordinance shall not apply to blind persons, who are exempted from license taxes by Louisiana Revised Statutes 46:371 through 46:373. The exemption provided by this subpart shall apply only where the business is conducted by any blind person exclusively for his own support or the support of this family.

B. Artists and craftsmen.

Any occupational tax imposed on retail dealers not having a fixed place of business shall not apply to Louisiana artists and craftsmen who display their own original art and handicraft for sale at functions sponsored by nonprofit organizations.

C. Nonprofit organizations.

The occupational license tax required by this ordinance shall not apply to those qualified nonprofit organizations which are exempt from the collection of sales and use taxes under the provisions of Louisiana Revised Statutes 47:305.14 or from the payment of federal income taxes under the applicable provisions of the Internal Revenue Code.

D. This subsection shall not be construed to exempt museums, menageries, circuses or other traveling shows from the license required by Louisiana Revised Statutes 47:359 (J) unless all of the proceeds from such shows are used charitable, educational or religious purposes of the sponsoring qualified nonprofit organizations. It is the intention of this subsection to exempt such traveling shows where its entire proceeds, except for necessary expenses connected therewith, are used for the charitable, educational, and religious purposes of the sponsoring qualified nonprofit organization.

E. Wholesale dealers in certain alcoholic beverages.

There shall be no license tax imposed, assessed, or collected under the provisions of this ordinance on any person engaged in the business of selling at wholesale, malt, vinous, spirituous, alcoholic or intoxicating liquor containing more than six per centum of alcohol by volume, and beer, porter, ale, fruit juices and wine containing more than one-half per centum by volume.

F. Other exempted businesses.

Banks, homestead and building and loan associations, clerks, laborers, ministers of religion, school teacher, graduated trained nurse, those engaged in agricultural or horticultural pursuits, those operating sawmills, and corporations organized and operated for the purpose of lending money to farmers for production purposes, the stock of which is owned by farmer members and employees of such corporations, shall be exempted from any provisions of this ordinance.

G. Manufacturers.

Manufacturers shall be exempted from any provisions of this ordinance; however, manufacturers who sell their manufactured articles at retail shall be subject to the payment of a license tax on such retail sales as fixed by this ordinance.

Section 22. Deductions.

A. Petroleum taxes:

In calculating the gross sales at retail gasoline filling and service stations or a bulk or distributing plants engaged in the storage and sale of petroleum products, the taxpayer shall exclude therefrom that part of the purchase price paid by him for gasoline and motor fuels or lubricating oils as shall equal the manufacturer's or dealers' license, privilege, or excise tax levied by federal or state statutes on the manufacturing, handling, storing, selling, or consuming of gasoline, motor fuels, or lubricating oils.

B. Undertaking and funeral directing:

The term "gross annual receipts," as used in this ordinance, shall cover all of the receipts of the person carrying on the business of undertaking and directing, except that deduction shall be allowed for collections made by one undertaker and funeral director for the account of another undertaker and funeral director, as shown by the books of both parties at interest.

C. Stocks and bonds, interstate sales:

In determining that amount of gross annual commissions and brokerage to be subject to the tax, each commission business operating on exchanges located outside the state of Louisiana shall deduct therefrom forty percent in the case of purchases and sales of stocks and bonds consummated on exchanges located outside the state of Louisiana and fifty-five percent of purchases and sales of commodities consummated on exchanges located outside of the state of Louisiana.

D. Retail or wholesale sales of motor vehicles and boats:

In determining the amount of gross sales and receipts to be subject to the tax for retail or wholesale dealers in motor vehicles, automobiles, motor trucks, motor busses, motorcycles, motor scooters, motor tractors, motor propelled road machinery farm implements, and equipment designed for use with tractors and other motor propelled equipment, trailers, semitrailers, aircraft, or other motor propelled land vehicles, and pleasure or commercial boats, the license shall be computed on the total gross sales from all sales, including but not limited to sales of parts and accessories, receipts from repair shops and sales of motor vehicles, however, the gross sales and receipts from the sale of the above listed motor vehicles and boats shall not exceed seven hundred thousand dollars.

Section 23. Licenses for garage sales.

1. Definitions.

A. Garage sales shall mean and include all sales entitled "garage sale," "lawn sale," "attic sale," "rummage sale," "flea market sale," or any similar casual sale of tangible personal property which is advertised by any means whereby the public at large is or can be made aware of said sale.

B. Goods meant to include any goods, warehouse merchandise or other property capable of being the object of a sale regulated hereunder.

C. Person shall mean and include individuals, partnerships, voluntary associations, and corporations.

2. Permits and fees. It shall be unlawful for any person to conduct a garage sale in the city without first filing with the clerk the information hereinafter specified and obtaining from such clerk a license to do so, to be known as a "Garage Sale License." The fee for such license shall be five dollars.

3. Licensing. Such license shall be issued to any one person only once within a twelve month period and no such license shall be issued for more than four consecutive calendar days.

Each license issued under this ordinance must be prominently displayed on the premises upon which the garage sale is conducted throughout the entire period of the licensed sale.

4. Information to be filed. The information to be filed with the clerk, pursuant to this ordinance, shall be as follows:

a. Name of owner of the person, firm, group, corporation, association, or organization conducting said sale.

b. Name of owner of the property on which said sale is to be conducted, consent of owner if applicant is other than the owner.

c. Location at which sale is to be conducted.

d. Number of days of sale.

e. Date, nature of any past sale.

f. Relationship or connection applicant may have had with any other person, firm, group, organization, association, or corporation conducting said sale and the date or dates of such sale.

g. Whether or not applicant has been issued any other vendor's license by any local, state or federal agency.

h. Sworn statement or affirmation by the person signing that the information therein given is full and true and known to him to be so.

5. Person and sale excepted. The provisions of this ordinance shall not apply to or affect the following persons or sales:

a. Persons selling goods pursuant to an process of a court of competent jurisdiction.

b. Person acting in accordance with their power and duties as public officials.

c. Any person selling or advertising for sale of an item or items of personal property which are specifically named or described in the advertisement and which separate items do not exceed five in number.

d. Those persons conducting sales within the residential areas by persons selling their personal property at their residence shall be exempt from all requirements of the law.

6. Penalty. Any person, association or corporation conducting any such sale without being properly licensed therefor or who shall violate any of the other terms and regulations of this ordinance, shall, upon conviction, be fined not less than fifty dollars nor more than two hundred dollars or be imprisoned for a period not to exceed ten days for each violation.

Section 24. Special provisions.

A. The city of Hammond shall levy a license tax upon any person engaged in the business of contractor, who holds a license issued by the State Licensing Board for Contractor, as defined in this ordinance, either upon a cost-plus basis or upon other than a cost-plus basis, except the governing authority of the City in which is located the principal place of business of such contractor within the state, as designated by the contractor. The maximum license tax paid by contractors licensed as required by this subsection shall not exceed seven hundred fifty dollars.

B. The tax shall be computed on the basis of the schedules contained in this ordinance according to the physical location of each place of business without regard to the location where the actual sale takes place or where a product or service is delivered or performed.

C. For lessors with a place of business in this state, the tax shall be computed on the basis of the schedules according to the physical location of such business without regard to the location where the leased property is situated within this state.

D. A person engaged in the business of operating a railroad for the transportation of freight or passengers shall be deemed to be carrying on but one business, and to have only one place of business which shall be the place where the general office within the state as designated by such person is located.

E. Nothing in this ordinance is intended to levy a tax on those receipts subject to the tax under the provisions of Louisiana Revised Statutes 22:1076.

F. Under the provisions of this Act, no occupational license tax totaling more than fifty dollars levied against a small business will increase more than twenty-five percent in the first year over the occupational license tax it paid under the schedules or classifications used in 1985. Small business shall be defined as any person who employs fifteen full-time persons or less per business establishment and which has two million dollars or less in gross annual sales or receipts. Any person not paying an Occupational license tax in 1985 shall pay according to the appropriate schedule or classification in this Act.

Section 25. Effective date.

This ordinance shall become effective January 1, 1988.

Section 26. Repealer clause.

All other ordinances are parts of ordinances in conflict herewith are hereby repealed in their entirety.

Section 27. Severability clause.

If any provisions of this ordinance, or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications of this ordinance are hereby declared severable.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 16TH DAY OF JUNE, 1987.

Chris N. Miaoulis, President of Council

LaNita V. Earnest, Clerk of Council

Debbie S. Pope, Mayor

PUBLISH: June 26, 1987

ORDINANCE NO. 2121, C.S.

"AN ORDINANCE ADOPTING THE CITY OF HAMMOND CONSOLIDATED BUDGET FOR THE FISCAL YEAR 1987-1988"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR MEETING HELD ON THE 16TH DAY OF JUNE, 1987. FOLLOWING THE CONSOLIDATED BUDGET SHALL BE THE FIVE YEAR CAPITAL IMPROVEMENT BUDGET FOR THE FISCAL YEAR 1987/88 THROUGH 1991/92.

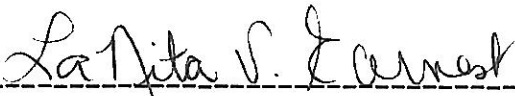
DISCRIPTION	GENERAL FUND	SPECIAL REVENUE FUNDS	DEBT SERVICE SPEC ASSESSMENTS FUNDS	CAPITOL PROJECT FUNDS	INTERNAL SERVICE FUND	PROPRIETARY FUNDS	TOTALS
PRIOR YEAR FUND BALANCE	678,341.00	875,408.00	1,828,600.00	343,500.00		384,158.00	4,110,007.00
TAXES	777,450.00	4,660,000.00					5,437,450.00
INTEREST	17,000.00	177,350.00	55,345.00	10,000.00		11,700.00	271,395.00
LICENSES AND PERMITS	500,000.00						500,000.00
FINES AND FORFEITS	182,000.00						182,000.00
FEES AND CHARGES	452,100.00	36,400.00				929,400.00	1,417,900.00
SALES		12,200.00			375,000.00		387,200.00
INTERGOVERNMENTAL	173,000.00	17,247.00		385,000.00			575,247.00
MISCELLANEOUS	11,550.00	2,000.00				1,400.00	14,950.00
SPECIAL ASSESSMENTS			65,715.00				65,715.00
TRANSFERS IN	3,316,600.00	186,917.00	1,597,400.00		50,000.00	109,448.00	5,260,365.00
TOTAL	\$5,429,700.00	5,092,114.00	1,718,460.00	395,000.00	425,000.00	1,051,948.00	\$14,112,222.00
GENERAL GOVERNMENT	999,090.00	36,766.00					1,035,856.00
PUBLIC SAFETY-POLICE	1,104,570.00	1,168.00					1,105,738.00
PUBLIC SAFETY-FIRE	1,231,642.00						1,231,642.00
PUBLIC SAFETY-OTHER	242,814.00						242,814.00
PARKS AND RECREATIONAL	156,360.00	186,570.00					342,930.00
HEALTH AND WELFARE	41,120.00						41,120.00
STREETS AND HIGHWAYS	643,070.00						643,070.00
SANITATION	669,600.00						669,600.00
MISCELLANEOUS	60,050.00	11,650.00					71,700.00
DEBT SERVICE		135,340.00	1,556,761.00				1,692,101.00
CAPITOL OUTLAY				501,000.00		78,200.00	579,200.00
WATER AND SEWER						614,180.00	614,180.00
AIRPORT						151,548.00	151,548.00
CENTRAL PURCHASING					380,255.00		380,255.00
TRANSFERS OUT	346,365.00	4,739,000.00				175,000.00	5,260,365.00
TOTAL	\$5,494,681.00	5,110,494.00	1,556,761.00	501,000.00	380,255.00	1,018,928.00	\$14,062,119.00
ENDING FUND BALANCE	\$613,360.00	857,028.00	1,990,299.00	237,500.00	44,745.00	417,178.00	\$4,160,110.00

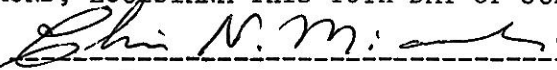
FIVE YEAR CAPITAL IMPROVEMENT PLAN FOR THE CITY OF HAMMOND FOR THE FISCAL YEARS 1987/88 THROUGH 1991/92.

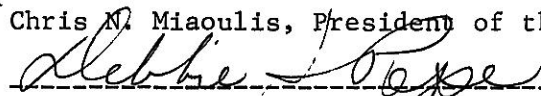
	87/88	88/89	89/90	90/91	91/92
I. INDUSTRIAL AREA IMPROVEMENTS (1.6 MILLION RECREATION FUNDS)					
A. EASTSIDE FRIE STATION			570,000		
II. LCBDG GRANT					
A. LINCOLN PARK SEWER IMPROVEMENTS	385,000				
III. SALES TAX CAPITAL IMPROVEMNET FUNDS					
A. DRAINAGE IMPROVEMENTS (CAMPO STREET)	15,00				
B. N. ORANGE STREET BRIDGE	20,000				
C. N. ORANGE STREET PARK IMPROVEMENTS	2,500				
IV. MISCELLANEOUS CAPITAL IMPROVEMENTS FUNDS					
A. LANDFILL IMPROVEMENTS	78,500				

The entire budget FY 87-88 is available for inspection at City Hall, 303 East Thomas Street, Hammond, Louisiana.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 16TH DAY OF JUNE, 1987.


LaNita V. Earnest, Clerk of the Council


Chris N. Miaoulis, President of the Council


Debbie S. Pope, Mayor

The following ordinance, which was previously introduced and laid over for publication of notice, was offered by Chris Miaoulis, who moved its final adoption:

ORDINANCE NO. 2122, C.S.

An ordinance accepting the bid of Prudential-Bache Securities, Inc. of New York, New York, for the purchase of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) of Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana.

WHEREAS, pursuant to the provisions of a Notice of Bond Sale dated May 5, 1987, published in the manner required by law, and pursuant to the provisions of a resolution adopted by the Council of the City of Hammond, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Hammond, State of Louisiana (the "Issuer"), on May 5, 1987, sealed bids were solicited for the purchase of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) of Public Improvement Bonds, Series 2-C of the Issuer (the "Bonds"), on June 16, 1987; and

WHEREAS, five (5) bids were received for the purchase of the Bonds; and

WHEREAS, this Governing Authority has found and determined and does hereby find and determine that the bid submitted by a syndicate headed by Prudential-Bache Securities, Inc., of New York, New York (collectively, the "Purchaser"), is the best bid received for the Bonds, and such bid complies with all terms and conditions prescribed by the Notice of Bond Sale and Official Statement; and

WHEREAS, this Governing Authority desires to accept said bid and take such action as may be necessary to accomplish the delivery of the Bonds to the Purchaser;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hammond, State of Louisiana, acting as the Governing Authority of the City of Hammond, State of Louisiana:

SECTION 1. The bid of the Purchaser for the purchase of the Bonds, a copy of which is annexed hereto as Exhibit A, is hereby accepted and the Bonds are hereby awarded in compliance with the terms of the bid.

SECTION 2. The good faith check in the amount of \$87,000 accompanying said bid is hereby accepted in accordance with and subject to the Notice of Bond Sale.

SECTION 3. When the Bonds have been properly prepared, the Governing Authority is hereby authorized to deliver the Bonds to the Purchaser upon the payment of Four Million Two Hundred Sixty-Three Thousand Dollars (\$4,263,000) and accrued interest to the date of delivery.

SECTION 4. This Governing Authority hereby finds that due diligence has been exercised in preparing the Bonds for sale and in preparing the Official Statement pertaining to the Bonds, and in view of that fact, the President and Clerk of the Council of the Governing Authority are hereby authorized and directed to execute and deliver to the successful bidder, as set forth herein, at the time of closing, a certificate which shall be substantially in the form of the certificate annexed hereto as Exhibit B.

SECTION 5. That this Ordinance shall be published in one (1) issue of the official journal of the Issuer, and shall become effective at the expiration of ten (10) days after such publication.

John Guerin seconded the motion to adopt said ordinance, and the roll being called, the following vote was taken and recorded:

YEAS: Wilbert Dangerfield, Robert Felder, John Guerin,
Chris Miaoulis.

NAYS: None.

ABSENT: None.

ABSTAINED: GEORGE PERKINS.

There being a favorable vote on the Ordinance of at least a majority of the authorized members of the Council, the ordinance was declared adopted on this, the 7th day of July, 1987.

/s/ Chris N. Miaoulis
President of the Council

ATTEST:

/s/ LaNita V. Earnest
Clerk of the Council

EXHIBIT "A"

(BIDS MUST BE MADE ON THIS FORM WITHOUT ADDITION, ALTERATION OR QUALIFICATION
EXCEPT AS HEREINAFTER PROVIDED)

OFFICIAL BID FORM

**\$4,350,000 OF PUBLIC IMPROVEMENT BONDS, SERIES 2-C
OF THE
CITY OF HAMMOND, STATE OF LOUISIANA**

June 16, 1987

The Council
City of Hammond, State of Louisiana
Hammond, Louisiana

We offer to purchase Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) of Public Improvement Bonds, Series 2-C (the "Bonds"), of the City of Hammond, State of Louisiana (the "City"), dated August 1, 1987, in the denomination of Five Thousand Dollars (\$5,000) each, or any integral multiple thereof, in fully registered form, bearing interest payable on December 1, 1987, and semiannually thereafter on June 1st and December 1st of each year, maturing serially WITH OPTION OF PRIOR PAYMENT, all in accordance with the Official Notice of Bond Sale and Official Statement, all the terms and provisions of which by reference are made a part hereof, and bearing interest at rates as follows, viz:

<u>Maturity Date December 1</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>	<u>Maturity Date December 1</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
1989	\$ 10,000	<u>10.00</u> %	1999	\$235,000	<u>7.00</u> %
1990	10,000	<u>↓</u> %	2000	255,000	<u>7.10</u> %
1991	135,000	<u>↓</u> %	2001	275,000	<u>7.20</u> %
1992	145,000	<u>↓</u> %	2002	295,000	<u>7.25</u> %
1993	155,000	<u>9.00</u> %	2003	320,000	<u>↓</u> %
1994	165,000	<u>6.30</u> %	2004	345,000	<u>↓</u> %
1995	175,000	<u>6.45</u> %	2005	375,000	<u>↓</u> %
1996	190,000	<u>6.60</u> %	2006	405,000	<u>↓</u> %
1997	205,000	<u>6.75</u> %	2007	435,000	<u>↓</u> %
1998	220,000	<u>6.90</u> %			

We will pay the principal sum of Four Million Two Hundred Sixty-Three Thousand Dollars (\$4,263,000), together with accrued interest from the date of the Bonds to the date of delivery, plus a premium in the amount of NONE Dollars (\$ - 0 -) all by check in and/or wire transfer of federal funds.

For your information, we calculate the total interest cost to the City (after deduction of premium) as \$4,408,093.33 and the average net interest rate as 7.3726 %.

The Bonds are to be delivered to us within sixty (60) days of the date hereof. If due to litigation the Bonds cannot be tendered to us within said sixty (60) day period in accordance with the terms of the sale, the undersigned will have the option for sixty (60) days thereafter to cancel the sale and to request the return of his good faith check. If the Bonds cannot be delivered to us within the latter sixty (60) day period due to said litigation, thereafter either party will have the option to cancel the sale.

We will accept delivery of the Bonds at Prudential-Bache Securities, Inc., it being understood that the City will furnish us free of charge at the time of delivery of the Bonds the approving legal opinion of Foley Judell Beck Bewley Martin & Hicks. We agree to furnish in writing to the City's Bond Counsel, Foley Judell Beck Bewley Martin & Hicks, the initial offering prices at which a substantial amount (at least 10%) of the Bonds of each maturity were sold to the public (excluding bond houses, brokers and other intermediaries), or if no reoffering of the Bonds is made, a statement of such fact, not less than five (5) business days prior to delivery of the Bonds.

We hereby recommend that Commercial National Bank, in the City of Shreveport, Louisiana serve as the Initial Paying Agent/Registrar for the Bonds.

In accordance with the Official Notice of Bond Sale and Official Statement, we enclose herewith a certified or cashier's check for Eighty-Seven Thousand Dollars (\$87,000), drawn on an incorporated bank or trust company and made payable to the order of the City of Hammond, State of Louisiana, to be returned to the undersigned upon the award of the Bonds, provided this proposal is not accepted; otherwise, to be retained uncashed by the City until delivery of the Bonds and payment therefor, or to be cashed and forfeited as and for liquidated damages in case of the failure of the undersigned to make such payment.

This bid complies with the terms stipulated in the aforesaid Notice of Bond Sale and Official Statement, the receipt of which Notice and Official Statement is hereby acknowledged.

Prudential-Bache Securities, Inc.

Dean Witter Reynolds, Inc.

Donaldson Lufkin & Jenrette

Kidder Peabody & Co., Inc.

A. G. Edwards & Sons

BY: 

Accepted by the Council of the City
of Hammond, State of Louisiana, on
June 16, 1987

Lanita V. Earnest
Clerk

EXHIBIT "B"

OFFICIAL STATEMENT CERTIFICATE

We, the undersigned President and Clerk of the Council of the City of Hammond, State of Louisiana (the "Issuer"), with respect to the Official Statement (the "Official Statement") issued regarding the sale of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) of Public Improvement Bonds, Series 2-C (the "Bonds"), of the Issuer, DO HEREBY CERTIFY:

THAT, at the time of payment for and delivery of the Bonds and at the date hereof, (1) the descriptions and statements, including financial data, of or pertaining to the Issuer on the date of the Official Statement, on the date of the sale of the Bonds and on the date of the delivery thereof, were and are true in all material respects, and, insofar as such matters are concerned, the Official Statement did not and does not contain an untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements therein, in light of the circumstances under which they are made, not misleading, and (2) insofar as the descriptions and statements, including financial data, of or pertaining to governmental and/or non-governmental entities other than the Issuer and its activities, contained in the Official Statement are concerned, such descriptions, statements and data have been obtained from sources which governing authority of the the Issuer believes to be reliable and the said governing authority has no reason to believe that they are untrue or incomplete in any material respect.

CITY OF HAMMOND,
STATE OF LOUISIANA

By: Eli N. Mian
President of the Council

By: Lanita V. Earnest
Clerk of the Council

Dated : August _____, 1987
(Date of Delivery)

The following ordinance, which was previously introduced and laid over for publication of notice, was offered by George Perkins, who moved its final adoption:

ORDINANCE NO. 2123, C.S.

An ordinance providing for the incurring of debt and the issuance of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) of City of Hammond, State of Louisiana Public Improvement Bonds, Series 2-C, prescribing the form, fixing the details and providing for the payment of principal of and interest on such bonds and for the rights of the owners thereof; providing for the application of a portion of the proceeds thereof to the refunding of certain outstanding certificates of indebtedness of said City; and providing for other matters in connection therewith.

WHEREAS, the City of Hammond, State of Louisiana (the "Issuer"), held an election within the corporate boundaries of the Issuer on July 10, 1982, at which election a majority of the qualified electors voting at such election approved the levy of a one percent (1%) sales and use tax (the "Tax"), which Tax is now being levied and collected by the Issuer; and

WHEREAS, pursuant to the authority of the aforesaid election, the Council of the Issuer adopted an ordinance on August 3, 1982, providing for the levy and collection of the Tax, effective September 1, 1982; and

WHEREAS, in accordance with an ordinance adopted by the Council, the net avails or proceeds of the Tax (after the reasonable and necessary costs and expenses of collection and administration thereof have been paid therefrom) shall be available for appropriation and expenditure by the Council of the City of Hammond, State of Louisiana (the "City") for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, the Issuer has heretofore issued \$3,300,000 of its Certificates of Indebtedness, Series 1986 dated June 1, 1986 (the "1986 Certificates"), which certificates are payable from a pledge and dedication of the excess of annual revenues of the Issuer, above statutory, necessary and usual charges in each of the Fiscal Years ending June 30, 1986 to 1995, inclusive, all in accordance with Sections 2921 to 2925, inclusive, of Title 33 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, for the purpose of paying a portion of the cost of constructing and acquiring sewers and sewerage disposal works for the City, including the cost of closing and filling existing oxidation ponds, and the payment of various expenses in connection therewith; and

WHEREAS, this Council has determined that it would be financially advantageous to the Issuer if the Issuer would refund all of the outstanding 1986 Certificates (the "Prior Certificates"); and

WHEREAS, the Issuer also desires to obtain additional funds to finance a portion of the cost of constructing and acquiring additional sewer and sewage disposal facilities; and

WHEREAS, pursuant to Sub-Part F, Part III, Chapter 4 and Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, it is now the desire of the Issuer to adopt this Bond Ordinance in order to provide for the issuance of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) principal amount of Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana (the "Bonds"), for the purpose of paying a portion of the cost of constructing and acquiring sewers and sewage disposal facilities and refunding and extending the Prior Certificates and to fix the details of the Bonds; and

WHEREAS, the Issuer has heretofore issued \$3,100,000 of Public Improvement Bonds, Series 2-A of the Issuer, dated December 1, 1982, of which \$2,935,000 is outstanding (the "1982 Bonds") and \$5,000,000 of Public Improvement Bonds, Series 2-B of the Issuer, originally dated April 1, 1984, of which \$4,810,000 is outstanding (the "1984 Bonds"), each series of bonds being payable from a pledge and dedication of the net avails or proceeds of the Tax, all in accordance with Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, for the purpose of paying a portion of the cost of making capital improvements to public buildings, recreational facilities, public streets and incidental drainage, drainage facilities and sewerage facilities for the Issuer (the 1982 Bonds and the 1984 Bonds are collectively referred to herein as the "Outstanding Parity Bonds"); and

WHEREAS, other than the Bonds herein authorized, the Issuer will have outstanding no bonds or other obligations of any kind or nature payable from or enjoying a lien on the revenues of the Tax herein pledged, except the Outstanding Parity Bonds; and

WHEREAS, the Issuer has determined that all the terms and conditions specified in the ordinances of the Issuer authorizing the issuance of the Outstanding Parity Bonds have been or will be complied with prior to the delivery of the Bonds, and it is the express desire and intention of the Issuer that the Bonds be issued on a complete parity with the Outstanding Parity Bonds; and

WHEREAS, it is necessary that the Issuer prescribe the form and content of the Escrow Deposit Agreement providing for the payment of the principal, premium and interest of the Prior Certificates and authorize the execution thereof as hereinafter provided; and

WHEREAS, it is further necessary to authorize a portion of the proceeds of the Bonds to be deposited in the Escrow Deposit Account and to provide for other matters in connection with the payment or redemption of the Prior Certificates; and

WHEREAS, in connection with the issuance of the Bonds, it is necessary that provision be made for the payment of the principal, interest, redemption premium, if any, of the Prior Certificates described in Exhibit A hereto, and the call for redemption of such Prior Certificates, pursuant to a Notice of Call for Redemption; and

WHEREAS, the Issuer will obtain the approval of the State Bond Commission of the Bonds and the issuance thereof prior to the delivery of the Bonds to the initial purchasers;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hammond, State of Louisiana, acting as the governing authority of said City, that:

ARTICLE I

DEFINITIONS AND INTERPRETATION

SECTION 101. Definitions. The following terms shall have the following meanings unless the context otherwise requires:

"Act" shall mean the applicable provisions of Sub-Part F, Part III, Chapter 4 and Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended.

"Bond" or "Bonds" shall mean any or all of the Public Improvement Bonds, Series 2-C of the Issuer, issued pursuant to the Bond Ordinance, as the same may be amended from time to time, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued Bond.

"Bondholder", "Registered Owner", or "Owner" shall mean the person or entity reflected as owner of any of the Bonds on the registration books maintained by the Paying Agent/Registrar.

"Bond Counsel" shall mean an attorney or firm of attorneys whose experience in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized.

"Bond Obligation" shall mean, as of the date of computation, the principal amount of the Bonds then Outstanding.

"Bond Ordinance" shall mean this ordinance, as further amended and supplemented as herein provided.

"Business Day" shall mean a day of the year on which banks located in the cities in which the principal offices of the Escrow Agent and the Paying Agent/Registrar are located are not required or authorized to remain closed and on which the New York Stock Exchange is not closed.

"Code" shall mean the Internal Revenue Code of 1986, as amended.

"Costs of Issuance" shall mean all items of expense, directly or indirectly payable or reimbursable and related to the authorization, sale and issuance of the Bonds, including but not limited to, printing costs, costs of preparation and reproduction of documents, filing and recording fees, initial fees and charges of any fiduciary, legal fees and charges, fees and disbursements of consultants and professionals, costs of credit ratings, fees and charges for preparation, execution, transportation and safekeeping of the Bonds, costs and expenses of refunding, if any, and any other cost, charge or fee in connection with the original issuance of Bonds.

"Debt Service" for any period shall mean, as of the date of calculation, an amount equal to the sum of (i) interest payable during such period on Bonds and (ii) the principal amount of Bonds which mature during such period.

"Defeasance Obligations" shall mean

- (a) Cash, or
- (b) Government Securities.

"Escrow Agent" shall mean American Bank & Trust Co., in the City of New Orleans, Louisiana, and its successor or successors, and any other person which may at any time be substituted in its place pursuant to the Bond Ordinance.

"Escrow Agreement" shall mean the Escrow Deposit Agreement dated as of August 1, 1987, between the Issuer and the Escrow Agent, substantially in the form attached hereto as Exhibit B, as the same may be amended from time to time, the terms of which Escrow Agreement are incorporated herein by reference.

"Executive Officers" shall mean collectively the President and the Clerk of the Governing Authority.

"Fiscal Year" shall mean a twelve month period commencing on the first day of July of each year or any other twelve month period prescribed by law for the Issuer.

"Governing Authority" shall mean the Council of the City of Hammond, State of Louisiana.

"Government Securities" shall mean and include direct general obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which are non-callable prior to the respective maturities of the Bonds and may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

"Interest Payment Date" shall mean June 1 and December 1 of each year, commencing December 1, 1987.

"Issuer" shall mean the City of Hammond, State of Louisiana.

"Outstanding", when used with reference to the Bonds, shall mean, as of any date, all Bonds theretofore issued under the Bond Ordinance, except:

1. Bonds theretofore cancelled by the Paying Agent/Registrar or delivered to the Paying Agent/Registrar for cancellation;
2. Bonds for the payment or redemption of which sufficient Defeasance Obligations have been deposited with the Paying Agent/Registrar in trust for the owners of such Bonds, provided that if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to the Bond Ordinance, to the satisfaction of the Paying Agent/Registrar, or waived;
3. Bonds in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to the Bond Ordinance;
4. Bonds alleged to have been mutilated, destroyed, lost, or stolen which have been paid as provided in the Bond Ordinance or by law; and

5. Bonds for the payment of the principal (or redemption price, if any) of and interest on which Defeasance Obligations are held by the Paying Agent/Registrar or an escrow agent with the effect specified in the Bond Ordinance.

"Outstanding Parity Bonds" shall mean the Issuer's Public Improvement Bonds, Series 2-A dated December 1, 1982, and the Issuer's Public Improvement Bonds, Series 2-B, originally dated April 1, 1984, as more fully described in the preambles hereof.

"Paying Agent/Registrar" shall mean Commercial National Bank in Shreveport, in the City of Shreveport, Louisiana, until a successor Paying Agent/Registrar shall have become such pursuant to the applicable provisions of the Bond Ordinance, and thereafter "Paying Agent/Registrar" shall mean such successor Paying Agent/Registrar.

"Person" shall mean any individual, corporation, partnership, joint venture, association, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof.

"Prior Certificates" shall mean the \$3,300,000 principal amount of the Issuer's Certificates of Indebtedness, Series 1986, which are being refunded by the Bonds, as more fully described in Exhibit A hereto.

"Record Date" shall mean, with respect to an Interest Payment Date, the close of business on the fifteenth day of the calendar month next preceding such Interest Payment Date, whether or not such day is a Business Day.

"Redemption Price" shall mean, when used with respect to a Bond, the principal amount thereof plus the applicable premium, if any, payable upon redemption thereof pursuant to this Ordinance.

"State" shall mean the State of Louisiana.

"Tax" shall mean the avails or proceeds of the one percent (1%) sales and use tax now being collected by the City pursuant to an election held on July 10, 1982 and an ordinance of the Issuer adopted on August 3, 1982.

SECTION 102. Interpretation. In this Ordinance, unless the context otherwise requires, (a) words importing the singular include the plural and vice versa, (b) words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders and (c) the title of the offices used in this Ordinance shall be deemed to include any other title by which such office shall be known under any subsequently adopted charter.

ARTICLE II

AUTHORIZATION AND ISSUANCE OF BONDS

SECTION 201. Authorization of Bonds. (a) This Ordinance creates a series of Bonds of the Issuer to be designated "Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana" and provides for the full and final payment of the principal or redemption price of and interest on all the Bonds.

(b) The Bonds issued under this Ordinance shall be issued for the purpose of (i) paying a portion of the cost of constructing and acquiring sewers and sewage disposal facilities, (ii) refunding and extending the Outstanding Certificates, (iii) paying the Costs of Issuance of the Bonds and (iv) funding a portion of the hereinafter described Reserve Fund.

(c) Provision having been made for the orderly payment until maturity or earlier redemption of all the Prior Certificates, in accordance with their terms, it is hereby recognized and acknowledged that as of the date of delivery of the Bonds under this Ordinance, provision will have been made for the performance of all covenants and agreements of the Issuer incident to the Prior Certificates, and that accordingly, and in compliance with all that is herein provided, the Issuer is expected to have no future obligation with reference to the aforesaid Prior Certificates, except to assure that the Prior Certificates are paid from the funds so escrowed in accordance with the provisions of the Escrow Agreement.

(d) The Escrow Agreement is hereby approved by the Issuer and the President of the Council and the Clerk of the Council of the Issuer are hereby authorized and directed to execute and deliver the Escrow Agreement (including such amendments or supplements thereto as they may deem necessary, upon the advice of Bond Counsel) on behalf of the Issuer substantially in the form of Exhibit B hereof, with such changes, additions, deletions or completions deemed appropriate by such signing officials, and it is expressly provided and covenanted that all

5. Bonds for the payment of the principal (or redemption price, if any) of and interest on which Defeasance Obligations are held by the Paying Agent/Registrar or an escrow agent with the effect specified in the Bond Ordinance.

of the provisions for the payment of the principal of and interest on the Prior Certificates from the special trust fund created under the Escrow Agreement shall be strictly observed and followed in all respects. The Issuer's Public Improvement Bonds, Series 2-A, dated December 1, 1982, and the Issuer's Public Improvement Bonds, Series 2-B, originally dated April 1, 1984, as more fully described in the

SECTION 202. Ordinance to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall own the same from time to time, the provisions of this Ordinance shall be a part of the contract of the Issuer with the owners of the Bonds and shall be deemed to be and shall constitute the agreement between the Issuer and the owners from time to time of the Bonds. The provisions, Ordinances and agreements hereinafter set forth to be performed by or on behalf of the Paying Agent/Registrar for the equal benefit, protection and security of the Owners of any and all of the Bonds, each of which Bonds, regardless of the time or times of its issuance, shall mean any individual, corporation, partnership, joint, priority, association, or other company, trust, except as expressly provided in this Bond Ordinance, any agency or political subdivision thereof.

Prior Certificates shall mean the \$3,300,000 principal amount of the Issuer's Certificates of Indebtedness, Series 1986, which are being refunded by the Bonds, as more fully described in Exhibit A hereto. **Record Date** shall mean the date with respect to an Interest Payment Date the reasonable and necessary costs and expenses of collecting and disbursing the tax. In said payment date is a day which is not a Business Day, then the day immediately preceding and dedicated in an amount sufficient for the payment of the Bonds in principal and interest as **Redemption Price** shall mean, when used with respect to a Bond, the principal amount thereof plus the applicable premium, if any, payable upon redemption thereof pursuant to this Ordinance. **State** shall mean the State of Louisiana. **Tax** shall mean the State of Louisiana. **Escrow Agreement** shall mean the Escrow Agreement between the Issuer and the Escrow Agent, dated August 1, 1987, and an ordinance of the Issuer adopted on August 3, 1982.

SECTION 203. Interpretation. In this Ordinance, unless the context otherwise requires, (a) words importing the singular include the plural and vice versa; (b) words of the masculine gender shall be deemed and construed to include the feminine and neuter genders; and (c) the title of the offices used in this Ordinance shall be deemed to include any other title by which such offices shall be known under any subsequently adopted charter. The Bonds shall be in substantially the form set forth in Exhibit C hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Ordinance.

ARTICLE II

SECTION 204. Authorization and Designation. Pursuant to the provisions of the Act, there is hereby authorized the issuance of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) principal amount of Bonds of the Issuer to be designated "Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana" for the purposes set forth in Section 201(b) hereof. The Bonds shall be in substantially the form set forth in Exhibit C hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Ordinance.

SECTION 205. Denominations, Dates, Maturities and Interest. The Bonds are issuable as fully registered bonds without coupons in the denominations of \$5,000 principal amount or any integral multiple thereof within a single maturity, and shall be numbered in upward series. (a) This Ordinance creates a series of Bonds of the Issuer to be designated "Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana" and provides for the full and final payment of the principal or redemption price of and interest on all the Bonds in the years and in the principal amounts and shall bear interest, payable on June 1 and December 1 of each year, commencing December 1, 1987, at the rates per annum, as follows:

YEAR	AMOUNT	INTEREST RATE	YEAR	AMOUNT	INTEREST RATE
1987	10,000	10.25	1989	235,000	7.00
1990	10,000	10.25	1990	255,000	7.10
1991	135,000	10.25	1991	275,000	7.20
1992	145,000	10.25	1992	295,000	7.25
1993	155,000	10.25	1993	320,000	7.25
1994	165,000	10.25	1994	345,000	7.25
1995	175,000	10.25	1995	375,000	7.25
1996	185,000	6.60	2006	405,000	7.25
1997	205,000	6.75	2007	435,000	7.25
1998	220,000	6.90			

(d) The Escrow Agreement is hereby approved by the Issuer and the President of the Council and the Clerk of the Council of the Issuer are hereby authorized to execute and present and pay any of the Bonds in such coin or currency of the United States of America as may be deemed necessary, upon the order of the Issuer or its authorized agent, and to pay the principal and interest on the Bonds by check or draft payable to the registered owner thereof (determined as of the Record Date) at the address of such owner as it appears on the registration books of the Paying Agent/Registrar maintained for such purpose.

of the provisions for the payment of the principal of and interest on the Prior Certificates from the special trust fund created under the Escrow Agreement shall be strictly observed and followed in all respects.

SECTION 202. Ordinance to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall own the same from time to time, the provisions of this Ordinance shall be a part of the contract of the Issuer with the owners of the Bonds and shall be deemed to be and shall constitute a contract between the Issuer and the Owners from time to time of the Bonds. The provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the Owners of any and all of the Bonds, each of which Bonds, regardless of the time or times of its issuance or maturity, shall be of equal rank without preference, priority or distinction over any other thereof except as expressly provided in this Bond Ordinance.

SECTION 203. Obligation of Bonds. The Bonds, equally with the Outstanding Parity Bonds, shall be secured and payable in principal and interest solely from an irrevocable pledge and dedication of the net avails or proceeds of the Tax, pursuant to the Constitution and laws of the State of Louisiana, after there have first been paid from the gross avails or proceeds of the Tax the reasonable and necessary costs and expenses of collecting and administering the Tax. Said avails or proceeds are hereby irrevocably and irrepealably pledged and dedicated in an amount sufficient for the payment of the Bonds in principal and interest as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Ordinance. All of the avails or proceeds of the Tax shall be set aside in a separate fund, as provided in the ordinances providing for the issuance of the Outstanding Parity Bonds, and as hereinafter provided, and the net avails or proceeds thereof shall be and remain pledged for the security and payment of the Bonds and the Outstanding Parity Bonds in principal and interest and for all other payments provided for in this Bond Ordinance until the Bonds shall have been fully paid and discharged.

SECTION 204. Authorization and Designation. Pursuant to the provisions of the Act, there is hereby authorized the issuance of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) principal amount of Bonds of the Issuer to be designated "Public Improvement Bonds, Series 2-C of the City of Hammond, State of Louisiana," for the purposes set forth in Section 201(b) hereof. The Bonds shall be in substantially the form set forth in Exhibit C hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Ordinance.

SECTION 205. Denominations, Dates, Maturities and Interest. The Bonds are issuable as fully registered bonds without coupons in the denominations of \$5,000 principal amount or any integral multiple thereof within a single maturity, and shall be numbered R-1 upwards.

The Bonds shall be dated August 1, 1987, shall mature on December 1 in the years and in the principal amounts and shall bear interest, payable on June 1 and December 1 of each year, commencing December 1, 1987, at the rates per annum, as follows:

<u>YEAR</u>	<u>PRINCIPAL AMOUNT DUE</u>	<u>INTEREST RATE</u>	<u>YEAR</u>	<u>PRINCIPAL AMOUNT DUE</u>	<u>INTEREST RATE</u>
1989	\$ 10,000	10 %	1999	\$ 235,000	7.00 %
1990	10,000	10	2000	255,000	7.10
1991	135,000	10	2001	275,000	7.20
1992	145,000	10	2002	295,000	7.25
1993	155,000	9	2003	320,000	7.25
1994	165,000	6.30	2004	345,000	7.25
1995	175,000	6.45	2005	375,000	7.25
1996	190,000	6.60	2006	405,000	7.25
1997	205,000	6.75	2007	435,000	7.25
1998	220,000	6.90			

The principal and premium, if any, of the Bonds are payable in such coin or currency of the United States of America as at the time of payment is legal tender for payment of public and private debts at the principal corporate trust office of the Paying Agent/Registrar, upon presentation and surrender thereof. Interest on the Bonds is payable by check or draft mailed on or before the Interest Payment Date by the Paying Agent/Registrar to the registered owner thereof (determined as of the Record Date) at the address of such owner as it appears on the registration books of the Paying Agent/Registrar maintained for such purpose.

Except as otherwise provided in this Section, Bonds shall bear interest from date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, as the case may be, provided, however, that if and to the extent that the Issuer shall default in the payment of the interest due on any Interest Payment Date, then all such Bonds shall bear interest from the most recent Interest Payment Date to which interest has been paid on the Bonds, or if no interest has been paid on the Bonds, from their dated date.

The person in whose name any Bond is registered at the Record Date with respect to an Interest Payment Date shall in all cases be entitled to receive the interest payable on such Interest Payment Date (unless such Bond has been called for redemption on a redemption date which is prior to such Interest Payment Date) notwithstanding the cancellation of such Bond upon any registration of transfer or exchange thereof subsequent to such Record Date and prior to such Interest Payment Date.

ARTICLE III

GENERAL TERMS AND PROVISIONS OF THE BONDS

SECTION 301. Exchange of Bonds; Persons Treated as Owners. The Issuer shall cause books for the registration and for the registration of transfer of the Bonds as provided in this Ordinance to be kept by the Paying Agent/Registrar at its principal corporate trust office, and the Paying Agent/Registrar is hereby constituted and appointed the registrar for the Bonds. At reasonable times and under reasonable regulations established by the Paying Agent/Registrar said list may be inspected and copied by the Issuer, or by the Owners (or a designated representative thereof) of 15% of the outstanding principal amount of the Bonds.

The Bonds may be transferred, registered and assigned only on the Bond Register of the Paying Agent/Registrar, and such registration shall be at the expense of the Issuer. However, the Paying Agent/Registrar may require payment by the person requesting an exchange or registration of transfer of Bonds of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto. A Bond may be assigned by the execution of an assignment form on the Bonds or by other instruments of transfer and assignment acceptable in form and with a guaranty of signature satisfactory to the Paying Agent/Registrar. A new Bond or Bonds will be delivered by the Paying Agent/Registrar to the last assignee (the new registered owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or Bonds shall be in the denomination of \$5,000 or any integral multiple thereof within a single maturity.

Neither the Issuer nor the Paying Agent/Registrar shall be required to issue, register, transfer or exchange (i) any Bond during a period beginning at the opening of business on the 15th calendar day of the month next preceding an Interest Payment Date and ending at the close of business on the Interest Payment Date or (ii) any Bond called for redemption prior to maturity during a period beginning at the opening of business fifteen (15) calendar days before the date of the mailing of a notice of redemption of such Bonds and ending on the date of such redemption.

All Bonds delivered upon any registration of transfer or exchange of Bonds shall be valid obligations of the Issuer, evidencing the same debt and entitled to the same benefits under this Ordinance as the Bonds surrendered.

Prior to due presentment for registration of transfer of any Bond, the Issuer and the Paying Agent/Registrar, and any agent of the Issuer or the Paying Agent/Registrar may deem and treat the person in whose name any Bond is registered as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and shall not be bound by any notice to the contrary.

SECTION 302. Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be improperly cancelled, or be destroyed, stolen or lost, the Issuer may in its discretion adopt an ordinance and thereby authorize the issuance and delivery of a new Bond in exchange for and substitution for such mutilated or improperly cancelled Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon the Owner (i) furnishing the Issuer and the Paying Agent/Registrar proof of his ownership thereof and proof of such mutilation, improper cancellation, destruction, theft or loss satisfactory to the Issuer and the Paying Agent/Registrar, (ii) giving to the Issuer and the Paying Agent/Registrar an indemnity bond in favor of the Issuer and the Paying Agent/Registrar in such amount as the Issuer and the Paying Agent/Registrar may require, (iii) compliance with such other reasonable regulations and conditions as the Issuer may prescribe and (iv) paying such expenses as the Issuer and the Paying Agent/Registrar may incur. All Bonds so surrendered shall be delivered to the

Paying Agent/Registrar for cancellation pursuant to Section 304 hereof. If any Bond shall have matured or be about to mature, instead of issuing a substitute Bond, the Issuer may pay the same, upon being indemnified as aforesaid, and if such Bond be lost, stolen or destroyed, without surrender thereof.

Any such duplicate Bond issued pursuant to this Section shall constitute an original, additional, contractual obligation on the part of the Issuer, whether or not the lost, stolen or destroyed Bond be at any time found by anyone. Such duplicate Bond shall be in all respects identical with those replaced except that it shall bear on its face the following additional clause:

"This bond is issued to replace a lost, cancelled or destroyed bond under the authority of R.S. 39:971 through 39:974."

Such duplicate Bond may be signed by the facsimile signatures of the same officers who signed the original Bonds, provided, however, that in the event the officers who executed the original Bonds are no longer in office, then the new Bonds may be signed by the officers then in office. Such duplicate Bonds shall be entitled to equal and proportionate benefits and rights as to lien and source and security for payment as provided herein with respect to all other Bonds hereunder, the obligations of the Issuer upon the duplicate Bonds being identical to its obligations upon the original Bonds and the rights of the owner of the duplicate Bonds being the same as those conferred by the original Bonds.

SECTION 303. Preparation of Definitive Bonds, Temporary Bonds. Until the definitive Bonds are prepared, the Issuer may execute, in the same manner as is provided in Section 305, and deliver, in lieu of definitive Bonds, but subject to the same provisions, limitations and conditions as the definitive Bonds except as to the denominations, one or more temporary typewritten Bonds substantially of the tenor of the definitive Bonds in lieu of which such temporary Bond or Bonds are issued, in authorized denominations, and with such omissions, insertions and variations as may be appropriate to temporary Bonds.

SECTION 304. Cancellation of Bonds. All Bonds paid or redeemed either at or before maturity, together with all Bonds purchased by the Issuer, shall thereupon be promptly cancelled by the Paying Agent/Registrar. The Paying Agent/Registrar shall thereupon promptly furnish to the Secretary of the Governing Authority an appropriate certificate of cancellation.

SECTION 305. Execution. The Bonds shall be executed in the name and on behalf of the Issuer by the manual or facsimile signature of the President of the Council and attested by the manual or facsimile signature of the Clerk of the Council, and the corporate seal of the Issuer (or a facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. In case any one or more of the officers who shall have signed or sealed any of the Bonds shall cease to be such officer before the Bonds so signed and sealed shall have been actually delivered, such Bonds may, nevertheless, be delivered as herein provided, and may be issued as if the person who signed or sealed such Bonds had not ceased to hold such office. Said officers shall, by the execution of the Bonds, adopt as and for their own proper signatures their respective facsimile signatures appearing on the Bonds or any legal opinion certificate thereon, and the Issuer may adopt and use for that purpose the facsimile signature of any person or persons who shall have been such officer at any time on or after the date of such Bond, notwithstanding that at the date of such Bond such person may not have held such office or that at the time when such Bond shall be delivered such person may have ceased to hold such office.

SECTION 306. Registration by Paying Agent/Registrar and Secretary of State. No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Ordinance unless and until a certificate of registration on such Bond substantially in the form set forth in Exhibit C hereto shall have been duly executed on behalf of the Paying Agent/Registrar by a duly authorized signatory, and such executed certificate of the Paying Agent/Registrar upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Ordinance.

The Bonds shall also be registered with the Secretary of State of the State of Louisiana and shall have endorsed thereon the following, provided such endorsement shall be manually signed only on the Bonds initially delivered to the initial purchaser, and any Bonds subsequently exchanged therefor as permitted in this Bond Resolution may bear the facsimile signature of the Secretary of State:

Incontestable. Secured by a pledge and dedication of a sales and use tax in the City of Hammond, State of Louisiana. Registered this _____ day of _____, 1987.

Secretary of State"

SECTION 307. Regularity of Proceedings. The Issuer, having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, and having determined the same to be regular, each of the Bonds shall contain the following recital, to-wit:

"It is certified that this bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of this State."

ARTICLE IV

APPLICATION OF PROCEEDS

SECTION 401. Application of Bond Proceeds and Accrued Interest. (a) As provided in Sections 701 and 702, the portion of the proceeds of the Bonds (exclusive of accrued interest) which is required to refund the Prior Certificates and to pay the Costs of Issuance of the Bonds shall be deposited in the special trust funds established pursuant to the Escrow Agreement and applied and invested as therein provided. The remaining proceeds of the Bonds shall be transferred to the Issuer and applied for the purposes described in Section 201(b)(i) and (iv) of this Ordinance. The proceeds and other moneys and/or securities so deposited in the Escrow Fund, together with the interest earned from the investment thereof, shall be sufficient to pay the principal of, premium, if any, and interest on the Prior Certificates as the same mature or are redeemed and become due.

(b) Upon the delivery of the Bonds, the amount, if any, received as accrued interest shall be applied by the Issuer to pay interest falling due on the Bonds on the first Interest Payment Date.

ARTICLE V

PAYMENT OF BONDS; DISPOSITION OF FUNDS

SECTION 501. Deposit of Funds With Paying Agent/Registrar. The Issuer covenants that it will deposit or cause to be deposited with the Paying Agent/Registrar from the moneys derived from the collection of the Tax or other funds available for such purpose, at least ten days in advance of the date on which payment of principal, premium, if any, and/or interest falls due on the Bonds, funds fully sufficient to pay promptly the principal, premium, if any, and interest so falling due on such date.

SECTION 502. City Obligated to Collect Tax. The Issuer, through the Governing Authority, by proper ordinances and/or resolutions, is obligated and hereby obligates itself to continue to levy and collect the Tax and not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds and the Outstanding Parity Bonds have been issued, nor in any way make any change which would diminish the amount of the Tax revenues to be received by the Issuer until all of the Bonds and the Outstanding Parity Bonds have been paid as to both principal and interest.

SECTION 503. Funds and Accounts. In order that the principal of and the interest on the Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

As more fully provided in an ordinance adopted by the Governing Authority on August 3, 1982 which ordinance incorporates the provisions set forth in ordinances adopted by the City Council on July 30, 1963 and February 13, 1968, as amended from time to time to comply with State law, with respect to the assessment, collection, payment and enforcement of the Tax, all of the avails or proceeds derived from the levy and collection thereof shall continue to be deposited daily as the same may be collected in the separate and special bank account maintained with the regularly designated fiscal agent of the Issuer and designated as the "Sales Tax Fund-1982" (the "Sales Tax Fund").

Out of the funds on deposit in the Sales Tax Fund, the Issuer shall first pay all reasonable and necessary expenses of collection and administration of the Tax. After payment of such expenses, the remaining balance of the sales tax proceeds on deposit in said Fund shall continue to be administered and used in the following order of priority and for the following express purposes:

(a) The maintenance of the Sales Tax Bond Sinking Fund-1982 (the "Sinking Fund"), established pursuant to an ordinance adopted by the Governing Authority on November 16, 1982 sufficient in amount to pay promptly and fully the principal of and the interest on the Bonds herein authorized and the Outstanding Parity Bonds, including any pari passu bonds issued hereafter in the manner provided by this Bond Ordinance, as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Issuer, on or before the 20th day of August, September, October and November, 1987 the monthly payments required by the ordinances authorizing the issuance of the Outstanding Parity Bonds, and in addition thereto a sum equal to one-fourth ($1/4$) of the interest falling due on December 1, 1987 on the Bonds, and commencing December 20, 1987, and monthly thereafter on or before the 20th day of each month, a sum equal to one-sixth ($1/6$) of the interest falling due on the next interest payment date, and one-twelfth ($1/12$) of the principal falling due on the next principal payment date on all bonds payable from the Sinking Fund, together with such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due. Said fiscal agent shall transfer from the Sinking Fund to the paying agent bank or banks for all bonds payable from the Sinking Fund, at least ten (10) days in advance of the date on which payment of principal or interest falls due, funds fully sufficient to pay promptly the principal and interest so falling due on such date.

(b) The maintenance of the Sales Tax Bond Reserve Fund-1982 (the "Reserve Fund"), established by said ordinance of November 16, 1982 by transferring from the proceeds of the Bonds, a sum equal to the highest combined principal and interest requirements of the Bonds for any succeeding calendar year and thereafter, on or before the 20th day of each month, commencing August 20, 1987, an equal monthly sum such that within five (5) years from the date of delivery of the Bonds the balance in the Reserve Fund will be equal to the highest combined principal and interest requirements for any succeeding calendar year on the Bonds and the Outstanding Parity Bonds, the money in said Reserve Fund to be retained solely for the purpose of paying the principal of and interest on bonds payable from the aforesaid Sinking Fund as to which there would otherwise be default (except such amounts as may be payable to the United States of America as a rebate of arbitrage pursuant to Section 148(f) of the Code). In the event that additional pari passu bonds are issued hereafter in the manner provided by this Bond Ordinance, there shall be transferred from said Sales Tax Fund, monthly or annually, such amounts (as may be designated in the ordinance authorizing the issuance of such pari passu bonds) as will increase the total amount on deposit in said Reserve Fund within a period not exceeding five (5) years a sum equal to the highest combined principal and interest requirements in any succeeding calendar year on the Bonds, the Outstanding Parity Bonds and such additional pari passu bonds.

If at any time it shall be necessary to use moneys in the Reserve Fund for the purpose of paying principal or interest on bonds as to which there would otherwise be default, then the moneys so used shall be replaced from the revenues first thereafter received by the Sales Tax Fund, not hereinabove required to pay the expenses of collecting and administering the Tax or to pay current principal and interest requirements, it being the intention hereof that there shall as nearly as possible be at all times in the Reserve Fund the amount hereinabove specified.

All or any part of the moneys in the Sales Tax Fund, Sinking Fund and Reserve Fund shall, at the written request of the Issuer, be invested in the manner provided by Louisiana law in obligations maturing in five (5) years or less, in which event all income derived from such investments shall be added to said Sales Tax Fund, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund has been created.

All moneys remaining in the Sales Tax Fund on the 20th day of each month in excess of all reasonable and necessary expenses of collection and administration of the Tax and after making the required payments into the Sinking Fund and Reserve Fund for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the imposition of the Tax is authorized or for the purpose of retiring bonds in advance of their maturities, either by purchase of bonds then outstanding at prices not greater than the then redemption prices of said bonds or by retiring such bonds at the prices and in the manner hereinbefore set forth in this Bond Ordinance.

SECTION 504. Funds to Constitute Trust Funds. The Sales Tax Fund, the Sales Tax Bond Sinking Fund, and the Sales Tax Bond Reserve Fund provided for in Section 503 hereof shall all be and constitute trust funds for the purposes provided in this ordinance, and the Owners of Bonds issued pursuant to this Bond Ordinance be and they are hereby granted a lien on all such funds until applied in the manner provided herein. The moneys in such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds in the manner required by the laws of the State of Louisiana.

ARTICLE VI

REDEMPTION OF BONDS

SECTION 601. Redemption of Bonds. The Bonds maturing December 1, 1998 and thereafter shall be callable for redemption at the option of the Issuer prior to their stated maturities on and after December 1, 1997, in whole at any time, or in part from time to time on any Interest Payment Date in inverse order of maturity, and if less than a full maturity then by lot within such maturity. Any Bonds made the subject of such call or calls shall be redeemed at the redemption prices set forth below, plus any accrued interest:

<u>Redemption Period</u> <u>(both dates inclusive)</u>	<u>Redemption</u> <u>Price</u>
December 1, 1997 to November 30, 1999	102½ %
December 1, 1999 to November 30, 2001	102 %
December 1, 2001 to November 30, 2003	101½ %
December 1, 2003 to November 30, 2005	101 %
December 1, 2005 and thereafter	100% %

In the event a Bond to be redeemed is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Any Bond which is to be redeemed only in part shall be surrendered at the principal corporate trust office of the Paying Agent/Registrar and there shall be delivered to the Owner of such Bond, a Bond or Bonds of the same maturity and of any authorized denomination or denominations as requested by such Owner in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

SECTION 602. Notice to Paying Agent/Registrar. In the case of any redemption of Bonds, the Issuer shall give written notice to the Paying Agent/Registrar of the election so to redeem and the redemption date, in the case of optional redemption, and of the principal amounts and numbers of the Bonds or portions of Bonds of each maturity to be redeemed (which maturities and principal amounts thereof to be redeemed shall be determined by the Issuer in its sole discretion). Such notice shall be given at least forty-five (45) days prior to the redemption date. In the event notice of redemption shall have been given as provided in Section 604, the Issuer shall, at least one day prior to the redemption date, deposit moneys available therefor with the Paying Agent/Registrar in an amount in cash which, in addition to other amounts, if any, available therefor held by the Paying Agent /Registrar will be sufficient to redeem on the redemption date at the redemption price thereof together with accrued interest to the redemption date, all of the Bonds to be redeemed.

SECTION 603. Selection of Bonds to be Redeemed by Lot. In the event of redemption of less than all the outstanding Bonds of like maturity, such Bonds shall be redeemed by lot or in such other manner as shall be deemed fair and equitable by the Paying Agent/Registrar for random selection.

SECTION 604. Notice of Redemption. Notice of any such redemption shall be given by the Paying Agent/Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) not less than thirty (30) days prior to the date fixed for redemption to the Registered Owner of each Bond to be redeemed in whole or in part at the address shown on the registration books maintained by the Paying Agent/Registrar. Failure to give such notice by mailing to any Owner, or any defect therein, shall not affect the validity of any proceedings for the redemption of other Bonds. All notices of redemption shall state (i) the redemption date; (ii) the redemption price; (iii) if less than all the Bonds are to be redeemed, the identifying number (and in the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed; (iv) that on the redemption date the redemption price will become due and payable on

each such Bond and interest thereon will cease to accrue thereon from and after said date; and (v) the place where such Bonds are to be surrendered for payment. Any notice mailed as provided in this Section shall be conclusively presumed to have been duly given, whether or not the Registered Owner of such Bonds receives the notice.

On or before any redemption date the Paying Agent/Registrar shall segregate and hold in trust funds furnished by the Issuer for the payment of the Bonds or portions thereof called, together with accrued interest thereon and premium, if any, to the redemption date. Upon the giving of notice and the deposit of funds for redemption, interest on such Bonds or portions thereof thus called shall no longer accrue after the date fixed for redemption. No payment shall be made by the Paying Agent/Registrar upon any Bond or portion thereof called for redemption until such Bond or portion thereof shall have been delivered for payment or cancellation or the Paying Agent/Registrar shall have received the items required by Section 302 with respect to any mutilated, lost, stolen or destroyed Bond.

Upon surrender of any Bond for redemption in part only, the Paying Agent/Registrar shall register and deliver to the owner thereof a new Bond or Bonds of authorized denominations in an aggregate principal amount equal to the unredeemed portion of the Bond surrendered.

SECTION 605. Payment of Redeemed Bonds. Notice having been given in the manner provided in Section 604, the Bonds or portions thereof so called for redemption shall become due and payable on the redemption date so designated at the redemption price, plus interest accrued and unpaid to the redemption date, and, upon presentation and surrender thereof at the office specified in such notice, such Bonds or portions thereof shall be paid at the redemption price plus interest accrued and unpaid to the redemption date. If, on the redemption date, moneys for the redemption of all the Bonds, together with interest to the redemption date, shall be held by the Paying Agent/Registrar so as to be available therefor on said date and if notice of redemption shall have been given as aforesaid, then, from and after the redemption date interest on the Bonds or portions thereof so called for redemption shall cease to accrue and become payable. If said moneys shall not be so available on the redemption date, such Bonds shall continue to bear interest until paid at the same rate as they would have borne had they not been called for redemption.

SECTION 606. Purchase of Bonds. The Paying Agent/Registrar shall endeavor to apply any moneys furnished by the Issuer for the redemption of Bonds (but not committed to the redemption of Bonds as to which notice of redemption has been given) to the purchase of appropriate outstanding Bonds. In accordance with Section 304, any Bonds so purchased shall be cancelled. The price paid by the Paying Agent/Registrar (excluding accrued interest, but including any brokerage or other charges) for any Bond purchased pursuant to this Section shall not exceed the principal amount thereof; the Paying Agent/Registrar shall also pay (from moneys furnished by the Issuer) accrued interest on any such Bond. Subject to the above limitations, the Paying Agent/Registrar, at the direction of the Issuer, shall purchase Bonds at such times, for such prices, in such amounts and in such manner (whether after advertisement for tenders or otherwise) with monies made available by the Issuer for such purpose, provided, however, that the Paying Agent/Registrar shall not expend amounts for the purchase of Bonds of a particular maturity in excess of the amount that would otherwise be expended for the redemption of Bonds of such maturity, and, provided further, that the Issuer may, in its discretion, direct the Paying Agent/Registrar to advertise for tenders for the purchase of Bonds sixty (60) days prior to any date for redemption of Bonds.

ARTICLE VII

PARTICULAR COVENANTS, ADDITIONAL BONDS

SECTION 701. Obligation of the Issuer in Connection with the Issuance of the Bonds. As a condition of the issuance of the Bonds, the Issuer hereby binds and obligates itself to:

(a) Use or cause to be used as hereafter provided the proceeds derived from the sale of the Bonds (exclusive of accrued interest) and the other moneys provided by the Issuer to pay the principal of and the interest on the Prior Certificates as same mature and become due or are redeemed and for the other purposes set forth in this Bond Ordinance. The said obligation with respect to the payment and retirement of the Prior Certificates in principal, interest and redemption premium shall become irrevocable and irrepealable upon delivery of the Bonds;

(b) Deposit irrevocably in trust with the Escrow Agent under the terms and conditions of the Escrow Agreement, as hereinafter provided, an amount of the proceeds derived from the issuance and sale of the Bonds (exclusive of accrued interest) as will enable the Escrow Agent to immediately make an initial cash deposit and purchase non-callable direct general obligations of the United States of America described in the Escrow Agreement, which, together with the initial cash deposit described therein, shall mature in principal and interest in such a manner as to provide at least the required cash amount on or before each payment date for the Prior Certificates (said amounts being necessary on each of the designated dates to pay and retire or redeem as described in Subsection (a) above the Prior Certificates, including premiums, if any, payable upon redemption); and

(c) Deposit in trust with the Escrow Agent such amount of the proceeds of the Bonds as will enable the Escrow Agent to pay the expenses of the Issuer in connection with the issuance, sale and delivery of the Bonds and the costs properly attributable to the establishment and administration of the Escrow Fund. Prior or concurrently with the delivery of the Bonds, the Issuer shall obtain an independent mathematical verification that the moneys and obligations required to be irrevocably deposited in trust in the Escrow Fund with the Escrow Agent, together with the earnings to accrue thereon, will always be sufficient for the payment of the principal of, premium, if any, and interest on the Prior Certificates as provided above in Section 401 hereof.

Section 702. Application of Proceeds of Bonds. As provided in Section 701, a portion of the proceeds of the Bonds (exclusive of accrued interest, which shall be applied by the Issuer to the payment of interest falling due on the Bonds on the first Interest Payment Date) shall be irrevocably and irrepealably deposited by the Issuer with the Escrow Agent under the terms and conditions established in the Escrow Agreement. Provision is made in the Escrow Agreement for the investment of a portion of the moneys deposited in the Escrow Fund established thereby in non-callable direct general obligations of the United States of America maturing in principal and interest in such amounts and at such times as will provide, together with the cash deposited in the Escrow Fund from the proceeds of the Bonds, sufficient moneys as will be required to pay and redeem the Prior Certificates as described in Section 701 hereof, it being understood that the income or earnings to be derived or realized from such investment shall be considered as amounts available to retire or redeem the Prior Certificates on any date on or after the maturity dates of the interest or the principal amounts of such investments. The moneys so deposited with the Escrow Agent shall constitute a trust fund irrevocably dedicated for the use and benefit of the owners of the Prior Certificates.

SECTION 703. Payment of Bonds. The Issuer shall duly and punctually pay or cause to be paid as herein provided, the principal or redemption price, if any, of every Bond and the interest thereon, at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof.

SECTION 704. Tax Covenants. (A) To the extent permitted by the laws of the State, the Issuer will comply with the requirements of the Code to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer shall not take any action or fail to take any action, nor shall it permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly to acquire any securities or obligations the acquisition of which would cause any Bond to be an "arbitrage bond" as defined in the Code, as from time to time amended or any successor provision thereto, or would result in the inclusion of the interest on any Bond in "gross income" under the Code, including without limitation, the failure to comply with the limitation on investment of the proceeds of the Bonds, the failure to pay any required rebate of arbitrage earnings to the United States of America, or the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds" under the Code.

(B) The Issuer shall not permit at any time or times any proceeds of the Bonds or any other funds of the Issuer to be used, directly or indirectly, in a manner which would result in the exclusion of the interest on any Bond from the treatment afforded by Section 103(a) of the Code, as from time to time amended, or any successor provision thereto.

SECTION 705. Obligation to Collect Tax. The Governing Authority does hereby obligate itself and is hereby bound under the terms and provisions of law, to levy, impose, enforce and collect the Tax and to provide for all reasonable and necessary rules, regulations, procedures and penalties in connection therewith, including the proper application of the proceeds of the Tax, until all of the Bonds

and the Outstanding Parity Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary the ordinance adopted by the Governing Authority providing for the levying, imposition, enforcement and collection of the Tax or any subsequent ordinance providing with respect to the Tax, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Bondholders and/or registered owners with respect to the revenues from the Tax. The ordinance imposing the Tax and pursuant to which the Tax is being levied, collected and allocated, and the obligations to continue to levy, collect and allocate the Tax and to apply the revenues therefrom in accordance with the provisions of this Bond Ordinance, shall be irrevocable until the Bonds and the Outstanding Parity Bonds have been paid in full as to both principal and interest, and shall not be subject to amendment in any manner which would impair the rights of the holders and Owners from time to time of the Bonds or which would in any way jeopardize the prompt payment of principal thereof and interest thereon. More specifically, neither the Legislature of Louisiana nor the Issuer may discontinue or decrease the Tax or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds have been issued, or in any way make any change which would diminish the amount of the Tax revenues pledged to the payment of the Bonds and the Outstanding Parity Bonds and received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

SECTION 706. Indemnity Bonds. So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

SECTION 707. Issuer to Maintain Books and Records. So long as any of the Bonds are outstanding and unpaid in principal or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the collection and expenditure of the revenues of the Tax, including specifically but without limitation, all reasonable and necessary costs and expenses of collection. Not later than three (3) months after the close of each fiscal year, the Issuer shall cause an audit of such books and accounts to be made by the Legislative Auditor of the State of Louisiana (or his successor) or by a recognized independent firm of certified public accountants showing the receipts of and disbursements made for the account of the aforesaid Sales Tax Fund. Such audit shall be available for inspection upon request by the Owners of any of the Bonds. The Issuer further agrees that the Paying Agent/Registrar and the Owners of any of the Bonds shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to the Tax.

ARTICLE VIII

SUPPLEMENTAL ORDINANCES

SECTION 801. Supplemental Ordinances. No material modification or amendment of this Ordinance, or of any ordinance amendatory hereof or supplemental hereto, may be made without the consent in writing of the holders of two-thirds (2/3) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity of the Bonds or the redemption provisions thereof, or a reduction in the rate of interest thereon, or in the amount of the principal obligation thereof, or affecting the unconditional promise of the Issuer to pay the principal of and the interest on the Bonds as the same shall come due from the revenues of the Tax, or reduce the percentage of bondholders required to consent to any material modification or amendment of this Ordinance, without the consent of the owners of all of the Bonds.

ARTICLE IX

PARITY BONDS

SECTION 901. Issuance of Parity Bonds. The Bonds shall enjoy complete parity of lien on the revenues of the Tax with the Outstanding Parity Bonds despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the revenues of the Tax having priority over or parity with the Bonds and the Outstanding Parity Bonds, except that bonds may hereafter be issued on a parity with such bonds under the following conditions:

1. The Bonds or any part thereof, including interest and redemption premiums thereon, may be refunded and the refunding Bonds so issued shall enjoy complete equality of lien with the portion of the Bonds which is not refunded, if there be any; provided, however, that if only a portion of Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during any calendar year in excess of the principal and interest which would have been required in such calendar year to pay the bonds refunded thereby, then such bonds may not be refunded without the consent of the Owners of the unrefunded portion of the Bonds issued hereunder.

2. Additional bonds may also be issued on a parity with the Bonds herein authorized if all of the following conditions are met:

- (a) The average revenues derived by the Issuer from the Tax when computed for the two (2) completed fiscal years (ending June 30) immediately preceding the issuance of the additional bonds must have been not less than 1.43 times the highest combined principal and interest requirements for any succeeding fiscal year period on all bonds then outstanding, including any *pari passu* additional bonds theretofore issued and then outstanding and any other bonds or other obligations whatsoever then outstanding which are payable from the Tax (but not including bonds which have been refunded or provision otherwise made for their full payment and redemption) and the bonds so proposed to be issued.
- (b) The payments to be made into the various funds provided for in Section 503 hereof must be current.
- (c) The existence of the facts required by paragraphs (a) and (b) above must be determined by an independent firm of certified or registered public accountants who have previously audited the books of the Issuer or by such successors thereof as may have been employed for that purpose.
- (d) The additional bonds must be payable on December 1st of each year in which principal falls due beginning not later than three (3) years from the date of issuance of said additional bonds and payable as to interest on June 1st and December 1st of each year.

ARTICLE X

REMEDIES ON DEFAULT

SECTION 1001. Events of Default. If one or more of the following events (in this Ordinance called "Events of Default") shall happen, that is to say,

- (a) if default shall be made in the due and punctual payment of the principal or redemption price of any Bond when and as the same shall become due and payable, whether at maturity or upon call for redemption, or otherwise; or
- (b) if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or
- (c) if default shall be made by the Issuer in the performance or observance of any other of the covenants, agreements or conditions on its part in the Bond Ordinance, any supplemental ordinance or in the Bonds contained; or
- (d) if the Issuer shall file a petition or otherwise seek relief under any Federal or State bankruptcy law or similar law;

then, upon the happening and continuance of any Event of Default the Owners of the Bonds shall be entitled to exercise all rights and powers for which provision is made in the Act or in any provision of law.

ARTICLE XI

CONCERNING FIDUCIARIES

SECTION 1101. Escrow Agent; Appointment and Acceptance of Duties. American Bank & Trust Co., in the City of New Orleans, Louisiana, is hereby appointed Escrow Agent. The Escrow Agent shall signify its acceptance of the duties and obligations imposed upon it by this Bond Ordinance by executing and delivering the Escrow Agreement. The Escrow Agent is authorized to file, on behalf of the Issuer, any subscription forms to purchase the Government Obligations necessary to defease the Prior Certificates.

SECTION 1210. Execution of Documents. In connection with the issuance and sale of the Bonds, the Executive Officers are each authorized, empowered and directed to execute on behalf of the Issuer such documents, certificates and instruments as they may deem necessary, upon the advice of Bond Counsel, to effect the transactions contemplated by this ordinance, the signatures of the Executive Officers on such documents, certificates and instruments to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 1211. Recordation. A certified copy of this ordinance shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of Tangipahoa, State of Louisiana.

SECTION 1212. Bonds are "Qualified Tax-Exempt Obligations." The Bonds are designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code. In making this designation, the Issuer finds and determines that:

- (a) the Bonds are not "private activity bonds" within the meaning of the Code; and
- (b) the reasonably anticipated amount of qualified tax-exempt obligations which will be issued by the Issuer and all subordinate entities in calendar year 1987 does not exceed \$10,000,000.

SECTION 1213. Application to State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance of the Bonds, and for consent and authority to proceed with the issuance and sale of the Bonds pursuant to this Bond Ordinance, and Special Bond Counsel is directed to make application to the State Bond Commission in accordance with the foregoing, on behalf of the Governing Authority.

SECTION 1214. Appointment of Financial Advisor. The employment of Howard, Weil, Labouisse, Friedrichs Incorporated, of New Orleans, Louisiana, as Financial Advisor to the Issuer in connection with the issuance of the Bonds is hereby confirmed. For professional services including assisting the Issuer in determining the plan of refunding, advising the Issuer in the structuring of the Bonds, advising the Issuer as to the structure of the Escrow Fund necessary to defease the Prior Certificates and for other services relating to the issuance of the Bonds and the refunding of the Prior Certificates, the financial advisor shall be paid, from the proceeds of the Bonds, a fee equal to \$3 per \$1,000 of Bonds issued and delivered hereunder.

ARTICLE XIII

REDEMPTION OF PRIOR CERTIFICATES

SECTION 1301. Call for Redemption. \$3,300,000 principal amount of the Issuer's Certificates of Indebtedness, Series 1986 maturing June 1, 1990 to June 1, 1995, inclusive, are hereby called for redemption on June 1, 1989 at a redemption price of 101% of the principal amount thereof, plus accrued interest to the date of redemption, in compliance with the ordinance authorizing their issuance.

SECTION 1302. Notice of Redemption. In accordance with the ordinance authorizing the issuance of the Prior Certificates, a notice of redemption in substantially the form attached hereto as Exhibit D shall be given to the registered owners by means of registered or certified mail by notice deposited in the United States Mails not less than thirty (30) days prior to the redemption date, in the manner provided in the ordinance providing for the issuance of the Outstanding Certificates, and the Escrow Agent or Paying Agent for the Prior Certificates are hereby authorized and directed to give such notice.

* * * * *

- (1) the fact and date of the execution by any Bondholder or his attorney-in-fact of such instrument may be proved by the certificate, which need not be acknowledged or verified, of an officer of a bank or trust company or of any notary public or other officer authorized to take acknowledgements of deeds, that the person signing such request or other instrument acknowledged to him the execution thereof, or by an affidavit of a witness of such execution, duly sworn to before such notary public or other officer. Where such execution is by an officer of a corporation or association or a member of a partnership, on behalf of such corporation, association or partnership, such certificate or affidavit shall also constitute sufficient proof of his authority;
 - (2) the ownership of Bonds and the amount, numbers and other identification, and date of owning the same shall be proved by the registration books.
- (b) Any request or consent by the Owner of any Bond shall bind all future Owners of such Bond in respect of anything done or suffered to be done by the Issuer or the Paying Agent/Registrar in accordance therewith.

SECTION 1203. Moneys Held for Particular Bonds. The amounts held by the Paying Agent/Registrar for the payment due on any date with respect to particular Bonds shall, on and after such date and pending such payment, be set aside on its books and held in trust by it, without liability for interest for the Owners of the Bonds entitled thereto.

SECTION 1204. Parties Interested Herein. Nothing in the Bond Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Issuer, the Paying Agent/Registrar and the owners of the Bonds and the Prior Certificates, any right, remedy or claim under or by reason of the Bond Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in the Bond Ordinance contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent/Registrar and the Owners of the Bonds and the Prior Certificates.

SECTION 1205. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Bond Ordinance against any member of the Governing Authority or officer of the Issuer or any person executing the Bonds.

SECTION 1206. Successors and Assigns. Whenever in this Bond Ordinance the Issuer is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Ordinance contained by or on behalf of the Issuer shall bind and enure to the benefit of its successors and assigns whether so expressed or not.

SECTION 1207. Subrogation. In the event the Bonds herein authorized to be issued, or any of them, should ever be held invalid by any court of competent jurisdiction, the Owner or Owners thereof shall be subrogated to all the rights and remedies against the Issuer had and possessed by the owner or owners of the Prior Certificates.

SECTION 1208. Severability. In case any one or more of the provisions of the Bond Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of the Bond Ordinance or of the Bonds, but the Bond Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of the Bond Ordinance which validates or makes legal any provision of the Bond Ordinance or the Bonds which would not otherwise be valid or legal shall be deemed to apply to the Bond Ordinance and to the Bonds.

SECTION 1209. Publication of Ordinance. This Bond Ordinance shall be published one time in the official journal of the Issuer; however, it shall not be necessary to publish any exhibits hereto if the same are available for public inspection and such fact is stated in the publication. For thirty days after the date of publication, any person in interest may contest the legality of this Bond Ordinance, any provision of the Bonds, the provisions therein made for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Bonds.

After the said thirty days, no person may contest the regularity, formality, legality or effectiveness of this Bond Ordinance, any provisions of the Bonds to be issued pursuant hereto, the provisions for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to their authorization and issuance, for any cause whatever. Thereafter, it shall be conclusively presumed that the Bonds are legal and that every legal requirement for the issuance of the Bonds has been complied with. No court shall have authority to inquire into any of these matters after the said thirty days.

SECTION 1102. Paying Agent/Registrar; Appointment and Acceptance of Duties. The Issuer will at all times maintain a Paying Agent/Registrar meeting the qualifications herein described for the performance of the duties hereunder. The designation of Commercial National Bank in Shreveport as the initial Paying Agent/Registrar is hereby confirmed and approved. The Paying Agent/Registrar shall signify its acceptance of the duties and obligations imposed on it by the Bond Ordinance by executing and delivering an agreement setting forth its rights, duties and obligations as Paying Agent/Registrar in form and substance satisfactory to the Issuer, and the Executive Officers are hereby authorized to execute such agreement on behalf of the Issuer.

ARTICLE XII

MISCELLANEOUS

SECTION 1201. Defeasance. (a) If the Issuer shall pay or cause to be paid to the owners of all Bonds then outstanding, the principal and interest and redemption price, if any, to become due thereon, at the times and in the manner stipulated therein and in the Bond Ordinance, then the covenants, agreements and other obligations of the Issuer to the Bondholders shall be discharged and satisfied. In such event, the Paying Agent/Registrar shall, upon the request of the Issuer, execute and deliver to the Issuer all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent/Registrar shall pay over or deliver to the Issuer all moneys, securities and funds held by them pursuant to the Bond Ordinance which are not required for the payment or redemption of Bonds not theretofore surrendered for such payment or redemption.

(b) Bonds or interest installments for the payment or redemption of which Defeasance Obligations shall have been set aside and shall be held in trust by the Paying Agent/Registrar or an escrow agent (through deposit by the Issuer of funds for such payment or redemption or otherwise) at a maturity or redemption date thereof shall be deemed to have been paid within the meaning and with the effect expressed in paragraph (a) of this Section. Any Bond shall, prior to maturity or the redemption date thereof, be deemed to have been paid within the meaning and with the effect expressed in paragraph (a) of this Section if (i) in case such Bond is to be redeemed on any date prior to its maturity, the Issuer shall have given to the Paying Agent/Registrar in form satisfactory to it irrevocable instructions to give notice of redemption as provided in Article VI of this Bond Ordinance on said date of such Bond, (ii) there shall have been deposited with the Paying Agent/Registrar or an escrow agent Defeasance Obligations, in the amounts and having such terms as are necessary to provide moneys (whether as principal or interest) in an amount sufficient to pay when due the principal or applicable redemption price thereof, together with all accrued interest and (iii) the adequacy of the Defeasance Obligations so deposited to pay when due the principal or applicable redemption price and all accrued interest shall have been verified by an independent certified public accountant. Neither Defeasance Obligations deposited with the Paying Agent/Registrar or an escrow agent pursuant to this Section nor principal or interest payments on any such securities shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal or redemption price, if applicable, and interest on said Bonds; provided that any cash received from such principal or interest payments on such Defeasance Obligations deposited with the Paying Agent/Registrar or escrow agent shall, if permitted, and to the extent practicable, be reinvested in Defeasance Obligations maturing at times and in amounts sufficient to pay when due the principal or redemption price, if applicable, and interest to become due on said Bonds on and prior to such redemption date or maturity date thereof, as the case may be.

SECTION 1202. Evidence of Signatures of Bondholders and Ownership of Bonds. (a) Any request, consent, revocation of consent or other instrument which the Bond Ordinance may require or permit to be signed and executed by the Owners may be in one or more instruments of similar tenor, and shall be signed or executed by such Bondholders in person or by their attorneys-in-fact appointed in writing. Proof of (i) the execution of any such instrument, or of an instrument appointing any such attorney, or (ii) the ownership by any person of the Bonds shall be sufficient for any purpose of the Bond Ordinance (except as otherwise therein expressly provided) if made in the following manner, or in any other manner satisfactory to the Paying Agent/Registrar, which may nevertheless in its discretion require further or other proof in cases where it deems the same desirable:

Ordinance, and the roll being called, the following vote was taken and recorded:

YEAS: Wilbert Dangerfield, Robert Felder, George Perkins,
John Guerin, Chris Miaoulis.

NAYS: None.

ABSENT: None.

There being a favorable vote on the Ordinance by at least a majority of
the authorized members of the Council, the Ordinance was declared adopted on
this, the 7th day of July, 1987.

ATTEST:

/s/ Chris N. Miaoulis
President of the Council

/s/ LaNita V. Earnest
Clerk of the Council

EXHIBIT "A"
To the Bond Ordinance

**OUTSTANDING CERTIFICATES
TO BE REFUNDED**

\$3,300,000 aggregate principal amount of Certificates of Indebtedness,
Series 1986, dated June 1, 1986, maturing on and after June 1, 1990. The refunded
certificates, which are to be redeemed on June 1, 1989 at the principal amount
thereof, plus a premium of one percent (1%) and accrued interest to the
redemption date, constitute all of said issue and are as follows:

ORIGINAL MATURITY DATE (JUNE 1)	PRINCIPAL AMOUNT
1990	\$ 460,000
1991	490,000
1992	525,000
1993	565,000
1994	605,000
1995	655,000
TOTAL	<u>\$3,300,000</u>

ESCROW DEPOSIT AGREEMENT

BE IT KNOWN that on the dates, and in the State and Parishes hereinafter set forth, before the undersigned notaries public and competent witnesses, personally came and appeared the CITY OF HAMMOND, STATE OF LOUISIANA, a political subdivision of the State of Louisiana (the "Issuer"), appearing herein through the President and Clerk of its City Council, and AMERICAN BANK & TRUST CO., in the City of New Orleans, Louisiana, a banking association organized under the laws of the State of Louisiana and duly authorized to exercise corporate trust powers, as escrow agent (the "Escrow Agent"), appearing herein through its hereinafter named officers, who did declare that they do together enter into and make this Escrow Deposit Agreement, which shall be dated, for convenience only, as of August 1, 1987, upon the following terms:

WITNESSETH:

WHEREAS, the Issuer has heretofore duly authorized and issued its Certificates of Indebtedness, Series 1986, which certificates are outstanding on the date hereof in the aggregate principal amount of \$3,300,000 (the "Prior Certificates"), more fully described in Exhibit A to the hereinafter described Bond Ordinance; and

WHEREAS, the Issuer has authorized the issuance of \$4,350,000 of Public Improvement Bonds, Series 2-C (the "Bonds"), for the purpose, among other things, of refunding the Prior Certificates, pursuant to an ordinance adopted on July 7, 1987, (the "Bond Ordinance"); and

WHEREAS, the Bond Ordinance provides that a portion of the proceeds from the sale of the Bonds shall be placed in escrow with the Escrow Agent and, together with the interest earned from the investment thereof, will be sufficient to pay the principal of, premium, if any, and interest on the Prior Certificates as the same mature and become due or are called for redemption;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter set forth, and in order to provide for the aforesaid refunding the parties hereto agree as follows:

SECTION 1. Establishment of Escrow Fund. There is hereby created and established with the Escrow Agent a special and irrevocable escrow designated the Escrow Fund (the "Escrow Fund") to be held in the custody of the Escrow Agent separate and apart from other funds of the Issuer or of the Escrow Agent. Receipt of a true and correct copy of the Bond Ordinance is hereby acknowledged by the Escrow Agent, and reference herein to or citation herein of any provision of said Bond Ordinance shall be deemed to incorporate the same as a part hereof in the same manner and with the same effect as if fully set forth herein.

SECTION 2. Deposit to Escrow Fund; Application of Moneys. (a) The Issuer will cause to be deposited with the Escrow Agent the sum of \$ _____ from the proceeds of the Bonds. Such funds will be applied as follows:

(i) \$ _____ to the Escrow Fund to purchase the Government Obligations (hereinafter defined) and to provide for an initial cash deposit of \$ _____; and

(ii) \$ _____ to the Expense Fund created in Section 3 hereof.

(b) Concurrently with such deposit, the Escrow Agent shall apply the moneys described in (a)(i) above (except for \$ _____, which shall be held as a cash deposit to be applied, in part, to pay the December 1, 1987 debt service on the Prior Certificates) to the purchase of the direct, non-callable obligations of the United States of America described in Schedule A attached hereto. The obligations listed in Schedule A hereto are hereinafter referred to as the "Government Obligations". All documents evidencing the book entries of the Government Obligations shall be held by the Escrow Agent and appropriate evidence thereof shall be furnished by the Escrow Agent to the Issuer. As shown in Schedule B attached hereto, the Government Obligations shall mature in principal amounts and pay interest in such amounts and at such times so that sufficient moneys will be available from such Government Obligations (together with other moneys on deposit in the Escrow Fund) to pay, as the same mature and become due, the principal of, premium, if any, and interest on the Prior Certificates. The Issuer, as verified by an independent certified public accountant, has heretofore found and

determined that the investments described in said Schedule A are adequate in yield and maturity date in order to provide the necessary moneys to accomplish the refunding of the Prior Certificates and to meet the applicable requirements of the regulations of the United States Department of the Treasury adopted pursuant to Section 148 of the Internal Revenue Code of 1986, as amended.

In the event that, on the date of delivery of the Bonds, there is not delivered to the Escrow Agent any Government Obligations described in Schedule A hereto, the Escrow Agent shall accept delivery of replacement obligations which are direct, non-callable obligations of or guaranteed by the United States of America ("Replacement Obligations"), provided that any Replacement Obligations which are "stripped" payments of principal or interest shall have been "stripped" by the United States Treasury itself, and which Replacement Obligations must meet the requirements described in paragraph (c) of this Section, in lieu thereof, and shall hold such Replacement Obligations in the Escrow Fund until the Government Obligations described in Schedule A which were not delivered on the date hereby are available for delivery. The Escrow Agent shall return to the supplier thereof any Replacement Obligations in exchange for and upon receipt of the Government Obligations set forth in Schedule A for which Government Obligations such Replacement Obligations described in such paragraph (c) were substituted. The Escrow Agent shall have no power or duty to invest any moneys held in the Escrow Fund or to make substitutions of the Government Obligations held in the Escrow Fund or to sell, transfer or otherwise dispose of such Government Obligations, except pursuant to the following subparagraph (c).

(c) An obligation shall qualify as a Replacement Obligation only if an independent certified public accountant shall certify that after the acquisition of such obligation the principal amount of and interest income on the Replacement Obligations and any Government Obligations held by the Escrow Agent, together with any other monies available for the purpose, will be sufficient to pay principal of and premium, if any, and interest on the Prior Certificates and the Escrow Agent receives an unqualified opinion of nationally recognized bond counsel that the acquisition of such obligation does not adversely affect the exclusion of interest on the Bonds from gross income of the registered owners thereof and does not cause the Issuer to have breached the Bond Ordinance or this Escrow Deposit Agreement.

(d) The Escrow Agent shall collect and receive the interest accruing and payable on the Government Obligations and the maturing principal amounts of the Government Obligations as the same are paid and credit the same to the Escrow Fund, so that the interest on the proceeds of the Government Obligations, as such are paid, will be available to make the payments required pursuant to Section 6 hereof.

(e) In the event there is a deficiency in the Escrow Fund, the Escrow Agent shall notify the Issuer and the Issuer shall immediately remedy such deficiency by paying to the Escrow Agent the amount of such deficiency. The Escrow Agent shall not be liable for any such deficiency, except as may be caused by the Escrow Agent's gross negligence or willful misconduct.

SECTION 3. Establishment of Expense Fund; Use of Moneys in Expense Fund. There is also hereby created and established with the Escrow Agent a special trust account designated the "Expense Fund" (the "Expense Fund") to be held in the custody of the Escrow Agent separate and apart from any other funds of the Issuer or the Escrow Agent to which the amount of the proceeds derived from the issuance and sale of the Bonds hereinabove set forth are herewith deposited. The Escrow Agent hereby acknowledges receipt of such deposit. The amounts on deposit in the Expense Fund shall be used for and applied to the payment of the Costs of Issuance of the Issuer in connection with the issuance, sale and delivery of the Bonds and the establishment of the funds hereunder. Payment of the aforesaid expenses shall be made by the Escrow Agent from the moneys on deposit in such Expense Fund upon receipt by the Escrow Agent of a written request of the Issuer signed by the Clerk of the Council, which request shall state, with respect to each payment to be made, the person, firm or corporation to whom payment is to be made, the amount to be paid and the purpose for which the obligation to be paid was incurred. Each such written request shall be sufficient evidence to the Escrow Agent that the payment requested to be made from the moneys on deposit in such Expense Fund is a proper payment to the person named therein in the amount and for the purposes stated therein and, upon receipt of such written request, the Escrow Agent shall pay the amount set forth therein as directed by the terms thereof. Upon receipt of a certificate signed by the Clerk of the Council that all expenses contemplated to be paid from such Expense Fund have been paid, such fund shall be closed and any balance remaining therein shall be withdrawn by the Escrow Agent and applied to the payment of principal of the Bonds next falling due.

SECTION 4. Deposit to Escrow Fund Irrevocable. The deposit of the moneys in the Escrow Fund shall constitute an irrevocable deposit of said moneys exclusively for the benefit of the owners of the Prior Certificates and such moneys and Government Obligations, together with any income or interest earned thereon, shall be held in escrow and shall be applied solely to the payment of the principal of, premium, if any, and interest on the Prior Certificates as the same mature and become due or are redeemed. Subject to the requirements set forth herein for the use of the Escrow Fund and the moneys and investments therein, the Issuer covenants and agrees that the Escrow Agent shall have full and complete control and authority over and with respect to the Escrow Fund and moneys and investments therein and the Issuer shall not exercise any control or authority over and with respect to the Escrow Fund and the moneys and investments therein.

SECTION 5. Use of Moneys. The Escrow Agent shall apply the moneys deposited in the Escrow Fund and the Expense Fund and the Government Obligations, together with any income or interest earned thereon, in accordance with the provisions hereof. The Escrow Agent shall have no power or duty to invest any moneys held hereunder, except the reinvestment in SLG's provided for in Section 2 and 7, or to make substitutions of the Government Obligations held hereunder or to sell, transfer or otherwise dispose of the Government Obligations acquired hereunder. The liability of the Escrow Agent for the payment of the amounts to be paid hereunder shall be limited to the principal of and interest on the Government Obligations and cash available for such purposes in the Escrow Fund and the Expense Fund. The Issuer and the Escrow Agent hereby covenant that no part of the moneys or funds at any time in the Escrow Fund or Expense Fund shall be used directly or indirectly to acquire any securities or obligations the acquisition of which would cause any Bonds to be an "arbitrage bond". Any amounts held as cash in the Escrow Fund, or in the Expense Fund shall be held in cash without any investment thereof, not as a deposit with any bank, savings and loan or other depository.

SECTION 6. Payment of Prior Certificates. The Escrow Agent shall receive the matured principal of and the interest on the Government Obligations as the same are payable. On or before each interest payment date on the Prior Certificates, the Escrow Agent shall transmit to the Issuer or the paying agent for the Prior Certificates, in immediately available funds, sufficient amounts for the payment of the interest on the Prior Certificates due on said date and any principal of and redemption premiums on the Prior Certificates due on said date by reason of the redemption of Prior Certificates, in accordance with Schedule C attached hereto.

SECTION 7. Concerning the Purchase of SLG's. The Escrow Agent acknowledges that there exist certain notice and subscription requirements which must be complied with prior to the purchase dates of the SLG's, and the Escrow Agent covenants and agrees to give timely notice to the proper Federal Reserve Bank, and to any such other parties as may be entitled to receive the same, in order that reinvestment may be made in accordance with this Agreement.

In the event that SLG's are not available for purchase from the Bureau of the Public Debt on the required purchase date, the Escrow Agent shall hold uninvested, as a cash deposit, the moneys required to be invested at such time. As soon as SLG's are available for purchase from the Bureau of the Public Debt, the Escrow Agent shall purchase the SLG's required to be purchased.

SECTION 8. Remaining Moneys in Escrow Fund. Upon the retirement of the Prior Certificates, any amounts remaining in the Escrow Fund shall be paid to the Issuer as its property free and clear of the trust created by the Bond Ordinance and this Agreement and shall be transferred to the Issuer.

SECTION 9. Rights of Owners of Prior Certificates. The escrow created hereby shall be irrevocable and the owners of the Prior Certificates shall have a beneficial interest and a first, prior and paramount claim on all moneys and Government Obligations in the Escrow Fund until paid out, used and applied in accordance with this Agreement.

SECTION 10. Fees of Escrow Agent. In consideration of the services rendered by the Escrow Agent under this Agreement, the Issuer has paid to the Escrow Agent its reasonable fees and expenses, and the Escrow Agent hereby acknowledges (i) receipt of such payment and (ii) that it shall have no lien whatsoever upon any moneys in the Escrow Fund. In no event shall the Issuer be liable to any person by reason of the transactions contemplated hereby other than to the Escrow Agent as set forth in this Section 10.

The Escrow Agent and its respective successors, assigns, agents and servants shall not be held to any personal liability whatsoever, in tort, contract, or otherwise, in connection with the execution and delivery of this Agreement, the establishment of the Escrow Fund, the acceptance of the moneys and securities deposited therein, the purchase of those Government Obligations listed in Schedule A, the retention of the Government Obligations or the proceeds thereof or any payment, transfer or other application of moneys or securities by the Escrow Agent in accordance with the provisions of this Agreement or by reason of any act, omission or error of the Escrow Agent made in good faith and without negligence in the conduct of its duties.

SECTION 11. Enforcement. The Issuer and the owners of the Prior Certificates shall have the right to take all actions available under law or equity to enforce this Agreement or the terms hereof.

SECTION 12. Successors Bound. All covenants, promises and agreements in this Agreement shall bind and inure to the benefit of the respective successors and assigns of the Issuer, the Escrow Agent and the owners of the Prior Certificates, whether so expressed or not.

SECTION 13. Louisiana Law Governing. This Agreement shall be governed by the applicable laws of the State of Louisiana.

SECTION 14. Termination. This Agreement shall terminate when all of the Prior Certificates have been paid as aforesaid and any remaining moneys have been paid to the Issuer.

SECTION 15. Severability. If any one or more of the covenants or agreements provided in this Agreement on the part of the Issuer or the Escrow Agent to be performed should be determined by a court of competent jurisdiction to be contrary to law, such covenant or agreement shall be deemed and construed to be severable from the remaining covenants and agreements herein contained and shall in no way affect the validity of the remaining provisions of this Agreement.

SECTION 16. Counterparts. This Agreement may be executed in several counterparts, all or any of which shall be regarded for all purposes as one original and shall constitute and be one and the same instrument.

SECTION 17. Records and Reports. The Escrow Agent will keep books of record and account in which complete and correct entries shall be made of all transactions relating to the receipts, disbursements, allocations and application of the money and Government Obligations deposited to the Escrow Fund and all proceeds thereof. With respect to each investment of the proceeds of Government Obligations, the Escrow Agent shall record, to the extent applicable, the purchase price of such investment, its fair market value, its coupon rate, its yield to maturity, the frequency of its interest payment, its disposition price, the accrued interest due on its disposition date and its disposition date. Such books shall be available for inspection at reasonable hours and under reasonable conditions by the Issuer and the holders of the Bonds and the Prior Certificates.

SECTION 18. Successor Escrow Agents. If at any time the Escrow Agent or its legal successor or successors should become unable, through operation of law or otherwise, to act as escrow agent hereunder, or if its property and affairs shall be taken under the control of any state or federal court or administrative body because of insolvency or bankruptcy or for any other reason, a vacancy shall forthwith exist in the office of escrow agent hereunder. In such event the Issuer, by appropriate order, shall promptly appoint an escrow agent to fill such vacancy or the Issuer shall act as escrow agent.

Any successor escrow agent shall execute, acknowledge and deliver to the Issuer and the Escrow Agent an instrument accepting such appointment hereunder, and the Escrow Agent shall execute and deliver an instrument transferring to such successor escrow agent, subject to the terms of this Agreement, all the rights, powers and trusts of the Escrow Agent hereunder. Upon the request of any such successor escrow agent, the Issuer shall execute any and all instruments in writing for more fully and certainly vesting in and confirming to such successor escrow agent all such rights, powers and duties. The Escrow Agent shall pay over to its successor escrow agent a proportional part of the Escrow Agent's fee hereunder.

The Escrow Agent may be removed at any time by an instrument or concurrent instrument in writing delivered to the Escrow Agent by the Issuer.

SECTION 19. Amendments. This Agreement may be amended with the consent of the Issuer and the Escrow Agent, (i) to correct ambiguities, (ii) to strengthen any provision hereof which is for the benefit of the holders of the Prior Certificates or the Bonds or (iii) to sever any provision hereof which is deemed to be illegal or unenforceable; and provided further that this Agreement shall not be amended unless the Issuer shall deliver an opinion of nationally recognized bond counsel that such amendments will not cause the Bonds or the Prior Certificates to be "arbitrage bonds".

THUS DONE, SIGNED AND PASSED in the Parish of Tangipahoa, State of Louisiana, on the _____ day of _____, 1987 before me, the undersigned notary public and competent witnesses, who have hereunto signed their names together with me, Notary Public.

CITY OF HAMMOND,
STATE OF LOUISIANA
P. O. Box 2788
Hammond, Louisiana 70401

ATTEST:

By: _____
President,
Hammond City Council

By: _____
Clerk,
Hammond City Council

(SEAL)

WITNESSES:

NOTARY PUBLIC

THUS DONE, SIGNED AND PASSED in the Parish of Orleans, State of Louisiana, on the _____ day of _____, 1987 before me, the undersigned notary public and competent witnesses, who have hereunto signed their names together with me, Notary Public.

AMERICAN BANK & TRUST CO.,
as Escrow Agent
200 Carondelet Street
New Orleans, Louisiana 70130

ATTEST:

By: _____
Title: _____

By: _____
Title: _____

NOTARY PUBLIC

SCHEDULE A
To Escrow Agreement

**SCHEDULE OF UNITED STATES TREASURY
CERTIFICATES OF INDEBTEDNESS AND NOTES —
STATE AND LOCAL GOVERNMENT SERIES**

(TO BE SUPPLIED BY UNDERWRITERS)

SCHEDULE B
To Escrow Agreement

ESCROW FLOW AND PROOF OF SUFFICIENCY

(TO BE SUPPLIED BY UNDERWRITER)

SCHEDULE C
To Escrow Agreement

DEBT SERVICE ON PRIOR CERTIFICATES

(TO BE SUPPLIED BY UNDERWRITER)

(FORM OF FACE OF BOND)

NO. R-_____

Principal Amount \$ _____

UNITED STATES OF AMERICA
STATE OF LOUISIANA

PUBLIC IMPROVEMENT BOND, SERIES 2-C
OF THE
CITY OF HAMMOND, STATE OF LOUISIANA

<u>Maturity Date:</u>	<u>Interest Rate:</u>	<u>Bond Date:</u>	<u>CUSIP:</u>
December 1, _____	_____ %	August 1, 1987	_____

The City of Hammond, State of Louisiana (the "Issuer"), for value received, promises to pay to

_____,
or registered assigns, on the Maturity Date set forth above, the Principal Amount set forth above, together with interest thereon from the Bond Date set forth above or from the most recent interest payment date to which interest has been paid or duly provided for, payable on June 1 and December 1 of each year, commencing December 1, 1987, at the Interest Rate per annum set forth above until said Principal Amount is paid, unless this Bond shall have been previously called for redemption and payment shall have been duly made or provided for. The principal and premium, if any, of this Bond, upon maturity or redemption, are payable in such coin or currency of the United States of America as at the time of payment is legal tender for payment of public and private debts at the principal corporate trust office of Commercial National Bank in Shreveport, in the City of Shreveport, Louisiana, or any successor thereto (the "Paying Agent/Registrar") upon presentation and surrender hereof. Interest on this Bond is payable by check or draft mailed on or before the interest payment date by the Paying Agent/Registrar to the registered owner at the address as shown on the registration books of the Paying Agent/Registrar maintained for such purpose. The interest so payable on any interest payment date will be paid to the person in whose name this Bond (or one or more predecessor Bonds) is registered at the close of business on the Record Date (which is the 15th calendar day of the month next preceding an interest payment date). Any interest not punctually paid or duly provided for shall be payable as provided in the Bond Ordinance (hereinafter defined).

REFERENCE IS MADE TO THE FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE HEREOF WHICH SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HEREIN.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Ordinance until the certificate of registration hereon shall have been signed by the Paying Agent/Registrar.

It is certified that this Bond is authorized by and is issued in conformity with the requirements of the constitution and statutes of this State. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this bond and the issue of which it forms a part to constitute the same legal, binding and valid obligations of the Issuer have existed, have happened and have been performed in due time, form and manner as required by law.

IN WITNESS WHEREOF, the Council of the City of Hammond, State of Louisiana, acting as the governing authority of the Issuer, has caused this Bond to be executed in the name of the Issuer by the facsimile signatures of its President and Clerk and a facsimile of its corporate seal to be imprinted hereon.

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CITY OF HAMMOND,
STATE OF LOUISIANA

(Facsimile)
Clerk of the Council

(Facsimile)
President of the Council

(SEAL)

* * * * *

(FORM OF REVERSE OF BOND)

This bond is one of an authorized issue aggregating in principal the sum of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) (the "Bonds"), all of like tenor and effect except as to interest rate, number, denomination and maturity, said Bonds having been issued by the Issuer pursuant to an ordinance adopted by the Governing Authority of the Issuer on July 7, 1987 (the "Bond Ordinance"). The Bonds have been issued by the Issuer under the authority of Sub-Part F, Part III, Chapter 4 and Chapter 14-A, Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other constitutional and statutory authority supplemental thereto, for the purpose of paying a portion of the cost of constructing and acquiring sewers and sewage disposal facilities and refunding and extending \$3,300,000 of the Issuer's outstanding Certificates of Indebtedness, Series 1986 (the "Prior Certificates").

This Bond and the issue of which it forms a part are issued on a complete parity with \$2,935,000 of the Issuer's Public Improvement Bonds, Series 2-A, dated December 1, 1982, inclusive and \$4,810,000 of the Issuer's Public Improvement Bonds, Series 2-B, originally dated April 1, 1984, inclusive (collectively, the "Outstanding Parity Bonds"). It is certified that the Issuer, in issuing this Bond and the issue of which it forms a part, has complied with all terms and conditions set forth in the ordinances authorizing the issuance of the Outstanding Parity Bonds in connection with authorizing the issuance of bonds on a parity with the Outstanding Parity Bonds. The lien of the owners of the Bonds and the Outstanding Parity Bonds will be prior and superior to the lien on the Tax, as hereinafter defined, of any obligations hereafter issued and payable therefrom, except pari passu additional obligations hereafter issued within the terms, limitations and restrictions contained in the Bond Ordinance and the ordinances authorizing the issuance of the Outstanding Parity Bonds.

This Bond and the issue of which it forms a part, as well as the Outstanding Parity Bonds, are payable solely from and secured by an irrevocable pledge and dedication of the net avails or proceeds of the special one percent (1%) sales and use tax now being levied and collected by the Issuer pursuant to the Constitution and Laws of Louisiana, and in compliance with a special election held therein on July 10, 1982, under the authority of Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto (the "Tax"), subject only to the prior payment of the reasonable and necessary costs and expenses of collecting and administering the Tax. This Bond constitutes a borrowing solely upon the credit of the revenues of such sales tax revenues received by the Issuer and does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory provisions relating to the incurring of indebtedness. The governing authority of the Issuer has covenanted and agreed and does hereby covenant and agree not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which this Bond and the issue of which it forms a part have been issued, nor in any way make any change which would diminish the amount of said tax revenues to be received by the Issuer until all of the Bonds have been paid in principal and interest. For a complete statement of the revenues from which and conditions under which this Bond is issued, reference is hereby made to the Bond Ordinance.

The Bonds are issuable only as fully registered bonds in the denomination of \$5,000 principal amount or any integral multiple thereof within a single maturity, exchangeable for an equal aggregate principal amount of bonds of the same maturity of any other authorized denomination.

Subject to the limitations of and upon payment of the charges provided in the Bond Ordinance, the transfer of this Bond may be registered on the registration books of the Paying/Agent Registrar upon surrender of this Bond at the principal corporate trust office of the Paying Agent/Registrar as registrar, with guaranty of signature accompanied by a written instrument of transfer in form satisfactory to the Paying Agent/Registrar, duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new bond or bonds of the same maturity and of authorized denomination or denominations, for the same aggregate principal amount, will be issued to the transferee. Prior to due presentment for registration of transfer of this Bond, the Issuer and the Paying Agent/Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for all purposes, whether or not this Bond shall be overdue and neither the Issuer nor the Paying Agent/Registrar shall be bound by any notice to the contrary.

Upon any such registration of transfer or exchange, the Paying/Agent Registrar may require payment of an amount sufficient to cover any tax or other governmental charge payable in connection therewith. Neither the Issuer nor the Paying Agent/Registrar shall be required to issue, register transfer or exchange (i) any Bond during a period beginning at the opening of business on the 15th calendar day of the month next preceding an Interest Payment Date and ending at the close of business on the Interest Payment Date or (ii) any Bond called for redemption prior to maturity during a period beginning at the opening of business fifteen (15) days before the date of the mailing of a notice of redemption of such Bonds and ending on the date of such redemption.

The Bonds maturing December 1, 1998, and thereafter are subject to redemption at the option of the Issuer prior to their stated maturities on and after December 1, 1997, in whole at any time, or in part from time to time on any interest payment date in inverse order of maturity, and if less than a full maturity then by lot within such maturity. Any Bonds made the subject of such call or calls shall be redeemed at the redemption prices set forth below, plus any accrued interest:

<u>Redemption Period</u> <u>(both dates inclusive)</u>	<u>Redemption</u> <u>Price</u>
December 1, 1997 to November 30, 1999	102- $\frac{1}{2}$ %
December 1, 1999 to November 30, 2001	102 %
December 1, 2001 to November 30, 2003	101- $\frac{1}{2}$ %
December 1, 2003 to November 30, 2005	101 %
December 1, 2005 and thereafter	100- $\frac{1}{2}$ %

In the event a Bond to be redeemed is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Any Bond which is to be redeemed only in part shall be surrendered at the principal corporate trust office of the Paying Agent/Registrar and there shall be delivered to the Owner of such Bond, a Bond or Bonds of the same maturity and of any authorized denomination or denominations as requested by such Owner in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

The Bond Ordinance permits, with certain exceptions as therein provided, the amendment thereof and the modifications of the rights and obligations of the Issuer and the rights of the owners of the Bonds at any time by the Issuer with consent of the owners of two-thirds in aggregate amount of all Bonds issued and then outstanding under the Bond Ordinance, to be determined in accordance with the Bond Ordinance.

This Bond and the issue of which it forms a part have been duly registered with the Secretary of State of Louisiana as provided by law.

* * * * *

(FORM OF PAYING AGENT/REGISTRAR'S
CERTIFICATE OF REGISTRATION - TO
BE PRINTED ON ALL BONDS)

This Bond is one of the Bonds referred to in the within-mentioned Bond Ordinance.

COMMERCIAL NATIONAL BANK
IN SHREVEPORT
333 Texas Street
Shreveport, Louisiana 71101,
as Paying Agent/Registrar

Registration Date: _____ By: _____
Authorized Officer

(FORM OF SECRETARY OF STATE CERTIFICATE
OF REGISTRATION - TO BE PRINTED
ON ALL BONDS)

OFFICE OF SECRETARY OF STATE
STATE OF LOUISIANA
BATON ROUGE

Incontestable. Secured by a pledge and dedication of a sales
and use tax in the City of Hammond, State of Louisiana.
Registered this _____ day of _____, 1987.

Secretary of State

(FORM OF ASSIGNMENT TO BE PRINTED ON ALL BONDS)

FOR VALUE RECEIVED, _____ the
undersigned, hereby sells, assigns and transfers unto
the within bond and all rights
thereunder, and hereby irrevocably constitutes and appoints _____
attorney or agent to transfer the within bond on the books kept for registration
thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: the signature to this
assignment must correspond with the
name as it appears upon the face of
the within bond in every particular,
without alteration, enlargement or
any change whatsoever.

(FORM OF LEGAL OPINION CERTIFICATE -
TO BE PRINTED ON ALL BONDS)

LEGAL OPINION CERTIFICATE

I, the undersigned Clerk of the Council of the City of Hammond, State
of Louisiana, do hereby certify that the following is a true copy of the complete
legal opinion of Messrs. Foley Judell Beck Bewley Martin & Hicks, Bond Counsel,
the original of which was manually executed, dated and issued as of the date of
payment for and delivery of the original bonds of the issue described therein and
was delivered to Prudential-Bache Securities, Inc., of New York, New York,
representing the original purchasers thereof:

I further certify that an executed copy of the above legal opinion is on file in my office, and that an executed copy thereof has been furnished to the Paying Agent/Registrar for this Bond.

(Facsimile)
Clerk of the Council

EXHIBIT "D"
To Bond Ordinance

NOTICE OF DEFEASANCE AND CALL FOR REDEMPTION

CERTIFICATES OF INDEBTEDNESS, SERIES 1986 OF THE CITY OF HAMMOND, STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that, pursuant to an ordinance adopted on July 7, 1987 by the Council of the City of Hammond, State of Louisiana, acting as the governing authority of said City of Hammond, State of Louisiana (the "Issuer"), there has been deposited with American Bank & Trust Co., in the City of New Orleans, Louisiana (the "Escrow Agent"), as Escrow Agent under an Escrow Deposit Agreement (the "Escrow Deposit Agreement") between the Escrow Agent and the Issuer, moneys which have been invested in direct, non-callable obligations of the United States of America, in an amount sufficient to assure the availability of sufficient moneys to pay the principal of, interest and redemption premiums of all of the Issuer's outstanding Certificates of Indebtedness, Series 1986 (the "Refunded Certificates"). In accordance with the provisions of Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, the Refunded Certificates are defeased and deemed to be paid, and will no longer be secured by or entitled to the benefits of the resolution of the Issuer providing for their issuance.

The Refunded Certificates which have been so defeased are hereby further called for redemption on June 1, 1989 as follows:

\$3,300,000 aggregate principal amount of outstanding Certificates of Indebtedness, Series 1986 of the City of Hammond, State of Louisiana, dated June 1, 1986, consisting of all of the certificates of said issue (maturing June 1, 1990 to June 1, 1995, inclusive), said certificates to be redeemed on June 1, 1989 at a redemption price of 101% of the principal amount thereof and accrued interest to the redemption date.

Said outstanding certificates shall be presented for payment at the place specified therein for the payment of principal on the call date specified above, after which call date no further interest shall accrue or be paid on said outstanding certificates.

The holders and registered owners of the Refunded Certificates which are hereby called for redemption on June 1, 1989 are hereby notified and requested to present such Certificates for payment and redemption on June 1, 1989 at the place specified above. The Refunded Certificates called for redemption will be paid from funds which have been irrevocably deposited for this purpose in an Escrow Fund established with the Escrow Agent pursuant to the Escrow Deposit Agreement.

CITY OF HAMMOND,
STATE OF LOUISIANA

BY: /s/ LaNita V. Earnest
Clerk of the Council,
City of Hammond

ORDINANCE NO. 2124 C.S

THE FOLLOWING ORDINANCE WAS OFFERED BY GEORGE PERKINS WHO MOVED ITS ADOPTION.

AN ORDINANCE

Authorizing the Mayor of the City of Hammond, Louisiana hereinafter called Municipality, to enter into an agreement with Louisiana Power and Light Company for the electric service for the operation of sewerage treatment plant located on Sun Lane of said Municipality for the term provided therein, and to provide for the payment of the amount due under said Agreement.

SECTION 1. Be it ordained by the Mayor and Council of the City of Hammond, Louisiana, in lawful session convened, that the Mayor, Debbie S. Pope, be and she is hereby authorized, empowered and directed to enter into an Agreement with Louisiana Power and Light Company, its successors and assigns, for supplying the City of Hammond with electric power and energy for the operation of sewerage treatment plant on Sun Lane as set out in the attached Agreement, copy of which Agreement is made part hereof and considered as incorporated herein.

SECTION 2. BE IT ORDAINED, etc., that this Ordinance being necessary to the public health and safety and public welfare and convenience requiring it, shall take effect from and after the date of its adoption.

SECTION 3. BE IT ORDAINED, etc., that the Mayor and/or such other officers or persons for and on behalf OF THE Municipality be and they are hereby authorized and directed to make all payments to become due under said Agreement in accordance with the conditions thereof during the entire term of said Agreement without further action by the Mayor and Council.

SECTION 4. BE IT FURTHER ORDAINED, etc., that this all Ordinances, actions or parts thereof, in conflict herewith be and the same are hereby repealed, it being the intent of the Mayor and Council that this Ordinance and agreement made part hereof supersede all existing agreement and contracts section by section and as a whole.

Mr. Wilbert Dangerfield seconded the motion to adopt the Ordinance.

The Mayor then ordered a vote of the yeas and nays on its final passage, and upon roll call such votes were as follows:

For the adoption of the Ordinance:

Robert Felder, George Perkins, John Guerin, Chris Miaoulis, Wilbert Dangerfield.

Against the adoption of the Ordinance:

None.

Present but not voting:

None.

Whereupon, the Mayor declared such legally passed and adopted on this 21st day of July, 1987.

Approved

Debbie S. Pope
Debbie S. Pope, Mayor

LaNita V. Earnest
LaNita V. Earnest, Clerk

Robert F. Felder
Robert F. Felder, President

I, LaNita V. Earnest, certify that the foregoing is a true and correct copy of the original Ordinance adopted by the Mayor and Council of the City of Hammond, Louisiana, at a lawful meeting held on the 21st day of July, 1987, with a quorum present, and that the same is now in full force and effect.

LaNita V. Earnest
LaNita V. Earnest, Clerk
City of Hammond, Louisiana

This 22nd day of July, 1987

ORDINANCE NO. 2125, C.S.

THE FOLLOWING ORDINANCE WAS OFFERED BY GEORGE PERKINS WHO MOVED ITS ADOPTION.

AN ORDINANCE

Authorizing the Mayor of the City of Hammond, Louisiana hereafter called "Municipality" to enter into an Agreement with Louisiana Power And Light Company for the supply of electric service for the operation of sewerage treatment plant located on Mooney Avenue of said Municipality for the term provided therein, and to provide for the payment of the amount due under said Agreement.

SECTION 1. Be it ordained by the Mayor and Council of the City of Hammond, Louisiana, in lawful session convened, that the Mayor, Debbie S. Pope, be and she is hereby authorized, empowered and directed to enter into an Agreement with Louisiana Power and Light Company, its successors and assigns, for supplying the City of Hammond with electric power and energy for the operation of sewerage treatment plant on Mooney Avenue as set out in the attached Agreement, copy of which Agreement is made part hereof and and considered as incorporated herein.

SECTION 2. BE IT FURTHER ORDAINED, etc., that the Mayor and/or such other officer or persons for and on behalf of the Municipality be and they are hereby authorized and directed to make all payments to become due under said Agreement in accordance with the conditions thereof during the term of said Agreement without further action by the Mayor and Council.

SECTION 3. BE IT FURTHER ORDAINED, etc., that this Ordinance being necessary to the public health and safety and public welfare and convenience requiring it, shall take effect from and after the date of its adoption.

SECTION 4. BE IT FURTHER ORDAINED, etc., that all ordinances, actions or parts thereof, in conflict herewith be and the same are hereby repealed, it being the intent of the Mayor and Council that this Ordinance and Agreement made part hereof supercede all existing agreements and contracts now in effect which in any way conflict with the matters herein agreed upon.

WHEREUPON, in open session said Ordinance and Agreement were read and considered section by section and as a whole.

Mr. Wilbert Danferfield seconded the motion to adopt the Ordinance.

The Mayor then ordered a vote of the yeas and nays on its final passage, and upon roll call such votes WERE as follows:

For the adoption of the Ordinance:

Robert Felder, George Perkins, John Guerin, Chris Miaoulis, Wilbert Dangerfield.

Against the adoption of the Ordinance:

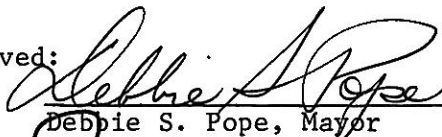
None.

Present but not voting:

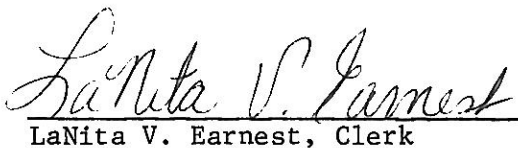
None.

Whereupon, the Mayor declared such legally passed and adopted on this, the 21st day of July, 1987.

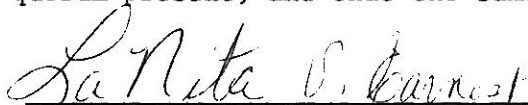
Approved:


Debbie S. Pope, Mayor


Robert F. Felder, President


LaNita V. Earnest, Clerk

I, LaNita V. Earnest, certify that the foregoing is a true and correct copy of the original Ordinance adopted by the Mayor and Council of the City of Hammond, Louisiana, at a lawful meeting held on the 21st day of July, 1987, with a quorum present, and that the same is now full force and effect.


LaNita V. Earnest, Clerk
City of Hammond, Louisiana

This 22nd day of July, 1987

ORDINANCE NO. 2126, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R-S TO C-3 AND L-LIGHT INDUSTRIAL, LOCATED ON HWY 190 EAST, OWNED BY PORTER S. HORGAN, PARTNER OF HAMMOND EAST DEVELOPMENT, HAMMOND, LA."

BE IT ORDAINED BY THE CITY COUCNIL OF THE CITY OF HAMMOD THIS 21ST DAY OF JULY, 1987.

SECTION 1. To consider rezoning property from R-S to C-3 and L-Light Industrial, owned by Porter S. Horgan and Partner of Hammond East Development.

SECTION 2. To consider rezoning the following described property.

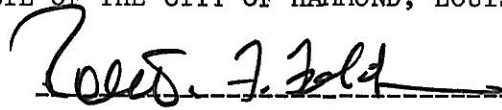
A certain 26.29 acre tract or parcel of land located in Section 19, T6S, R7E, Greenburg Land District, City of Hammond, Tangipahoa Parish, Louisiana more fully described as beginning at the NE Corner of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 19, thence North 149.50'; thence North 81 deg 45' 53" west 985.53'; thence North 88 deg 51' 32" West 198.33'; thence South 87 deg 29' 04" West 150.69; 671.68'; thence North 0 deg 19' 25" 1278.73'; thence North 89 deg 45' 43' East 658.37' to the point of beginning.

Said property is the property belonging to Porter S. Horgan, Partner of Hammond East Development.

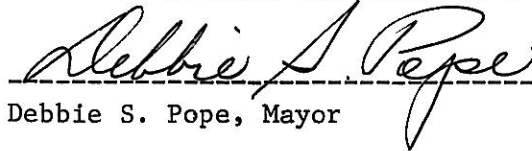
Said property has no municipal address, but is located on Highway 190 East.

Said property is bounded on the North by IcGRR, on the South by U. S. Hwy 190 East, on the East by Virginia Myers, et at, and on the West by Donald Lee Hover.

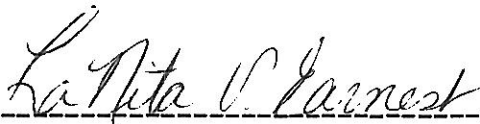
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF JULY, 1987.



Robert F. Felder, President of the Council



Debbie S. Pope, Mayor



LaNita V. Earnest, Clerk of the Council

PUBLISH: August 21, 1987

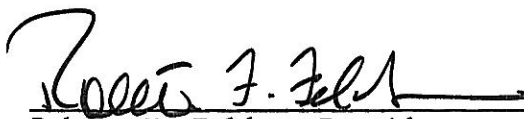
ORDINANCE NO. 2128, C.S.

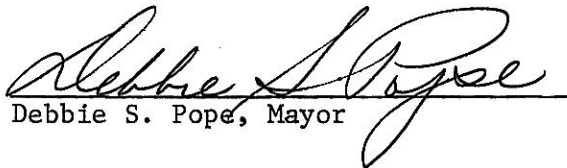
"AN ORDINANCE TO SET THE MILLAGE RATE AT 8.42 MILLS FOR THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF SEPTEMBER, 1987.

SECTION 1. To set the Millage rates at 8.42 mills for the City of Hammond.

ADOPTED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 1ST DAY OF SEPTEMBER, 1987.


Robert F. Felder, President


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk

PUBLISH: September 4, 1987

I, LaNita V. Earnest, Clerk of the Council do hereby certify that this is a true and correct copy of the original ordinance .

Thus done and sign this 3rd day of Septmeber, 1987

ORDINANCE NO. 2129, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 412, C.S. SECTION 19-2 OCCUPATIONAL LICENSES AND PERMITS FOR THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND THIS 1ST DAY OF SEPTEMBER, 1987.

SECTION 19-2 APPROVAL OF OCCUPATIONAL LICENSES AND PERMITS.

(a) All new occupational licenses and/or permits issued by the City shall first be approved by the Tax Collector prior to issuance.

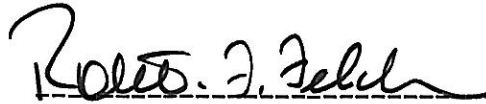
(b) Any persons desiring to obtain an occupational licenses and/or permit to conduct a business in the City must first file an application for such license or permit with the Tax Collector who shall initial the license or permit prior to approval by the Tax Collector.

(c) Application forms may be obtained from the main business office of the City and should disclose the nature of the business to be conducted in the City of Hammond.

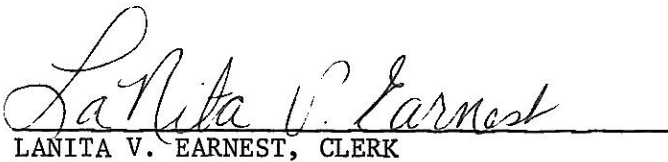
(d) When the application has been approved, then the applicant shall pay the required license or permit fee prior to issuance.

(e) In the event the applicant is denied an occupational license or permit then the applicant may appeal to the City Council by friday prior the next City Council meetings.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 1ST DAY OF SEPTEMBER, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR
LANITA V. EARNEST, CLERK

PUBLISH: SEPTEMBER 4, 1987

ORDINANCE NO. 2130, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R-5 TO C-3 OWNED BY GAS GATHERING CORPORATION,
LOCATED ON 750 SOUTH MORRISON BLVD."

BE IT ORDAINED BY THE CITY COUCNIL TO THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION
HELD ON THE 15TH DAY SEPTEMBER, 1987.

SECTION 1.. To consider rezoning property described as follows:

Commencing from the Southeast corner of Section 27, T6S, R7E, Tangipahoa Parish
Louisiana, proceed west 104.8"; thence North 00 deg., 11" E 1764.97' to the point
of beginning and containing 2.583 acres.


Said property is the property belonging to Gas Gathering Corporation.

Said property has the municipal address of 570 South Morrison Blvd.

Said property is bounded on the North by Lowe's of Hammond, on the South by Ross Downing
Chevrolet, on the South by South Morrison Blvd., and on the West by First United Methodist
Church.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15 TH DAY OF SEPTEMBER,
1987.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK

PUBLISH: SEPTEMBER 18, 1987

ORDINANCE NO. 2131, C.S.

"AN ORDINANCE REZONING PROPERTY FROM R-5 TO HEAVY INDUSTRIAL, LOCATED ON 1003 SOUTH CYPRESS STREET, OWNED BY DONA KENT TO TANGI INDUSTRIAL SALES, INC., "

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 15 TH DAY OF SEPTEMBER, 1987.

SECTION 1. To consider rezoning the following described property:

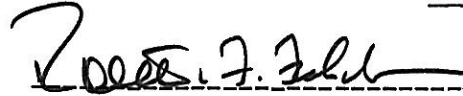
A certain parcel of land in Section 25 T6S, R7E, City of Hamomond Louisiana being more particularly described as follows: The point of beginning is East 150 feet from the intersection of the East Right of Way of Cypress Street and the South Right of Way of Sanders Avenue, thence South 200 feet; thence West 10 feet, thence North 200 feet to the point of beginning, as shown in survey by Gilbert Sullivan, C. E. dated May 30, 1987.

Said property is the property belonging to Dona Kent to Tangi Industrial Sales, Inc.

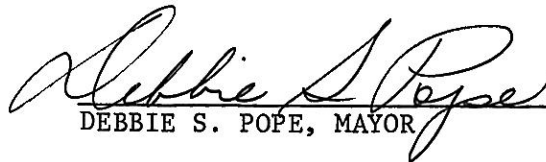
Said property has the municipal address of 1003 South Cypress Street.

Said property is bounded on the North by Sanders Avenue, on the South by Edward McGehee, on the East by Edward McGehee and on the West by Tangi Industrial Sales, Inc.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND. LOUISIANA ON THIS 15TH DAY OF September, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK

PUBLISH: SEPTEMBER 18, 1987

ORDINANCE NO. 2132 C.S.

"AN ORDINANCE IMPLEMENTING FINES FOR OUTSIDE DUMPING IN THE HAMMOND LANDFILL."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 3RD DAY OF NOVEMBER, 1987.

SECTION 16-44: An Ordinance amending article 3 section 16 by adding section 16-44 prohibiting outside dumping in the City of Hammond Landfill.

- A. There shall be no waste dumping in the City of Hammond Landfill that is not properly permitted .
- B. Waste which is not properly permitted of any kind under the permit of D E Q shall not be allowed.
- C. Anyone caught violating this section shall be fined not less than \$100.00 and no more than \$500.00 for each occurrences.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 3RD DAY OF NOVEMBER, 1987.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: NOVEMBER 6, 1987

ORDINANCE NO. 2133, C. S.

"AN ORDINANCE TO ABANDON A PORTION OF COMMERCE STREET IN THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR MEETING HELD ON THE 17th DAY OF November, 1987.

SECTION 1. To consider a Act of Abandonment and Revocation of Commerce Street.

WHEREAS, the City of Hammond, on the _____ day of _____, 198__, previously received through act of dedication the following described immovable property recognized as a portion of Commerce Street, located in Section 35, Township 6 South, Range 7 East, Tangipahoa Parish, City of Hammond, State of Louisiana, more fully described as follows, to-wit:

A certain piece or parcel of land, situated in Section 35, Township 6 South, Range 7 East, Parish of Tangipahoa, State of Louisiana, more fully described as follows, to-wit:

Commencing 208.84 feet North 00 deg. 02 min. 10 sec. East and 300.0 feet South 87 deg. 37 min. 10 sec. East of the Quater Section Corner on the West Side of Section Corner on the West Side of Section 35, T6S, R7E; thence North 00 deg. 02 min. 10 sec. East 198.0 feet for point of beginning; thence South 89 deg. 37 min. 10 sec. East 478.66 feet; thence North 01 deg. 07 min. 22 sec. West 50.0 feet; thence South 00 deg. 02 min. 10 sec. West 50.0 feet back to the point of beginning. All in accordance with a plan of survey by Bodin and Webb, Inc., C.E. and Land Surveyors, dated September 13, 1984.

The current land owners who own property CONTIGUOUS to the above described previously dedicated street wish to have said portion of the street abandoned and dedication revoked and the have them recognized as owing to the center of the street previously dedicated herein. The portion of the street does not serve as an access to any other properties and is currently not in public use and would serve the best interest of not only the City, but of the adjacent land owners to have said street abandoned and said previous dedication revoked

The City of Hammond agrees to abandon the street described above and revoked the previous dedication by virtue of signing THIS instrument.

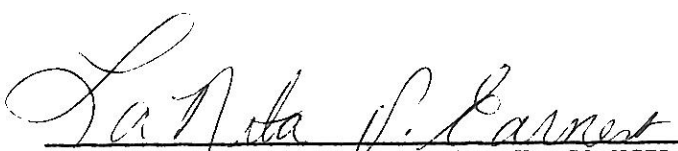
Now, therefore, the City of Hammond does hereby these presence transfer, set over and deliver without warranty by way of revocation of the previous dedication and abandonment of the portion of the street as set forth above unto the following contiguous landowners as their interest may appear in the conveyance records of the Parish of Tangipahoa, State of Louisiana:

Kathleen Addison
Curtis M. Baham, Jr.
Curtis M. Baham, Jr., natural tutor of the minor,
Brandon Merrill Baham
J. Thomas Anderson
Shelia Michelle Webb Anderson
Wilkin Joseph Martin McKean
Sharon Ernest McKean
Kevin Bernard Frere
Karen Mizell Frere
Barbara Jones Price
Victoria Jane Harris

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 17th DAY OF November, 1987.


PRESIDENT OF THE COUNCIL, ROBERT F. FELDER


MAYOR, DEBBIE S. POPE


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH:

ORDINANCE NO. 2134, C.S

"AN ORDINANCE TO PURCHASE LAND ACQUIRING A LIFT STATION IN LINCOLN PARK SUBDIVISION."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AHMMOND, LOUISIANA AT ITS REGULSR SESSION HELD ON THE 1ST DAY OF DECEMBER, 1987.

SECTION 1. To allow the Mayor to enecute all necessary documents in order to purchase land acquiring a Lift Station in Lincoln Park Subdivision; at a purchase price of \$2,000.00.

SECTION 2. Said property described as follows:

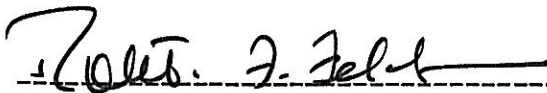
DESCRIBING a 50' square tract of land located in Section 22, T6S, R7E, G. L. D. Lincoln Park Subdivision, city of Hammond, Tangipahoa Parish, Louisiana.

Being more fully described as beginning at a point which is East 40' from the Southeast corner of square 3, Lincoln Park Subdivision thence East 50'; thence North 50'; thence West 50'; thence South 50' to point of beginning.

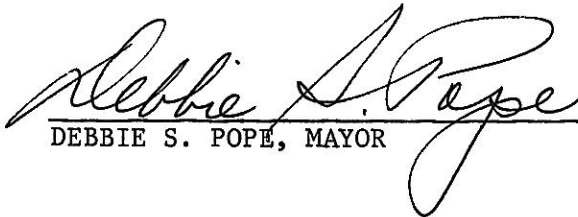
Said property is the property is the property belonging to Benjamin Moore.

Said property showing Lift Station is located in Section 22, T6S, R7E, G.L.D., Tangipahoa Parish, Louisiana.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1ST DAY OF DECEMEBR, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK

PUBLISH: DECMEBER 5, 1987

ORDINANCE NO. 2135, C.S.

"AN ORDINANCE ACCEPTING SERVITUDE OF ALL RIGHT - OF -WAY AGREEMENT CONNECTING NORTH ORANGE STREET TO EAST ROBINSON STREET, HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF DECEMBER, 1987.

SECTION 1. To allow the Mayor to execute the right-of-way with the Benjamin Morrison Estate connecting North Orange Street to East Robinson Street.

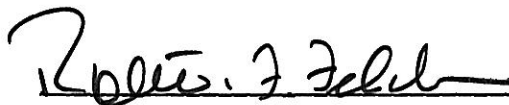
SECTION 2. Said property described as follows:

A certain 0.09 acre tract or parcel of land located in Section 24, T6S, R7E, City of Hammond, Louisiana, more particularly described as follows:

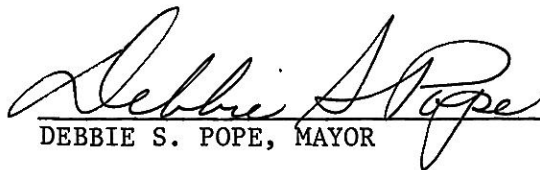
Beginning at a point which is North 75°30' East -- 430.00' and North -- 20.65' from the Southwest corner of Square 29 of the Hyer Survey, City of Hammond; thence North -- 66.50'; thence North 74°22'39" East -- 60.00'; thence South -- 66.50'; thence South 74°22'39" West--60.00' to Point of Beginning.

Said property is the property belonging to the Benjamin Morrison Estate.

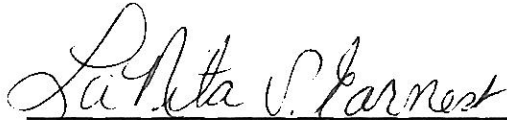
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1ST DAY OF DECEMBER, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK

PUBLISH: DECEMBER 4, 1987

ORDINANCE NO. 2136, C.S.

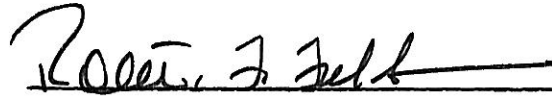
"AN ORDINANCE AMENDING ORDINANCE NO. 972, C.S. RELATIVE TO LEGAL HOLIDAYS FOR THE CITY OF HAMMOND."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 1ST DAY OF DECEMBER, 1987.

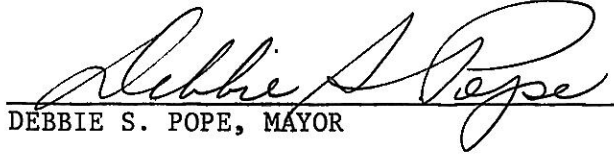
SECTION 1. To consider amending Ordinance No. 972, C.S. relative to legal holidays.

SECTION 2. To consider to substitute Election Day for Veterans Day Holiday.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUCNIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1ST DAY OF DECEMBER, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK

PUBLISH: DECEMBER 4, 1987

ORDINANCE NO. 2137, C. S.

"AN ORDINANCE AMENDING ORDINANCE NO. 510, ORDINANCE NO. 1099 AND ORDINANCE NO. 2063, C.S., BY AMENDMENT AND RE-ENACTMENT OF PORTIONS OF CHAPTER 21 OF THE CODE OF ORDINANCES, CITY OF HAMMOND, LOUISIANA, RELATIVE TO OFFENSES AND MISCELLANEOUS PROVISIONS."

BE IT ORDAINED BY THE COURT COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, at its regular meeting held on the 15th day of December, 1987.

SECTION 1. That ordinance No. 510, 1099 and 2063 C.S. is hereby amended by the amendment and re-enactment of portions of Chapter 21, Code of Ordinances, City of Hammond relative to offenses and miscellaneous provisions.

SECTION 2. Chapter 21:35, 21:63.5, 21:63.6, 21:67.2, 21:67.3, 21:67.6, 21:67.10, 21:70.2, 21:79, 21:91.1, 21:91.2, 21:91.3, 21:91.4 and 21:91.5 are hereby enacted, to read as follows:

35. SIMPLE BATTERY

SIMPLE BATTERY is a battery committed without the consent of the victim. Whoever commits a simple battery shall be fined not more than five hundred dollars, or imprisoned for not more than sixty days, or both.

63.5. UNAUTHORIZED ACCESS TO RAILROAD PROPERTY

A. No person shall without authorization intentionally access into or upon any railroad movable property when he knows such access is unauthorized, or under circumstances where he reasonably should know such access is unauthorized.

B. As used herein:

(1) "Access" means to enter by any means and includes but is not limited to the attaching or holding by any means onto any train, locomotive, or railroad car.

(2) "Railroad movable property" means any rolling stock owned, leased, operated, or possessed by a railroad, including but not limited to any train, locomotive, or railway car located or operated upon any railroad property.

C. Whoever violates the provisions of this Section shall be fined not more than five hundred dollars or imprisoned for not more than sixty days, or both.

63.6 UNAUTHORIZED ENTRY UPON RAILROAD PROPERTY

A. No person shall without authorization intentionally enter any property of a railroad when he knows his entry is unauthorized, or under circumstances where he reasonably should know his entry is unauthorized, and when such entry is with the intent to interfere with, interrupt, or prevent the operation of any train, locomotive, or railway car.

B. No person shall remain in or upon any property of a railroad when authorization for his entry was not given, or has been withdrawn, and when his continued presence interferes with, interrupts, or prevents the operation of any train, locomotive or railway car.

C. "Property of a railroad" as used herein means any movable or immovable property owned or leased by a railroad, or any immovable property possessed by a railroad upon which is placed a railroad track and the land adjacent thereto.

D. Whoever violates the provisions of Subsection A of Subsection B herein shall be fined not more than five hundred dollars or imprisoned for not more than sixty days, or both.

67.2 THEFT OF DOGS

A. Theft of dogs is the misappropriation or taking of any dog which belongs to another, either without consent of the other to the misappropriation or taking, or by means of fraudulent conduct, practices or representations. An intent to deprive the other permanently of whatever may be subject of the misappropriation or taking is essential.

B. Whoever commits the crime of theft of dogs shall be fined not less than one hundred dollars nor more than five hundred dollars or be imprisoned for sixty days, or both.

67.3 UNAUTHORIZED USE OF "ACCESS CARD" AS THEFT; DEFINITIONS

A. (1) "Access card" shall mean and include any card, plate, account number, paper, book, or any other device, issued to a person which authorizes such person to obtain credit, money, goods, services, or anything of value, whether contemporaneously or not, by use of any credit or deferred payment plan with the issuer or by use of debiting or charging such person's demand deposit or savings or time account with the issuer or by debiting or charging any other funds such person has on deposit with the issuer.

(2) "Revoked Access Card" as used herein shall mean an Access Card which has been cancelled or terminated by the issuer of said Access Card.

(3) "Person" as used herein shall mean and include natural persons, or any organization, or other entity.

(4) "Issuer" as used herein shall be the depository and/or creditor issuing the Access Card, directly or through another entity.

(5) The aggregate amount of value of credit, money, goods, services or anything of value obtained shall determine the value of misappropriation or taking in determining the penalty under Hammond Criminal Code 21:67 when the offender has obtained the credit, money, goods, services or anything else of value from any one issuer or the offender has used an Access Card, or referred to a nonexistent Access Card on two or more occasions within any consecutive ninety day period.

B. Whoever, directly or indirectly, by agent or otherwise, with intent to defraud, (1) uses a forged Access Card, (2) makes reference by number or other description to a nonexistent Access Card, (3) steals or wrongfully appropriates an Access Card, or (4) uses an Access Card belonging to another person without authority of said person; thereby obtaining, whether contemporaneously or not, credit, money, goods, services or anything of value of less than one hundred dollars shall be guilty of theft and shall be subject to the penalties provided for the crime of the theft in Hammond Criminal Code 21:67.

C. Whoever, directly or indirectly, by agent or otherwise, with intent to defraud, uses a revoked Access Card, thereby obtaining, whether contemporaneously or not, credit, money, goods, services or anything of value of less than one hundred dollars shall be guilty of theft and shall be subject to the penalties provided for the crime of theft in Hammond Criminal Code 21:67. For purpose of this subsection, it shall be presumptive evidence that a person used a revoked Access Card with intent to defraud if the said person, directly or indirectly, by agent or otherwise, uses the said Access Card after actually receiving oral or written notice that the Access Card has been cancelled or terminated, or if said person, directly or indirectly, by agent or otherwise, uses the said Access Card at a time period more than five days after written notice of the termination or cancellation of said Access Card has been deposited by registered or certified mail in

the United States mail system. Said notice shall be addressed to the person to whom such Access Card has been issued at the last known address for such person as shown on the records of the issuer.

D. Whoever, directly or indirectly, by agent or otherwise, with the intent to defraud, uses an Access Card to obtain, whether contemporaneously or not, money, goods, services or anything of value of less than one hundred dollars, and the final payment for said items is to be made by debiting or charging said person's demand deposit or savings or time account with issuer, or by debiting or charging any other funds said person has on deposit with issuer, and there are not sufficient funds on deposit to the credit of said person with the issuer to make payment in full of said items obtained, said person shall have committed the crime of theft in Hammond Criminal Code 21:67. Said person's failure to pay the amount due on said items obtained:

(1) Within ten days after written notice of said amount due has been deposited by certified or registered mail in the United States Mail system addressed to the person to whom such Access Card has been issued at the last known address for such person as shown on the records of issuer; or

(2) Within ten days of delivery or personal tender of said written notice shall be presumptive evidence of said person's intent to defraud.

E. As used herein and in Hammond Criminal Code 21:67, the Access Card itself shall be a thing of value, with a value less than one hundred dollars.

F. In addition to any other fine or penalty imposed under this Section or under Hammond Criminal Code 21:67, the court may, at its discretion, order as a part of the sentence restitution.

67.6 THEFT OF UTILITY SERVICE; INFERENCE OF COMMISSION OF THEFT; PENALTIES

A. Theft of utility service is the misappropriation, taking or use of any electricity, gas, water, or telecommunications which belongs to another, is held for sale by another, or is being distributed by another, without the consent of the owner, seller, or distributor or by means of fraudulent conduct, practices, or representations. A taking, misappropriation, or use includes the diversion by any means or device of any quantity of electricity, gas, water, or telecommunications from the wires, cables, pipes, mains, or other means of transmission of such person, or by directly or indirectly preventing a metering device from properly registering the quantity of electricity, gas, water, or telecommunications actually used, consumed, or transmitted.

B. The trier of fact may infer that there was a misappropriation, taking, or using without the consent of the owner, seller, or distributor, or that there was fraudulent conduct, practices, or representations when:

(1) There is on or about any wire, cable, pipe, main, or meter, or the equipment to which said wire, cable, pipe, main, or meter is affixed or attached, any device or any other means resulting in the diversion of electricity, gas, water, or telecommunications, or any device or any other means resulting in the prevention of the proper action or accurate registration of the meter or meters used to measure the quantity of electricity, gas, water, or telecommunications actually used, consumed, or transmitted, or interfering with the proper action or accurate registration of such meter or meters;

(2) The person charged had custody or control of the room, structure, or place where such device, other means, or such wire, cable, pipe, main, meter, or equipment affixed or attached thereof was located; and

(3) The person charged benefited from the misappropriation of such utility service; or

(4) The person charged intentionally supplied false information in applying for such utility service.

C. On conviction, the offender shall be fined not less than one hundred dollars nor more than five hundred dollars or imprisoned for not more than sixty days, or both.

D. The provisions of this Section shall not apply to the attachment on the customer's side of the customer's main electric disconnect of any device which lowers the quantity of utility used and does not divert such utilities or prevent their proper registration.

67.10 THEFT OF GOODS

A. Theft of goods is the misappropriation or taking of anything of value of less than one hundred dollars which is held for sale by a merchant, either without the consent of the merchant to the misappropriation or taking, or by means of fraudulent conduct, practices, or representations. An intent to deprive the merchant permanently of whatever may be the subject of the misappropriation or taking is essential and may be inferred when a person:

(1) Intentionally conceals, on his person or otherwise, goods held for sale;

(2) Alters or transfers any price marking reflecting the actual retail price of the goods;

(3) Transfers goods from one container or package to another or places goods in any container, package or wrapping in a manner to avoid detection;

(4) Willfully causes the cash register or other sales recording device to reflect less than actual retail price of the goods; or

(5) Removes any price marking with the intent to deceive the merchant as to the actual retail price of the goods.

B. Whoever commits the crime of theft of goods shall be fined not more than five hundred dollars or imprisoned for not more than sixty days, or both.

70.2 REFUND OR ACCESS DEVICE APPLICATION FRAUD

A. No person shall with the intent to defraud use a false or fictitious name or any other identifying information as his own or use the name or any other identifying information of any other person without that person's knowledge and consent for the purpose of:

(1) Obtaining or attempting to obtain a refund for merchandise returned to a business establishment or a refund on a ticket or other document that is evidence of services purchased from a business establishment; or

(2) Obtaining or attempting to obtain an access device.

B. For the purposes of this Section, "any other identifying information" shall include, but not be limited to, an address, telephone number, social security number, account number, or any other information through which the identity of a person may be ascertained. "Access device" means any card, plate, code, account number, or other means of account access that can be used to obtain anything of value, whether contemporaneously or not.

C. Whoever commits the crime of refund or access device application fraud shall be fined not more than five hundred dollars or imprisoned for not more than sixty days, or both.

79. VIOLATION OF PROTECTIVE ORDERS

A. Violation of protective orders in the willful disobedience of a preliminary or permanent injunction or protective order issued pursuant to La. R. S. 9:306, La. R. S. 46:2131 et seq., or La. Code of Civil Procedure Article 3604 after a contradictory court hearing, or the willful disobedience of a temporary restraining order or any ex parte protective order issued pursuant to La. R. S. 9:306, La. R. S. 46:2131, et seq., or La. Code of Civil Procedure Article 3604 if the defendant has been given notice of the temporary restraining order or ex parte protective order by service of process as required by law.

B. Whoever commits the offense of violation of protective orders shall be fined not more than five hundred dollars or imprisoned for not more than sixty days, or both. If a fine is imposed, the court may direct it to be paid in whole or in part for the support of the spouse or children of the offender.

C. Law enforcement officers shall use every reasonable means, including, but not limited to, immediate arrest of the violator, to enforce a preliminary or permanent injunction or protective order obtained pursuant to La. R. S. 9:306, La. R. S. 46:2131 et seq., or La. Code of Civil Procedure Article 3604 after a contradictory hearing, or to enforce a temporary restraining order or ex parte protective order issued pursuant to La. R. S. 9:306, La. R. S. 46:2131 et seq., or La. Code of Civil Procedure Article 3604 if the defendant has been given notice of the temporary restraining order or ex parte protective order by service of process as required by law.

D. This Section shall not be constructed to limit the effect of any other criminal statute or civil remedy.

91.1 UNLAWFUL PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY PERSONS 17 YEARS OF AGE; PENALTY

A. (1) It is unlawful for any person seventeen years of age to purchase any alcoholic beverage either of high or low alcoholic content.

(2) Whoever is found guilty of violating the provisions of this Subsection shall be fined not more than three hundred dollars or be imprisoned for not more than ten days.

B. (1) It is unlawful for any person seventeen years of age to possess any alcoholic beverage either of high or low alcoholic content.

(2) Whoever is found guilty of violating the provisions of this Subsection shall be fined not more than fifty dollars.

(3) Any person apprehended while violating the provisions of this Subsection shall be issued a citation by the apprehending law enforcement officer which shall be paid in the same manner as provided for the offenders of local traffic violations.

C. "Possess" as used herein shall not include the handling, transport, sale, or service in dispensing of any alcoholic beverage by a person seventeen years of age pursuant to lawful employment by a duly licensed manufacturer, wholesaler, or retailer of beverage alcohol.

91.2 UNLAWFUL PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGE BY PERSONS UNDER AGE 17; PENALTY

A. It is unlawful for any person under the age of seventeen to purchase or possess any alcoholic beverage either of high or low

alcoholic content.

B. Whoever is charged with the violation of this Section shall be remanded to the juvenile court in the area in which he resides, or to the juvenile section of the district court where he resides, or to the district court where he resides for hearing and disposition of the case.

C. "Possess" as used herein shall not include the handling, transport, sale, or service in dispensing any alcoholic beverage by a person under seventeen pursuant to lawful employment by a duly licensed manufacturer, wholesaler, or retailer of beverage alcohol if the sale or handling of alcoholic beverage does not constitute the main business where he is lawfully employed.

91.3 UNLAWFUL PURCHASE OF ALCOHOLIC BEVERAGES BY ADULTS ON BEHALF OF MINORS; PENALTY

A. It is unlawful for any adult to purchase on behalf of a person under the age of eighteen any alcoholic beverage either of high or low alcoholic content.

B. Whoever is found guilty of violating the provisions of the Section shall be fined not more than three hundred dollars or be imprisoned for not more than thirty days.

91.4 RESPONSIBILITIES OF RETAIL DEALERS NOT RELIEVED

Nothing in Chapter 21:91.1-21:91.3, shall be construed as relieving any licensed retail dealer in beverages of either high or low alcohol content of any responsibilities imposed upon said dealer under the provisions of Title 26 of the Louisiana Revised Statutes of 1950 as amended.

91.5 PURCHASE, CONSUMPTION AND PUBLIC POSSESSION OF ALCOHOLIC BEVERAGE; EXEMPTIONS; PENALTIES

A. It shall be unlawful for any person eighteen years of age or older and under twenty-one years of age to purchase or have public possession of any alcoholic beverage.

(1) The term "purchase" shall mean to acquire by the payment of money or other consideration.

(2) The term "public possession" means the possession of any alcoholic beverage for any reason, including consumption on any street or highway, or in any public place or any place open to the public, including a club which is defacto open to the public.

(3) The term "public possession" shall not include:

(a) The possession or consumption of any alcoholic beverage;

- (i) For an established religious purpose;
- (ii) When a person eighteen years of age or older and under twenty-one years of age is accompanied by a parent, spouse or legal guardian twenty-one years of age or older;
- (iii) For medical purposes when prescribed or administered by a licensed physician, pharmacist, dentist, nurse, hospital or medical institution;
- (iv) In private residences, private clubs, or establishments; or

(b) The sale, handling, transport, or service in dispensing of any alcoholic beverage pursuant to lawful employment of a person under twenty-one years of age by a duly licensed manufacturer, wholesaler, or retailer of beverage alcohol.

(4) The term "alcoholic beverage" as used herein shall mean

beer, distilled spirits and wine containing one-half of one percent or more of alcohol by volume. Beer includes, but is not limited to, ale, lager, porter, stout, sake, and other similar fermented beverages brewed or produced from malt wholly or in part or from any substitute therefor. Distilled spirits include alcohol, ethanol or spirits or wine in any form, including all dilutions and mixtures thereof from whatever process produced.

B. (1) Whoever violates the provisions of this Section shall be fined not more than fifty dollars.

(2) Any person apprehended while violating the provisions of this Section shall be issued a citation by the apprehending law enforcement officer which shall be paid in the same manner as provided for the offenders of local traffic violations.

SECTION 3. Chapters 21:98 and 98.1 are hereby amended and re-enacted as follows:

98. OPERATING A VEHICLE WHILE INTOXICATED

A. The crime of operating a vehicle while intoxicated is the operating of any motor vehicle, aircraft, watercraft, vessel, or other means of conveyance when:

(1) The operator is under the influence of alcoholic beverages; or

(2) The operator's blood alcohol concentration is 0.10 percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or

(3) The operator is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in Louisiana R. S. 40:964.

B. On a first conviction, the offender shall be fined not less than one hundred twenty-five dollars nor more than five hundred dollars and imprisoned for not less than ten days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

(1) The offender is placed on probation with a minimum condition that he serve two days in jail and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program; or

(2) The offender is placed on probation with a minimum condition that he perform four eight-hour days of court approved community service activities, participate in a court-approved substance abuse program and participate in a court-approved driver improvement program.

C. On a second conviction, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than three hundred dollars and not more than five hundred dollars and imprisoned for not less than thirty days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

(1) The offender is placed on probation with a minimum condition that he serve fifteen days in jail and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program; or

(2) The offender is placed on probation with a minimum condition that he perform thirty eight-hour days of court-approved community service activities and participate in a court-approved substance abuse program and participate in a court-approved driver improvement program.

D. Provided that any offense under this statute committed more than five years prior to the commission of the crime for which the defendant is being tried shall not be considered in the

assessment of penalties hereunder.

E. Court-approved substance abuse program provided for in Subsection (B) and (C) shall include a screening procedure to determine the portions of the program which may be applicable and appropriate for individual offenders.

F. "Community service activities" as used in this Section may include duty in any morgue, coroner's office, or emergency treatment room of a state-operated hospital or other state-operated emergency treatment facility, with the consent of the administrator of the morgue, coroner's office, hospital, or facility.

G. An offender ordered to participate in a substance abuse program shall pay the cost incurred in participating in the program. Failure to make such payment shall subject the offender to revocation of probation, unless the court determines that the offender is unable to pay.

98.1 REPEALED

SECTION 4. Chapter 21:102, 21:102.1 and 21:107 are hereby amended and re-enacted as follows:

102. DEFINITIONS; CRUELTY TO ANIMALS

The following words, phrases, and terms as used in Hammond Criminal Code 21:102.1 shall be defined and constructed as follows:

(1) "Cruel" means every act or failure to act whereby unjustifiable physical pain or suffering is caused or permitted.

(2) "Abandons" means to completely forsake and desert an animal previously under the custody or possession of a person without making reasonable arrangements for its proper care, sustenance, and shelter.

(3) "Proper food" means providing each animal with daily food of sufficient quality and quantity to prevent unnecessary or unjustifiable suffering by the animal.

(4) "Proper water" means providing each animal with daily water of sufficient quality and quantity to prevent unnecessary or unjustifiable suffering by the animal.

(5) "Proper shelter" means providing each animal with adequate shelter from the elements as required by prevent unnecessary or unjustifiable suffering by the animal.

(6) "Proper veterinary care" means providing each animal with veterinary care sufficient to prevent unnecessary or unjustifiable physical pain or suffering by the animal.

102.1 CRUELTY TO ANIMALS

A. Any person who intentionally or with criminal negligence commits any of the following shall be guilty of cruelty to animals:

(1) Overdrives, overloads, drives when overloaded, or overworks a living animal.

(2) Tortures, torments, cruelly beats or unjustifiably injures, maims, mutilates, or kills any living animal whether belonging to himself or another.

(3) Having charge, custody, or possession of any animal, either as owner or otherwise, unjustifiably fails to provide it with proper food, proper drink, proper shelter, or proper veterinary care.

(4) Abandons any animal.

(5) Impounds or confines or causes to be impounded or confined in a pound or other place, a living animal and fails to supply it during such confinement with proper food, proper drink, and proper shelter.

(6) Carries, or causes to be carried, a living animal in or upon a vehicle or otherwise, in a cruel or inhumane manner.

(7) Unjustifiably administers any poisonous or noxious drug or substance to any domestic animal or unjustifiably exposes any such drug or substance, with intent that the same shall be taken or swallowed by any domestic animal.

(8) Kills or injures any animal belonging to another person without legal privilege or consent of the owner.

(9) Mistreats any living animal by any act or omission whereby unnecessary or unjustifiable physical pain, suffering, or death is caused to or permitted upon the animal.

(10) Causes or procures to be done by any person any act enumerated in this Section.

B. Whoever commits the crime of cruelty to animals shall be fined not more than five hundred dollars, or imprisoned for not more than sixty days, or both.

C. This section shall not apply to the lawful hunting or trapping of wildlife as provided by law, herding of domestic animals, accepted veterinary practices, and activities carried on for scientific or medical research governed by accepted standards.

D. For purposes of this Section, fowl shall not be defined as animals.

107. VAGRANCY

The following persons are and shall be guilty of vagrancy:

(1) Habitual drunkards; or

(2) Persons who live in houses of ill fame or who habitually associate with prostitutes; or

(3) Able-bodied persons who beg or solicit alms, provided that this article shall not apply to persons soliciting alms for bona fide religious, charitable or eleemosynary organizations with the authorization thereof; or

(4) Habitual gamblers or persons who for the most part maintain themselves by gambling; or

(5) Able-bodied persons without lawful means of support who do not seek employment and take employment when it is available to them; or

(6) Able-bodied persons of the age of majority who obtain their support gratis from persons receiving old age pensions or from persons receiving welfare assistance from the state; or

(7) Persons who loaf the streets habitually or who frequent the streets habitually at late or unusual hours of the night, or who loiter around any public place of assembly, without lawful business or reason to be present; or

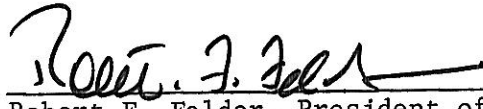
(8) Persons found in or near any structure, movable, vessel, or private grounds, without being able to account for their lawful presence therein; or

(9) Prostitutes.

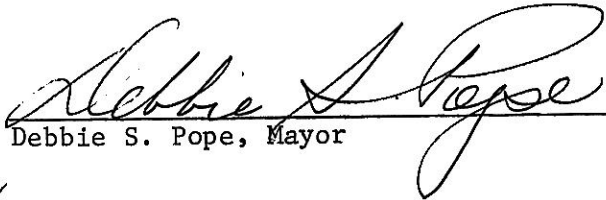
Whoever commits the crime of vagrancy shall be fined not more than two hundred dollars, or imprisoned for not more than sixty days, or both.

SECTION 5. This ordinance shall not apply to offenses committed prior to December 29, 1987 and is intended to supplement Chapter 21 and not to repeal any provisions of Chapter 21 which are not otherwise inconsistent herewith.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, THIS 15th DAY OF December, 1987.



Robert F. Felder, President of the Council



Debbie S. Pope, Mayor



LaNita V. Earnest, Clerk of Council

PUBLISH: DECEMBER 18, 1987

ORDINANCE NO. 2138, C.S.

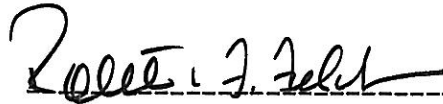
"AN ORDINANCE AMENDING ORDINANCE NO. 981, C.S. SECTION 3.16-D FENCES."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 15TH DAY OF DECEMBER, 1987.

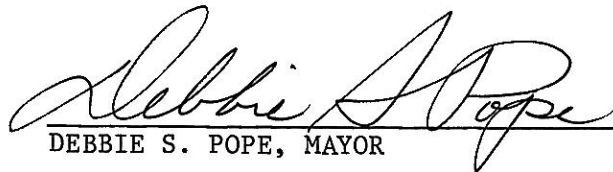
SECTION 3.16-d (FENCES)

- D) Solid wood or brick fences o no more than 8 feet in height may be erected on those parts of a lot that are as back or farther back than the required building set back line or the front point of nay main structure thereof; which ever distacne is greater.


THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 15TH DAY OF DECEMBER, 1987.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK

PUBLISH: DECEMBER 18, 1987

ORDINANCE NO. 2139, C.S.

"AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE NECESSARY DOCUMENTS IN ORDER TO PURCHASE IN FEE SIMPLE TITLE A PARCEL OF LAND WHERE PRESENT WATER TOWER OF LOCATED ON U. S. HIGHWAY 190 EAST, MEASURING APPROXIMATELY 170 FEET BY 100 FEET AT A PURCHASE PRICE OF \$15,000.00."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 5TH DAY OF JANUARY, 1988.

SECTION 1. . To allow and authorize the Mayor to execute the necessary documents in order to purchase in fee simple title a parcel of land where the present water tower is located on U. S. Highway 190 East measuring approximately 170 feet by 100 feet at a purchase price of \$15,000.00.

SECTION 2. Said property is described as follows:

Commencing at a point which is the southeast corner of Lot 5 to Tower Commercial Park, Section 19, Township 6 South, Range 7 East, proceed North 605.79 feet; thence West 141.00 feet to point of beginning of tract; thence South 100 feet; thence West 170 feet; thence North 100 feet; thence East 170 feet to point of beginning, said tract containing 0.390 acres and all being located in Section 19, T6S, R7E, G.L.D. City of Hammond, Tangipahoa Parish, Louisiana. As per plat for Wayne Glascock (adjacent tract) by Gilbert Sullivan, R.L.S. dated October 28, 1987. More fully described as being the site of the Municipal Water Tower and attendant facilities located on Highway 190 East, Hammond, Louisiana.

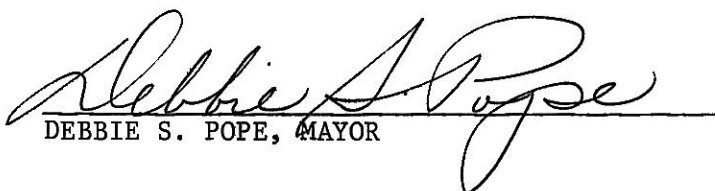
Said property being the property owned by Hammond East Partnership.

Said property is the location of the present water tower, Highway 190 East, Hammond, Louisiana.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA , THIS 5TH DAY OF JANUARY, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK

PUBLISH: January 8, 1988

ORDINANCE NO. 2140, C.S.

"AN ORDINANCE REPEALLING AND AMENDING ORDINANCE NO. 342, ARTICLE II, SECTION 7-19 REFERRING TO DOGS AND LABELING SAID SECTION AS "REGULATIONS FOR VICIOUS DOGS."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 19TH DAY OF JANUARY, 1988.

That Chapter 7 "Animals and Fowl" is hereby amended by repealling Section 7-19 entitled: "Confinement required for fierce, dangerous or vicious dogs" and adding Section 7-22 to 7-30 entitled: "Regulations of Vicious Dogs" which shall read as follows:

SECTION 22: Definition of terms. As used in this ordinance:

- A. "Owner" means any person, firm, corporation, organization or department possessing or harboring or having in the care or custody of a dog.
- B. "Vicious dog" means:
 - 1. Any dog with a known propensity, tendency or disposition to attack unprovoked, to cause INJURY to, or otherwise threaten the safety of human beings or domestic animals; or
 - 2. Any dog which because of its size, physical nature, or vicious propensity is capable of inflicting serious physical harm or death to humans and which would constitute a danger to human life or property if it were not kept in the manner required by this ordinance; or
 - 3. Any dog which, without provocation, attacks or bites, or has attacked or bitten, a human being or domestic animal; or
 - 4. Any dog owned or harbored primarily or in part for the purpose of dog fighting, or any dog trained for dog fighting; or
- C. A vicious dog is "unconfined" if the dog is not securely confined indoors or confined in a securely enclosed and locked pen or structure upon the premises of the owner of the dog. The pen or structure must have secure sides and a secure top attached to the sides. If the pen or structure has no bottom secured to the sides. The sides must be embedded into the ground no less than one foot. All such pens or structures must be adequately lighted and kept in a clean and sanitary condition.

SECTION 24: Leash & Muzzle: The owner of a vicious dog shall not suffer or permit the dog to go beyond the premises of the owner unless the dog is securely muzzled and restrained by a chain or leash, and under the physical restraint of a person. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration, but shall prevent it from biting any human or animal.

SECTION 23: Confinement: The owner of a vicious dog shall not suffer or permit the dog to go unconfined.

SECTION 25. SIGNS: The owner of a vicious dog shall display in a prominent place on his or her premises a clearly visible warning sign indicating that there is a vicious dog on the premises. A similar sign is required to be posted on the pen or kennel of the animal.

SECTION 26: DOG FIGHTING: No person, firm, corporation, organization or department shall possess or harbor or maintain care or custody of any dog for the purpose of dog fighting, or train, torment, badger bait or use any dog for the purpose of causing or encouraging the dog to attack human beings or domestic animals.

SECTION 27: PROHIBITIVE LOCATIONS: No vicious dogs shall be permitted in areas within 300 feet of any church, park or school within the limits of the City of Hammond.

SECTION 28: INSURANCE: OWNERS of vicious dogs after which declared vicious must within 30 days provide proof to the City Clerk of public liability insurance in the amount of at least \$50,000.00, insurance the owner for any personal injuries inflicted by his or her vicious dog.

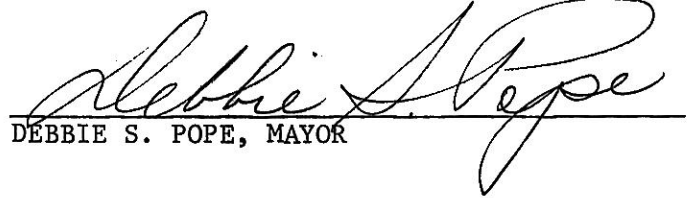
SECTION 29: Penalties: Whoever violates any provisions of the ordinance shall be guilty of a gross misdemeanor and shall be punished by a fine of not less than \$100.00 and not more than \$500.00, or imprisonment of not more than 6 months in jail, or by both fine and imprisonment.

SECTION 30: Severability: If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court, such a decision shall not affect the validity of the remaining portions of this ordinance.

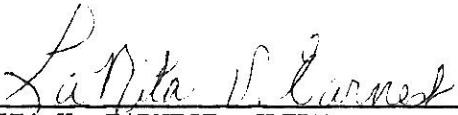
ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 19TH DAY OF JANUARY , 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK

PUBLISH: JANUARY 21, 1988

CITY OF HAMMOND

ORDINANCE NO. 2141, C.S.

AN ORDINANCE GRANTING TO PARISH CABLEVISION, INC., THE RIGHT, POWER AND PRIVILEGE TO BUILD, CONSTRUCT, ERECT, REPAIR, MAINTAIN, REPLACE AND OTHERWISE OPERATE TOWERS, POLES, WIRES, ANCHORS, CABLES, CONDUITS, MANHOLES, STUBS, BRACES, SUPPORTS, POSTS, CROSS AND SIDE ARMS, BAYONETS, HARDWARE, WIRES, ANCHORS AND ANCHOR GUARDS, AND OTHER STRUCTURES WITHOUT LIMITATION ALONG, ACROSS, ABOVE, ON, OVER AND UNDER THE PUBLIC STREETS, WAYS, AVENUES, ALLEYS, ROADS, BOULEVARDS, SHOULDERS, DRIVES, SIDEWALKS, LANES, SERVITUDES, EASEMENTS, AND OTHER PUBLIC PROPERTIES WITHIN THE CITY OF HAMMOND, LOUISIANA, FOR THE PURPOSE OF OWNING AND OPERATING A COMMUNITY ANTENNA TELEVISION (CATV) SYSTEM AND PROVIDING FOR THE REGULATION THEREOF AND THE FRANCHISE FEES THEREFOR.

WHEREAS, the City of Hammond, Louisiana, in the public interest, has been requested by Parish Cablevision, Inc., to grant Parish Cablevision, Inc., a franchise for the right to install, and/or maintain and/or operate therein a Community Antenna Cable Television (CATV) System; and

WHEREAS, as a result of such request the City of Hammond has conducted full public proceedings and hearings affording due process to all parties interested in or concerned with the granting or denying of such a franchise and right, and at which the recommendations, advice, objection and counsel from all interested parties, advocates and protestants, were given most careful consideration; and

WHEREAS, as a result of such proceedings and hearings, the City of Hammond did determine that the public interest would be served by the adoption of an ordinance granting to Parish Cablevision, Inc., a franchise and right for the installation, maintenance and operation of a Community Antenna Cable Television (CATV) System; and

WHEREAS, the City of Hammond did examine and study the application and proposal of Parish Cablevision, Inc., and did weigh and evaluate the legal status, character, reputation, financial standing, technical ability and experience of the applicant;

THEREFORE, BE IT ORDAINED by the City of Hammond, Louisiana, through the City Council of the City of Hammond, Louisiana, that in consideration of the faithful observance and performance of the terms, provisions, conditions, limitations and reservations hereafter set forth, that a franchise and right is hereby granted to Parish Cablevision, Inc., as "Grantee," to use and occupy the streets, public ways and places of the City of Hammond, Louisiana, for the erection, repair, maintenance, replacing and/or operation of the equipment and plant of a Community Antenna Cable Television (CATV) system. This grant does not grant any other franchises or licenses, certificates or permits which are required by the Federal Communications Commission under its lawful regulations now existing or to be enacted in the future.

Grantee shall procure, pay for and keep current all occupational licenses and permits required of all business generally in the City of Hammond, Louisiana, and shall pay all ad valorem and other lawful taxes levied on its business, equipment and plant. This franchise and right relates to all of the present territory in the City of Hammond, and to any territory added thereto during the term of this franchise and right, and any renewal hereof.

1. NON-EXCLUSIVE FRANCHISE: This franchise and right to use the streets, public ways and places of the City of Hammond shall not be exclusive. Except for a breach of the provisions of this ordinance by the Grantee which is not remedied, this franchise and right shall be irrevocable.

2. EFFECTIVE DATE AND TERM: The franchise and right herein granted shall take effect and be in force from and after the date of passage of this ordinance and upon the filing of a written unconditional acceptance by Grantee with the Mayor of the City of Hammond. The franchise shall continue in force and effect for a period of 20 years from January 1, 1988; PROVIDED that if the Grantee is not in default hereunder this franchise and right shall be renewed for an additional period of 20 years, upon application by Parish Cablevision, Inc., for the extension thereof, after full public proceedings affording due process in which the Grantee's legal, character, financial, technical and other qualifications and adequacy and feasibility of its operation, maintenance, and construction arrangements and other qualifications shall be considered.

3. FCC REGULATION: To the extent that they shall be applicable to a CATV System being operated in the City of Hammond, Louisiana, all of the lawful "CATV Operational Rules and Technical Standards" adopted by the Federal Communications Commission by Amendment to Chapter 1 of Title 47, Part 76 of the Code of Federal Regulations, effective March 31, 1972, and any revisions, supplements thereto, shall be complied with by Grantee. To the extent that any provision of this ordinance is contrary to FCC regulation, such provision shall be deemed superseded without the necessity of amendment of this ordinance.

Any lawful modifications of the provisions of the FCC's CATV Operational Rules and Technical Standards pertaining to "Franchise Standards" (Part 76, Subpart C, Section 76.31) shall be incorporated into this ordinance within one year of the adoption of the modification, or at the time of franchise renewal, whichever occurs first.

4. FRANCHISE FEE: Grantee shall pay to the City of Hammond as a franchise fee five (5%) per cent of Grantee's base revenues less occupational license taxes paid the City of Hammond. Base revenue shall be reflective of the amount of

revenues generated by the revenue base located within the official City of Hammond's municipal boundaries from January 1, 1988. As used herein, the term "base revenues" shall be limited to those revenues received by the Grantee as principal for basic service only and does not include revenues received by Grantee as agent for other principals (such as fees collected for HBO, Show Time, Movie Channel, Disney, Cinemax and other programming services or revenues from Home Shopping and Advertising). Grantee also agrees to provide an annual audit of its books and records by an independent certified public accountant, which said audit shall be provided within sixty(60) days of the close of its taxable year. Grantor is also provided the right to audit the books and records of Grantee upon giving written notice of thirty (30) days and shall be given free access to said books and records, and Grantee shall cooperate with Grantor in said audit to the best of its ability.

5. CONSTRUCTION AND INSTALLATION: Grantee shall have the right and franchise to install, operate and maintain its equipment and plant at such locations within the City of Hammond, Louisiana, as are reasonably suitable and convenient for the purposes of the Grantee and the City of Hammond, subject to the lawful exercise of the police power of the City of Hammond, and the other provisions and requirements of this ordinance.

Grantee is hereby authorized and encouraged to seek to attach such of its equipment and plant as is appropriate to existing poles and aerial support structures of all utility companies operating in the City of Hammond, and in order to minimize disturbance to the streets, public ways and places, to share underground ditches, pipes, conduits, subways and vaults owned, leased or otherwise used by the utility companies provided that mutually satisfactory agreements for attachment and space sharing can be reached between Grantee and the utility companies.

It is the desire of the City that the utility companies cooperate to the fullest extent possible by entering into long-term agreements with the Grantee to permit use of their poles aerial support structures and underground facilities whenever possible.

In all cases where Grantee erects its own poles and aerial support structures, such shall be of good quality sufficient for their intended use.

In order to minimize the number of poles on streets, public ways, and places of the City of Hammond, Grantee shall likewise contract to provide space on its poles for other users, including governmental entities, utilities, business and person; provided however, that such other users shall have first obtained the right to use and occupy streets, public ways and places of the City of Hammond.

Grantee shall have the right to establish and require compliance with reasonable and practical rules and regulations for use of its poles by others and shall have the right to charge and collect a fair rental for such space or use.

Grantee's equipment, plant and installations shall be in accordance with all lawful law, ordinance and regulations, including but not limited to the Technical Standards of the Federal Communications Commission, now in effect, or which may be enacted in the future.

The Grantee shall at all times make and keep full and complete plats, maps and records showing the exact location of all equipment located and used by Grantee in the City of Hammond.

The Grantee's installations shall be durable and installed in accordance with good engineering practices. Grantee's installations shall not unreasonably interfere with the use of public places and, during construction or repair, shall not unduly obstruct or impede traffic.

The City of Hammond reserves the right of reasonable regulation of the construction of any work by Grantee and to reasonably designate where such works and constructions are to be

placed. Nothing herein contained shall be construed as requiring extension of service to sparsely populated areas.

Grantee agrees to bury and to place underground its system in the right of way when the utility company owning poles to be used by said Grantee has removed the poles and buried its lines and placed its facilities underground in said right of way.

6. INSURANCE AND INDEMNITY: Grantee shall defend the City of Hammond against any lawful claim for injury to any property caused by Grantee in construction or operation of its property and in the event that liability is judicially determined shall indemnify the City of Hammond. Grantee shall indemnify the City of Hammond from any and all liabilities, claims, demands, or judgments growing out of any injury to any person or property as a result of the violation or failure of the Grantee, its successors and assigns, to observe their proper duty, or because of negligence arising in whole or in part out of the construction, repair, extension, maintenance or operation of Grantee's equipment used in connection with this franchise and right. Grantee agrees to carry liability and property damage insurance in an amount of at least One Hundred Thousand and No/100 (\$100,000.00) Dollars per person and Three Hundred Thousand and No/100 (\$300,000.00) Dollars per accident for liability and One Hundred Thousand and No/100 (\$100,000.00) Dollars for property damage and agrees to furnish a certificate of insurance to Grantor which will be evidence of said coverage.

7. SERVICE AND SERVICE COMPLAINTS: Grantee shall employ skilled technicians and furnish services of good quality to its subscribers, consistent with the state of the art, and Grantee shall maintain its plant and equipment in good repair and working order. Service shall be interrupted only when good cause exists and for the shortest time possible. These requirements may be suspended by disaster, Act of God, or emergency conditions or other circumstances beyond the control of the Grantee.

Grantee shall maintain a local business agent charged with the responsibility of investigating all complaints and to resolve them as expeditiously as possible.

8. GRANTEE'S EQUIPMENT: No person, customer or subscriber of Grantee's services, except a duly authorized agent or employee of Grantee, shall service or attempt to service the plant or equipment of Grantee, nor shall any person tamper with, interfere with, connect to, extend, cut, injure, puncture, destroy or trespass upon any of the equipment or plant, or other property of the Grantee. All property equipment installed by Grantee for any subscriber shall be and remain property of Grantee.

9. TRANSFER OF FRANCHISE: This right and franchise may not be transferred by Grantee without prior approval by the Council of the City of Hammond, which approval shall not be unreasonably withheld. This paragraph shall not apply to a transfer to any wholly-owned corporate subsidiary or corporate affiliate in which Grantee owns more than 50% of the common voting stock nor shall it apply to a transfer to the individual shareholders of the Grantee provided that the transfer is in proportion to their ownership of Grantee.

For the purpose of obtaining credit to finance the installation, operation, maintenance and expansion of the Grantee's system and services, the Grantee may without prior approval pledge the franchise and right herein granted by any form of security device deemed necessary to effect the extension of credit as may be required by any creditor extending same.

10. TERMINATION: If, after Grantee has commenced operations and has operated for six months, and if for reasons within Grantee's control, Grantee ceases operations of its CATV service for a period of 180 consecutive calendar days, then upon 60 days' notice and after public hearing affording due process, Grantee has not proceeded in good faith to resume its operations,

then the City of Hammond may terminate the rights granted hereunder.

11. NOTICES: For the purpose of giving notice as provided for this Ordinance, Grantee's address is declared to be as follows:

Parish Cablevision, Inc.
1130 Roma Avenue
Hammond, Louisiana 70403

Grantee shall have the right to change its address for notice purposes by written notice to the Mayor of the City of Hammond at the City Hall, Hammond, Louisiana.

All notices shall be in writing and shall be delivered by certified or registered mail with return receipt requested. Notices will be deemed received on the date receipt is noted on the return receipt.

12. DEFINITIONS: For the purpose of this ordinance, the following words, terms phrases, expressions, and their derivations shall have the meaning given herein. When not inconsistent with context, words used in the present tense shall include the future; words in singular number shall include the plural; and words in plural number shall include the singular. The word "shall" is mandatory and not directory.

A. "City" is the City of Hammond, Louisiana, its successors, assignees, and designees, and all extensions of expansions thereof.

B. "Council" is the City Council of the City of Hammond, Louisiana.

C. "Community Antenna and Cable Television (CATV) and General Communications Systems," also referred to as CATV, CATV System or Systems, means a business entity of equipment and plant which, in whole or in part, receives, intercepts, generates, initiates, creates, originates, produces, disseminates, cablecasts, publishes, furnishes, provides, purchases, sells, leases, rents, gives, transmits,

distributes and delivers generally, publicly, privately and semiprivately the services and products of community antenna, cable television, CATV, closed circuit and broadcast television and radio stations, and communications systems, and other electrical, electronic and physical communications systems of every nature, kind and description, at any and all frequencies of the electromagnetic spectrum; unidirectional, bidirectional, multi-directional, undimensional, bidimensional and multi-dimensional in action and function; in combination and singly of video and audio, visual and nonvisual, color and monochrome, audible and inaudible, stereo and monaural, transient and permanent images, light, pictures, prints, photographs, facsimiles, messages, writings, sounds, voices, music, signals, signaling systems for the use, benefit, information, education, entertainment and enjoyment of the people, residences, businesses, schools, churches, organizations, associations, and agencies of the City, Parish, State of Louisiana and United States of America.

D. "Equipment and Plant" shall mean equipment, plant, fixtures, apparatus, facilities, appurtenances common to and used now and in the future by CATV systems, including but not limited to structures, buildings, towers, poles, stubs, braces, supports, cross-arms, side-arms, messenger strand, lashing wire, guy wires, anchors, anchor guards, power supplies, converters, decoders, modulators, demodulators, wires, cables, coaxial cables, antenna, amplifiers, receivers, vehicles, studios, copiers, telecommunications equipment, test equipment, tools, office furnishings and equipment, and other equipment and plant as shall be required and subsequently developed for the installation, operation and maintenance of communications systems.

E. "Install, operate and maintain" shall mean locate, erect, string, pull, install, construct, occupy, move, lay,

bury, dig up, extend, use, operate, service, repair and maintain the equipment and plant of a Community Antenna Cable Television (CATV) and general communications system in, on, upon, through, along, across, over, under, into, and from the streets, public ways and places of the City.

F. "Street, public way and place" shall mean the surface, subsurface, on, over, through, beneath the street, highway, road, thoroughfare, interstate, avenue, alley, drive, driveway, public way, right-of-way, easement, servitude, now laid out or dedicated, and all extensions thereof and additions thereto in and of the City.

G. "Person" shall mean any person, firm, proprietorship, partnership, association, corporation, company or organization of any kind.

H. "Franchise and right" shall mean any authorization- legally granted hereunder in terms of a franchise, right, privilege, grant, authority, permit, license, servitude, right-of-way, and easement for the installation, operation and maintenance of a CATV system in the City.

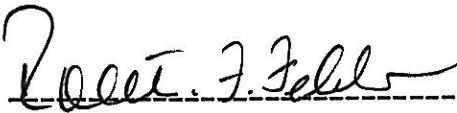
I. "Grantee" shall mean Parish Cablevision, Inc., or anyone who succeeds Parish Cablevision, Inc., in accordance with the provisions of this Ordinance.

13. CONSTITUTIONALITY AND SEVERABILITY CLAUSE: If any section, subsection, sentence, clause, phrase or portion of this Franchise and Right is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

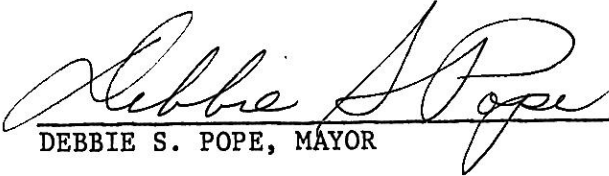
14. REPEAL OF PRIOR ORDINANCES: All ordinances or parts of

ordinance in conflict with the provisions of this ordinance are hereby repealed.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, THIS 19TH DAY OF JANUARY, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



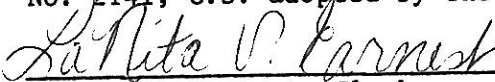
DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK

PUBLISH: JANUARY 21, 1988

I, LaNita V. Earnest do certify that this is a true and correct copy of Ordinance No. 2141, C.S. adopted by the City Council on January 19, 1988.



LaNita V. Earnest, Clerk

ORDINANCE NO. 2142, C.S.

"AN ORDINANCE REZONING PROPERTY FROM B-1 TO R-A, 1202 NORTH OAK STREET, OWNED BY EUGENE H. SCHIFF."

BE IT ORDIANED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 19TH DAY OF JANUARY, 1988.

SECTION 1. To consider rezoning the following described property:

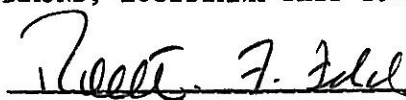
That certain lot or parcel of ground with all buildings and improvements located thereon, and all component parts, more particularly described as being Lot 6 of the Spencer Subdivision, Section B, in the Cit of Hammond, as per survey by Clifford G. Webb, Civil Engineer dated February 4, 1960. Said parcel having a point of beginning which is 299 feet east, 1054 feet north $14^{\circ} 30''$ West and 100 feet North 5° West of the one-quarter section corner on the west side of Section 24, T6S, R7E, Tangipahoa Parish, Louisiana: From the said point of beginning proceed along the right of way of North Oak Street North 3° West 92 Feet; thence North $81^{\circ} 37''$ East 288'; thence South 14° East 59.3'; thence South $75^{\circ} 29''$ West 304.5" to the point of beginning.

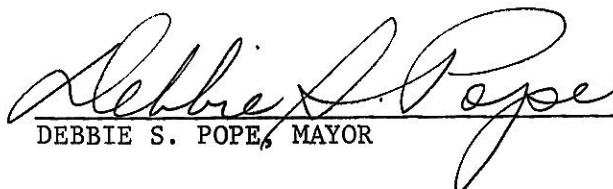
Said property has the municipal address of 1202 North Oak Street, Hammond, Louisiana.

Said property is the property belonging to Eugene H. Schiff.

Said property is biunded on the North by Sam Garafola, on the South by M & M Parish, on the West by North Oak Street, and on the East by Illinois Gulf Central Railroad.

ADOPTED BY TH ECITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 19TH DAY OF JDNUARY, 1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK

PUBLISH: JANUARY 22, 1988

ORDINANCE NO. 2143, C.S.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA, AT ITS REGULAR SESSION HELD ON THE 17TH DAY OF FEBRUARY, 1988.

An Ordinance granting franchise right and privilege to Louisiana Gas Service Company ("Company"), its successors and assigns, for a period of 25 years to supply, in such manner and from such sources as Company deems best, natural and/or artificial gas throughout and to the MUNICIPALITY OF HAMMOND, LOUISIANA ("Municipality") and the inhabitants thereof or any person, firm or corporation thereof or therein and to acquire or construct, operate and maintain such plants, structures, distribution systems and equipment as may be; useful or necessary for the manufacture, transportation, distribution and/or sale of natural and/or artificial gas in and throughout the Municipality, and to lay, operate and maintain mains, pipes, conductors, meters, connections and any and all other appliances useful or necessary for the transportation and/or distribution and/or sale of natural and/or artificial gas, in, over, under, along, upon and across all of the present and/or future streets, roads, highways, alleys and public places of the Municipality and to excavate therein for the purpose of laying, repairing, replacing or removing such pipes and appliances, or any portion thereof, and to connect any such main(s) or pipe(s) to any other main(s) or pipe(s) for the purpose of transporting natural and/or artificial gas into, through or beyond the boundaries of the Municipality, and providing for payment by Company, its successors and assigns, of a sum equal to 2% of the gross receipts of the Company from the sale and delivery of natural and/or artificial gas for residential and commercial puposes billed on residential and commercial rates within the limits of Municipality as same may now or hereafter lawfully exist, and repealing all ordinances in conflict herewith.

BE IT ORDAINED by the governing body of Hammond, Louisiana ("Municipality"), in regular session duly and legally covenved:

SECTION 1. That Louisiana Gas Service Company, hereinafter designated as the "Company" (a Louisiana corporation), domiciled and doing business in the State of Louisiana, its successors and assigns, be and the said Company is hereby granted the right, privilege and franchise to supply in such manner and from such sources as Company deems best, natural and/or artificial gas throughout and to the Municipality and the inhabitants thereof or any person, firm or corporation thereof or therein, and to acquire, or construct, operate and maintain such plants, structures, distribution systems and equipment as may be useful or necessary for the manufacutre, transportation, distribution and/or sale of natural and/or artificial gas in and throughout the Municipality, and to lay, operate and maintain mains, pipes, conductors, meters, connections and any and all other appliances useful or necessary for

the transportation and/or distribution and/or sale of natural and/or artificial gas in, over, under, along, upon and across all of the present and/or future streets, roads, highways, alleys and public places of the Municipality, and to excavate therein for the purpose of laying, repairing, replacing or removing such pipes and appliances, or any portion thereof, and to connect any such main(s) or pipe(s) to any other main(s) or pipe(s) for the purpose of transporting natural and/or artificial gas into, through or beyond the boundaries of the Municipality.

SECTION 2. That the Company, its successors and assigns, shall at all times maintain its natural and/or artificial gas systems in a safe and good condition and shall comply with all necessary and reasonable safety regulations in the operation thereof, and shall protect and save harmless the Municipality from all claims and damages due to its negligence, or its failure to comply with any obligations of this franchise.

SECTION 3. That all changes made necessary in the Company's gas lines in connection with the improvements of streets, roads, bridges, alleys or other public places shall be made by the Company, its successors or assigns, who shall likewise repair all damage to the streets, roads, bridges, alleys or other public places caused by the construction or maintenance of said gas lines.

SECTION 4. That the Company, its successors and assigns, shall have the right to formulate and publish rules and regulations under which service will be furnished subject to the approval of the legally constituted authorities having jurisdiction over such matters; which regulations may provide for the payment, on or before a specified day each month, for all service furnished for the preceding month, with right to disconnect and discontinue service to all delinquents.

SECTION 5. That this franchise and the rights, authorities and privileges herein granted are not exclusive and are granted for a period of 25 years from and after the date the ordinance becomes effective.

SECTION 6. In consideration of the grant of this franchise:

(a) The Company agrees to pay to the Municipality during the effective period of this franchise, a sum of money equal to two percent (2%) of the gross receipts of the Company from the sale and delivery of natural and/or artificial gas at retail for residential and commercial purposes to customers within the limits of the Municipality, billed on rates approved by the Louisiana Public Service Commission. It is understood and agreed that no payment shall be due to the Municipality by the Company on receipts from the following classifications of sales:

- (1) Sales of natural and/or artificial gas for resale.
- (2) Sales of natural and/or artificial gas to the Municipality and to other public authorities, including, but not limited to, the United States of America, the State of Louisiana and its political subdivisions, including parishes and other municipalities, and all divisions and agencies of any of the foregoing.
- (3) Sales of natural and/or artificial gas to industrial customers who are identified as those who engage in the business of working raw materials into wares suitable for use or which gives new shapes, qualities or combinations to matter which already has gone through some artificial process and who are billed on or the equivalent of any rate schedules filed with the Louisiana Public Service Commission having application to industrial use.

The period for which such gross receipts shall be computed will commence when this ordinance becomes effective, and the amount shall be paid quarterly, the quarterly periods being fixed on a calendar year basis, and the payments on a quarterly basis shall be made not later than thirty (30) days after the end of each quarter, that is, on or before April 30, July 30, October 30 and January 30 of each year, and on the payment date the company shall furnish to the Municipality a statement showing the total amount of gross receipts of the Company for the prededing quarterly period to which payment of two percent (2%) is applicable. The payments herein provided to be made by the Company to the Municipality will be

reduced in an amount equal to the sum of any new or increased taxes of any nature whatsoever levied by the Municipality and payable by the Company, subsequent to the date of this ordinance (except uniform ad valorem taxes, that is, any uniform taxes based on property values.)

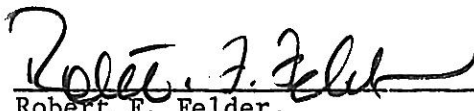
(b) Should the Company, while this franchise is in effect, renew a franchise, permit or privilege from any municipality, parish, or other political subdivision in this state for supply, sale or delivery of natural and/or artificial gas under which the Company agrees to pay a greater percentage upon the gross receipts than is provided for in this franchise, then the Company agrees to increase its fee on the gross receipts as provided herein to such higher percentage provided for in such other municipality's, parish's or other political subdivision's franchise, permit or privilege granted to the Company.

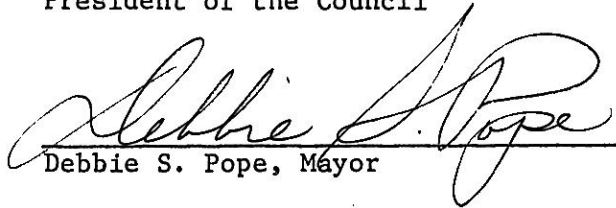
(c) The Company shall be obligated during the term of this franchise to furnish natural and/or artificial gas requirements of the Municipality for facilities owned and operated by the Municipality, all at costs to the Municipality, as agreed upon by the Municipality and the Company under contracts to be entered into hereafter, provided, however, that the validity of this franchise shall not in any way be contingent upon the existence of validity of any such contracts.

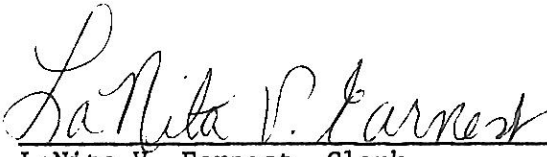
SECTION 7. That all of the franchise rights and obligations created hereunder shall be applicable to natural and/or artificial gas service by the Company within the corporate limits of the Municipality as same may now and/or thereafter lawfully exist. The Municipality shall provide to the Company in writing a legal description of said corporate limits as of the effective date of this franchise and shall immediately provide to the Company in writing a legal description of said corporate limits as of the effective date of this franchise and shall immediately provide to the Company in writing all changes therein. All obligations of the Company under Section 6 of this franchise shall be based upon the last designation of the corporate limits made by the Municipality to the Company pursuant to this Section.

SECTION 8. That all ordinances or part of ordinances contrary to or in conflict with the provisions of the ordinance be and the same are hereby repealed, and this ordinance shall take effect from and after its promugation and its acceptance in writing by the Company for itself, its successors and assigns.

ADOPTED THIS 17TH DAY OF FEBRUARY, 1988.


Robert F. Felder,
Councilman, District 2
President of the Council


Debbie S. Pope, Mayor


LaNita V. Earnest, Clerk

PUBLISH: February 19, 1988

ACCEPTED:
_____, 19__

LOUISIANA GAS SERVICE COMPANY

BY: _____

ORDINANCE NO. 2144, C. S.

"AN ORDINANCE ANNEXING SECTION 28, T 6 S, R 7 E, WEST OF INTERSTATE 55, INTO
THE CORPORATE LIMITS OF THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND AT ITS REGULAR SESSION
HELD ON THE 1ST DAY OF MARCH, 1988.

SECTION 1. To consider annexing Section 28, T6S, R7E, West of Interstate 55,
into the corporate limits of the City of Hammond.

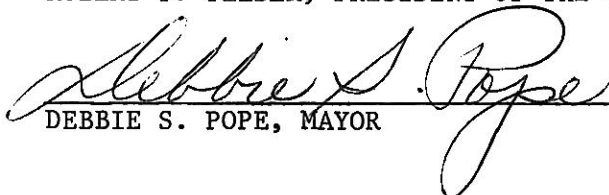
SECTION 2. To consider annexing the following described property:

A certain tract of land situated in the parish of Tangipahoa, State
of Louisiana being more particularly described as Section 28, T6S,
R7E. Said tract of land containing approximately 220 acres all
being located in Section 28, T6S, R7E.

The above described property lies adjacent to and contiguous with the present corporate
limits of the City of Hammond.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 1ST DAY OF MARCH,
1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: MARCH 4, 1988

*Approved by the Justice Dept May 29, 1988.
Winn-Dixie*

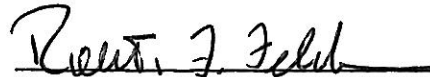
ORDINANCE NO. 2145, C.S.

"AN ORDINANCE REPEALING ORDINANCE NO. 809, C.S. AND ADOPTING LA R.S. 38:2241 THROUGH 38:2296 RELATIVE TO PUBLIC CONTRACTS AND BUILDING PROCEDURES."

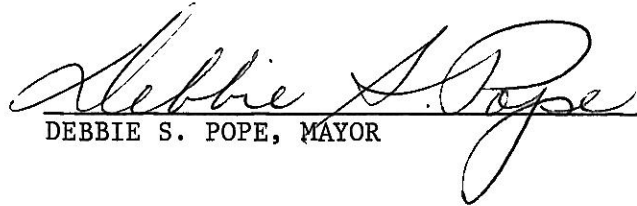
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND AT ITS REGULAR SESSION HELD ON THE 15th DAY OF MARCH, 1988.

SECTION 1. To consider repealing ordinance No. 809, C.S. and adopting the La R.S. 38:2241 through 38:2296 relative to public contracts and building procedures.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15th DAY OF MARCH, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: March 18, 1988

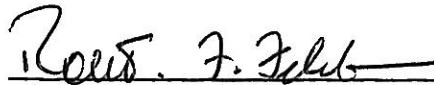
ORDINANCE NO. 2146, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 1026, C.S. TO DELETE FEES FOR BURIAL SERVICES."

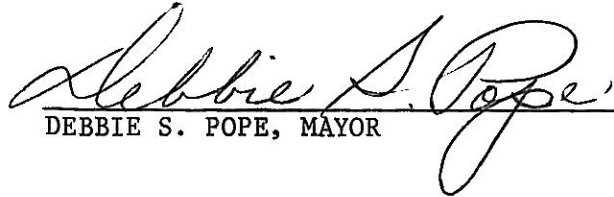
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 15th DAY OF MARCH, 1988.

SECTION 1. To delete an additional fee of \$10.00 per worker will be computered if a burial occurs on a holiday.

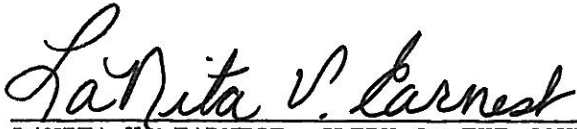
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15th DAY OF MARCH, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: March 18, 1988

ORDINANCE NO. 2147, C.S.

"AN ORDINANCE REZONING PROPERTY FROM B-2 TO C-2, JACK AND MYRTLE CLARK,
501 AND 503 PECAN STREET, HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR
SESSION HELD ON THE 15TH DAY OF MARCH, 1988.

SECTION 1. To consider rezoning property the following described property:

"A tract of land containing nine-tenths (9/10ths) of an acre as per plat thereto attached to this agreement, dated September 30, 1926, and particularly described as follows: Commencing at the SE corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23, T6S, R7E, and measuring South 89 deg. 50 min. West 3.10 chains; thence South 2.99 chains to P. O. B., being situated in the Parish of Tangipahoa, State of Louisiana."

"1.39 acres of land lying North of the Y&M.V.R.R. of the North end of the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23, T6S, R7E, Hammond, Louisiana described as: Commencing at the NE corner of said 5 acre tract of land and measures South 2.74 chains to right of way of the Y. & M.V.R.R.; thence South 89 deg. 40 min. West 5.04 chains, thence North 2.77 chains, thence East 5.04 chains to point of beginning, containing 1.39 acres."

"1.40 acres of land bring all of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the said Section 23, T6S, R7E, Hammond, Louisiana lying north of said Y. & M.V.R.R. in Hammond, Louisiana, said two parcels of ground being all of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section, 23, T6S, R7E, Hammond, Louisiana lying North of said railroad."

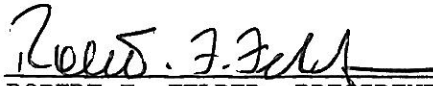
Said property has the municipal address of 501 Pecan Street and 503 Pecan Street.

Said property is the property belonging to Jack and Myrtle Clark.

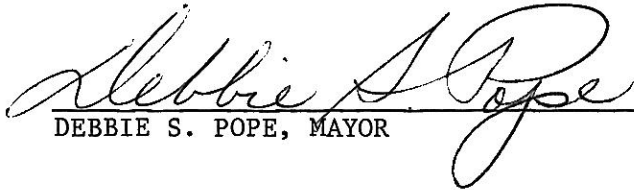
Said property is bounded on the North by Jack and Myrtle Clark, on the South by Jack and Myrtle Clark on the West by George and Frances Joseph, and on the East by Pecan Street.

Said rezoning shall only be used for Auto Repair Shop.

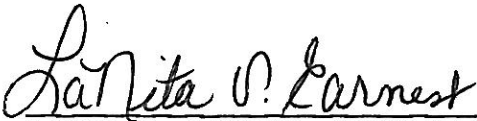
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 15TH DAY OF MARCH, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: MARCH 18, 1988

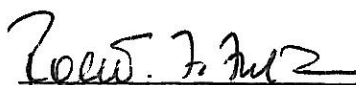
ORDINANCE NO. 2148, C.S.

"AN ORDINANCE TO ADOPT THE STATE SANITARY CODE OF LSA TO THE CITY CODE OF ORDINANCE ."

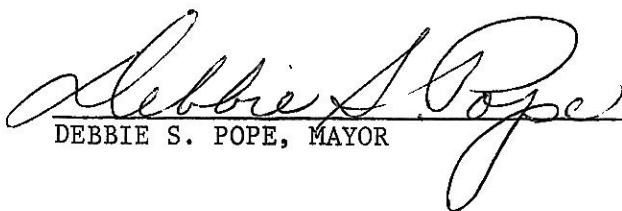
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 19TH DAY OF APRIL, 1988.

SECTION 1. To consider the adoption of the State Sanitary Code of LSA.

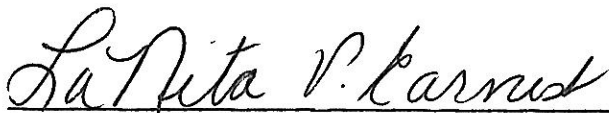
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 19TH DAY OF APRIL, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: APRIL 22, 1988

ORDINANCE NO. 2149, C.S.

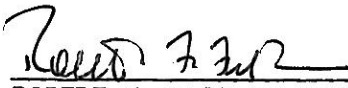
"AN ORDINANCE TO CHANGE BURIAL FEES FOR THE CITY OF HAMMOND, LOUISIANA."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 19TH DAY OF APRIL, 1988.

SECTION 1. To consider changing the burial fees from \$185.00 to \$75.00.

BURIAL FEES AT GREEN LAWN CEMETERY	\$75.00
BURIAL FEES AT HOLLY GARDEN CEMETERY	75.00
ANY BABYLAND BURIAL FEES	75.00
ANY CREMATION BURIAL FEES	75.00

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 19TH DAY OF APRIL, 1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

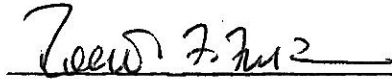
PUBLISH: APRIL 22, 1988

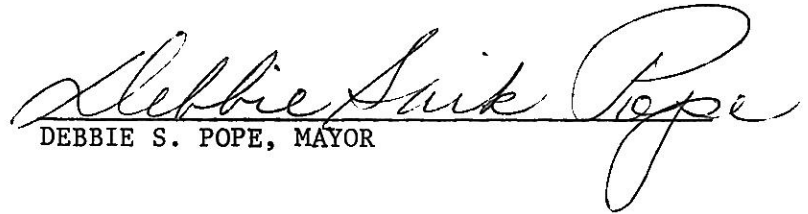
ORDINANCE NO. 2150, C.S.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 19TH DAY OF APRIL, 1988.

SECTION 1. To consider to change Council Meeting time from 7:00 p.m. to 6:00 p.m.

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 19TH DAY OF APRIL, 1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: APRIL 22, 1988

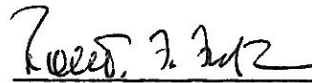
ORDINANCE NO. 2151 , C.S.

"AN ORDINANCE NAMING FIRE STATION NO. 5 AS V. B. COLLURA M MORIAL STATION
(LOCATED ON HIGHWAY 190 EAST)."

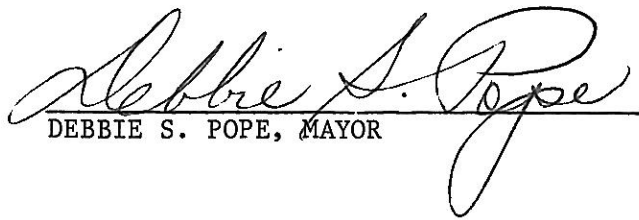
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR
SESSION HELD ON THE 3RD DAY OF MAY, 1988.

SECTION 1. To consider naming Fire Station No. 5 As V. B. Collura Memorial Station
located on Highway 190 East.

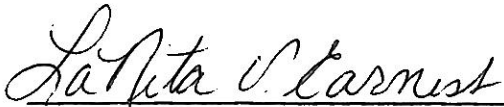
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS
3RD DAY OF MAY, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: MAY 5, 1988

ORDINANCE NO. 2152, C.S."AN ORDINANCE ABANDONING THE DEDICATION OF A STREET ALONG THE WEST SIDE
OF SQUARE TWO, GEYSER PLACE SUBDIVISION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR
SESSION HELD ON THE 17th DAY OF MAY, 1988.

SECTION 1. To consider abandoning the dedication of a street along the west side
of Square Two, Geyser Place Subdivision

Geyser Place Subdivision Square Two is bounded on the North By Sanders Avenue, on
the East and South by Cypress Street, and on the West by East Railroad Avenue. East
Railroad Avenue, which is also referred to as South Cate Street, runs along the west
side of said Square. This street has never been constructed and the right-of-way has
never been used, and therefore will never be a future need for the construction of a
street along the west side of Square Two of Geyser Place Subdivision.

There are no utilities of any kind lying or being situated in this right-of-way.

Owners request that the City Council of the City of Hammond act pursuant to the pro-
visions of Louisiana Revised Statutes 48:701 and revoke and set the dedication of the
street identified as East Railroad Avenue or South Cate Stree, which is seventy-five
(75) feet in width and runs along the entire west side of said Square Two Geyser Place
Subdivision.


Owners request that revoking and setting aside of this dedication would be in the public
interest; that said street has never been used; that it is not being cleaned and main-
tained; that it creates and unsightly appearance, and that this property can be placed
to a good economic advantage by the abandonment.

Owners are as follows: Duane Shafer, Charles Sutton, William J. Bodin, Jr., Hammond
Oils, Inc., by President: Isaac Hanks.

Owners request a fifteen (15) foot wide easement be retained along the drainage ditch
which borders the existing City right-of-way and the railroad property..

THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIAN THIS
17th DAY OF MAY, 1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: May 20, 1988

ORDINANCE NO. 2153, C.S.

"AN ORDINANCE TO INCREASE THE MAYOR'S SALARY FROM \$28,000 TO \$ 40,000
BEGINNING JULY 1989 FOR THE CITY OF HAMMOND, LOUISIANA."

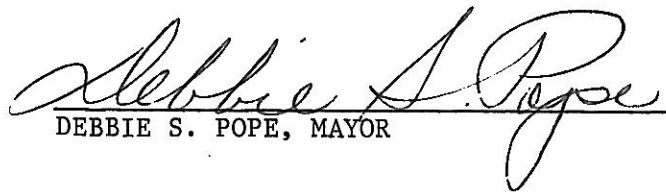
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR
SESSION HELD ON THE 17TH DAY OF MAY, 1988.

SECTION 1. To consider to increase the Mayor's salary from \$28,000 to \$40,000
beginning July 1, 1989 for the City of Hammond.

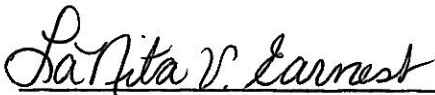
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS
17TH DAY OF MAY, 1988.



ROBERT F. FELRDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: MAY 20, 1988

ORDINANCE NO. 2154, C.S.

"AN ORDINANCE AMENDING THE BUDGETS FOR THE CITY OF HAMMOND FOR THE FISCAL YEAR 87-88."

PRIOR YEAR FUND BALANCE			\$ 729,500
REVENUES:			
	ESTIMATED INCREASE/ (DECREASE)		AMENDED BUDGET
GF 401.125	ADVALOREM TAXES (30,500)		\$ 479,500
GF 401.200	BEER TAX REVENUE (25,000)		39,000
GF 401.205	TOBACCO TAX (5,000)		70,000
GF 401.210	CHAIN STORE TAX -0-		36,500
GF 402.000	OCCUPATIONAL LICs TAX 13,000		493,000
GF 404.000	CITY COURT FINES (38,000)		144,000
GF	FRANCHISE FEES 24,000		254,950
GF 406.100	BUILDING PERMITS 8,000		28,000
GF 407.100	ANIMAL SHELTER FEES (1,640)		3,460
	LEASE REVENUE -0-		2,550
GF 409.100	INTEREST ON INVESTMENTS 14,000		29,000
GF 409.150	INTEREST ON DELQ TAXES 1,000		3,000
GF 410.00	FIRE INSURANCE REBATE 3,575		37,575
GF	MISCELLANEOUS REVENUES 26,000		29,000
GF 413.00	NOTICE FEES ON TAXES 600		7,600
GF 414.000	L P & L REFUND 9,500		15,500
GF 421.000	GARBAGE FEES (26,000)		414,000
TOTAL INCREASE/(DECREASE) IN REVENUES (26,465)			2,086,635
TRANSFERS IN:			
GF 490.100	TRANSFER FROM SALES TAX I 20,500		2,211,200
GF 490.150	TRANSFER FROM SALES TAX II -0-		1,105,900
GF 490.200	TRANSFER FROM CEMETERY FUND -0-		20,000
Total Increase/(Decrease) in Revenues and Transfers in (5,965)			\$5,423,735
EXPENDITURES:			
	APPROPRIATION INCREASE/ (DECREASE)		AMENDED BUDGET
GENERAL GOVERNMENT			
LEGISLATIVE DIVISION			
CITY COUNCIL OFFICES	1,465		\$ 64,175
EXECUTIVE DIVISION			
MAYOR'S OFFICE	1,955		70,940
FINANCIAL & ADMINISTRATIVE			
ACCOUNTING OFFICE	(7,000)		74,385
TAX OFFICE	4,205		54,240
LEGAL SERVICES	49,000		135,000
OTHER GENERAL ADMINISTRATIVE	(12,419)		158,285
TOTAL FINANCIAL & ADMINISTRATIVE 33,786			421,908
GENERAL FUND BUDGET			
EXPENDITURES:			
	APPROPRIATION INCREASE/ (DECREASE)		AMENDED BUDGET
GOVERNMENT BUILDINGS			
CITY HALL & ANNEX	7,000		73,180
LIBRARY	389		3,799
SOCIAL SERVICE BUILDING	140		10,220
TOTAL GOVERNMENT BUILDINGS 7,529			87,249
INSURANCE	(14,760)		402,060
*TOTAL GENERAL GOVERNMENT 29,975			1,046,332

CIVIL DEFENSE	-0-	2,122
TRANSFER TO CITY COURT	-0-	135,200
TRANSFER TO MARSHALL'S OFFICE	546	68,884
BUILDING INSPECTION	-0-	29,150
FIRE DEPARTMENT		
ADMINISTRATION	2,870	110,340
FIREFIGHTING	(28,550)	1,036,040
FIREPREVENTION	5,750	65,332
TOTAL FIRE DEPARTMENT	(---19,930)	1,211,712
POLICE DEPARTMENT		
ADMINISTRATION	2,815	138,015
CRIME PREVENTION/INVESTIGATION	30,200	879,170
POLICE ACCREDITATION	-0-	8,850
CORRECTIONS	14,775	135,175
TOTAL POLICE DEPARTMENT	---47,790	1,161,210
CROSS GUARDS	-0-	8,550
TOTAL PUBLIC SAFETY	---28,406	2,616,828
PARKS AND GROUNDS	-0-	156,360
MISCELLANEOUS	-0-	800
ANIMAL SHELTER	3,575	43,895
STREET DEPARTMENT	33,470	579,690
MUNICIPAL GARAGE	(5,250)	91,600
SANITATION	(23,250)	646,350

GENERAL FUND BUDGET

EXPENDITURES:	APPROPRIATION INCREASE/ (DECREASE)	AMENDED BUDGET
CEMETERY	2,290	51,660
MISCELLANEOUS	-0-	1,680
TRANSFERS		
TRANSFER TO RECREATION	15,400	185,070
TRANSFER TO AIRPORT	-0-	109,448
TRANSFER TO MAIN STREET	(2,232)	15,015
TRANSFER TO CENTRAL PURCHASING	44,100	95,000
OTHER NON-OPERATING/ NON-RECURRING EXPENSES	-0-	5,716
TOTAL EXPENDITURES AND TRANSFERS	\$ ---126,484	\$5,645,444
ESTIMATED ENDING FUND BALANCE		\$ 507,791

WATER AND SEWER BUDGET

REVENUES:	ESTIMATED INCREASE/ (DECREASE)	AMENDED BUDGET
WS 400.010 WATER REVENUE	-0-	\$ 440,000
WS 410.010 RECONNECT FEES	(2,000)	7,000
WS 410.020 TAP IN FEES	(3,500)	6,500
WS 410.040 METER SETTING	-0-	1,500
WS 410.060 INTEREST ON INVESTMENTS	16,000	27,000
WS 410.120 TRANSFER FEES	-0-	3,900
MISCELLANEOUS REVENUES	1,100	2,100
WS 420.100 SEWER CHARGES	(64,000)	360,000
TOTAL INCREASE/(DECREASE) IN REVENUES	\$(---52,400)	\$ 848,000

EXPENDITURES:

APPROPRIATION
INCREASE/
(DECREASE)AMENDED 239
BUDGET

ADMINISTRATIVE	\$ 895	49,175
WATER UTILITY	6,185	333,960
SEWER UTILITY	8,840	147,520
PLANT OPERATION	(33,670)	52,875
GENERAL EXPENSES	-0-	12,900
CAPITAL EXPENDITURES	(8,384)	73,200
TRANSFER TO DEBT SERVICE	-0-	175,000

TOTAL INCREASE/(DECREASE) IN EXPENDITURES	\$(26,134)	\$ 844,630
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RECREATION DEPARTMENT BUDGET

REVENUES:

ESTIMATED
INCREASE/
(DECREASE)AMENDED
BUDGET

CLASS FEES	850	\$ 12,000
LEAGUE & TOURNAMENT FEES	(12,580)	8,870
MISCELLANEOUS RECEIPTS	(200)	2,500
TRANSFER FROM GENERAL FUND	15,400	185,070

TOTAL REVENUES & TRANSFERS	\$ 3,475	\$208,440
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EXPENDITURES:

APPROPRIATION
INCREASE/
(DECREASE)AMENDED
BUDGET

RECREATION EXPENDITURES	21,870	208,440
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MAIN STREET BUDGET

REVENUES:

ESTIMATED
INCREASE/
(DECREASE)AMENDED
BUDGET

SR13 401.00 CONTRIBUTIONS FROM CITY	(2,232)	\$ 15,015
SR13 402.00 STATE GRANT	(2,233)	15,014
TOTAL REVENUES	(4,465)	30,029

EXPENDITURES:

APPROPRIATION
INCREASE/
(DECREASE)AMENDED
BUDGET

MAIN STREET EXPENDITURES	(6,737)	\$ 30,029
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CENTRAL PURCHASING BUDGET

REVENUES:

ESTIMATED
INCREASE/
(DECREASE)AMENDED
BUDGET

BILLINGS TO DEPARTMENTS	(370,630)	\$ 4,370
CONTRIBUTIONS-GENERAL FUND	44,100	95,000
	(326,530)	\$ 99,370

EXPENDITURES:

APPROPRIATION
INCREASE/
(DECREASE)AMENDED
BUDGET

COST OF GOODS SOLD	(300,000)	-0-
OPERATING EXPENDITURES	2,700	\$ 83,855
TOTAL OPERATING EXPENDITURES	(297,300)	\$ 83,855

SALES TAX BUDGET

240

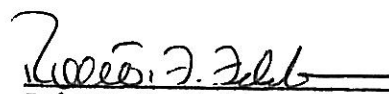
REVENUES:

	ESTIMATED INCREASE/ (DECREASE)	AMENDED BUDGET
SR04 400.010 SALES TAX I	50,000	\$2,380,000
SR04 400.020 SALES TAX II	50,000	2,380,000
SR04 401.00 INTEREST ON INVESTMENTS	82,000	82,000
TOTAL REVENUES	182,000	\$4,842,000

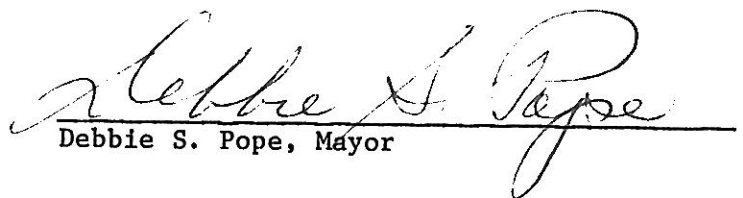
EXPENDITURES:

	APPROPRIATION INCREASE/ (DECREASE)	AMENDED BUDGET
SR04 600.010 TRANSFER TO GENERAL FUND ST I	50,000	\$2,211,200
SR04 600.020 TRANSFER TO DEBT SERVICE ST I	-0-	168,800
SR04 600.030 TRANSFER TO DEBT SERVICE ST II	34,990	1,155,590
SR04 600.040 TRANSFER TO GENERAL FUND ST II	(103,500)	1,105,200
SR04 600.050 TRANSFER TO SALES TAX SURPLUS	200,510	200,510
TOTAL TRANSFERS	182,000	\$4,842,000

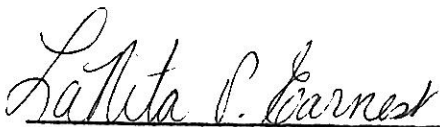
THIS ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA THIS 17TH DAY OF MAY, 1988.



Robert F. Felder, President of the Council



Debbie S. Pope, Mayor



LaNita V. Earnest, Clerk of the Council

PUBLISH: May 20, 1988

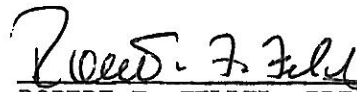
ORDINANCE NO. 2155, C.S.

"AN ORDINANCE AMENDING ORDINANCE NO. 2144 C.S. TO ADD COUNCILMAN DISTRICT NUMBER."

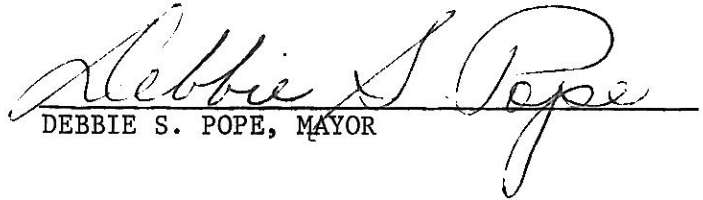
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF JUNE, 1988.

SECTION 3. SECTION 28, T6S, R7E, West of Interstate 55, should be added to Councilman District No. 4.


ADOPTED BY THE CITY COUNCIL OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF JUNE, 1988.



ROBERT F. FELDER, PRESIDENT OF THE COUNCIL



DEBBIE S. POPE, MAYOR



LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: JUNE 24, 1988

ORDINANCE NO. 2156, C.S.

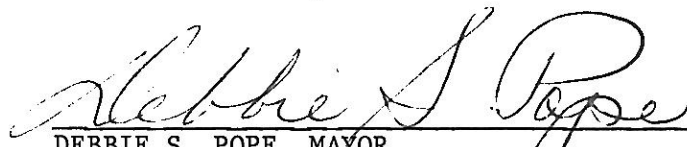
"AN ORDINANCE READJUSTING THE 1987 REASSESSMENTS FOR MILLAGE RATES TO CHANGE FROM 8.42 MILLS TO 8.91 MILLS."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE 21ST DAY OF JUNE, 1988.

SECTION 1. To consider setting the 1987 adjusted millage rates from 8.42 mills to 8.91 mills for the City of Hammond.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA ON THIS 21ST DAY OF JUNE, 1988.


ROBERT F. FELDER, PRESIDENT OF THE COUNCIL


DEBBIE S. POPE, MAYOR


LANITA V. EARNEST, CLERK OF THE COUNCIL

PUBLISH: JUNE 24, 1988

ORDINANCE NO. 2157, C. S.

"An ordinance adopting the budgets for the Fiscal Year 1988-89 for the City of Hammond."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMMOND, LOUISIANA AT ITS REGULAR SESSION HELD ON THE TWENTY-FIRST DAY OF JUNE, 1988.

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

	Ensuing Budget Year
PRIOR YEAR FUND BALANCE	\$513,974.00
REVENUES:	
TAXES AND FEES:	
Ad Valorem Taxes	\$479,500.00
Beer Tax Revenue	39,000.00
Tobacco Tax Revenue	0.00
Chain Store Tax Revenue	0.00
Occupational License Revenue	529,500.00
City Court Fines	144,000.00

Total Taxes and Fees	\$1,192,000.00
FRANCHISE REVENUE:	
La. Power & Light Franchise	\$185,000.00
Louisiana Gas Franchise	31,000.00
Parish Cablevision Franchise	38,500.00
Rangeley Advertising Agreement	650.00

Total Franchise Revenue	\$255,150.00
Misc. Revenue:	
Building Permits	\$25,000.00
Animal Shelter Fees	\$0.00
Maurin Motors Lease	1,350.00

Total	\$26,350.00

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

Ensuing
Budget Year

Interest Revenue:

Interest Rec'd on Investments	\$15,000.00
Interest on Delq. Prop Tax	3,000.00

Total Interest Revenue	\$18,000.00

OTHER SOURCES OF REVENUE:

Fire Insurance Rebate	\$0.00
Miscellaneous Revenues	5,000.00
Rent-Landfill House	1,200.00
Notice Fees on Property Tax	7,600.00
L.P. & L. Refund	15,500.00
Playschool Program Fees	12,732.00
Swimming Pool Fees	700.00
Garbage Fees	414,000.00
Charges For Use of Recreation	0.00
Center and Playgrounds	0.00
Commission On Concessions	0.00

Total Other Sources of Revenue	\$456,732.00

TRANSFER FROM OTHER FUNDS:

Transfer from Sales Tax #1	\$2,227,835.00
Transfer from Sales Tax #2	1,210,535.00
Transfer from Cemetery Fund	10,000.00
Transfer from Fed. Rev. Sharing	0.00
Transfer from Sales Tax #2 - (capital improvement fund)	72,600.00

TOTAL TRANSFERS	\$3,520,970.00

 TOTAL REVENUES AND TRANSFERS	 \$5,469,202.00

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

Ensuing
Budget Year

EXPENDITURES:

GENERAL GOVERNMENT:

LEGISLATIVE DIVISION:

CITY COUNCIL OFFICES:

Regular Pay	\$49,715.00
Overtime Pay	0.00
Fica	3,735.00
Municipal Employees Retirement	2,255.00
Employees Health Insurance	4,725.00
Workmen's Compensation	350.00
Travel and Expenses	2,100.00
Telephone	225.00
Office Supplies	500.00
Miscellaneous Expense	100.00
Auditing Services	153,300.00

Total City Council Offices	\$217,005.00

Total Legislative Division	\$217,005.00

EXECUTIVE DIVISION:

MAYOR'S OFFICE

Regular Pay	\$44,850.00
Overtime Pay	0.00
Fica	3,370.00
Municipal Employees Retirement	2,375.00
Employees Health Insurance	1,575.00
Workman's Compensation	140.00
Travel and Expenses	500.00
Telephone	950.00
Office Supplies	500.00
Miscellaneous Expense	100.00

Total Mayor's Office	\$54,360.00

Total Executive	\$54,360.00

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

Ensuing
Budget Year

FINANCIAL AND ADMINISTRATIVE OFFICES:

ACCOUNTING OFFICE:

Regular Pay	\$66,900.00
Overtime Pay	500.00
Fica	5,025.00
Municipal Employees Retirement	3,545.00
Employees Health Insurance	2,100.00
Workman's Compensation	280.00
Office Supplies	1,000.00
Telephone Expense	125.00
Education and Travel	0.00
Miscellaneous Expense	100.00

Total Accounting Office	\$79,575.00

TAX OFFICE:

Regular Pay	\$34,350.00
Overtime Pay	2,000.00
Fica	2,580.00
Municipal Employees Retirement	1,820.00
Employees Health Insurance	1,050.00
Workman's Compensation	210.00
Office Supplies	8,000.00
Telephone	500.00
Miscellaneous Expense	700.00
Tax Notice Expense	7,100.00
Education and Travel	800.00
Postage	4,430.00

Total Tax Office	\$63,540.00

LEGAL SERVICES:

Retainers	\$36,000.00
Other Legal Costs	75,000.00

Total Legal Services	\$111,000.00

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

Ensuing
Budget Year

OTHER GENERAL ADMINISTRATIVE:

City Court Pension	\$1,835.00
Legal Publications	4,000.00
Dues and Subscriptions	3,150.00
Maintenance Contracts	25,140.00
Consulting Fees	12,000.00
Coroner Fees	12,000.00
Auditing Services	0.00
Tangi Industrial Dev. Bd.	15,000.00
Christmas Expense	2,000.00
Parking Area Lease	27,000.00
Parking Lot Lease	600.00
Planning and Zoning	5,000.00
Election Expense	20,000.00
Miscellaneous Expenses	5,000.00
Telephone Expense(Leaseing Equip)	43,000.00
Central Computer Phone Serv.	0.00
General Office Supplies	4,500.00
Food Stamp Program	2,700.00

Total Other General Administrative	\$182,925.00
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TOTAL FINANCIAL AND ADMINSTRATIVE	\$437,040.00
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GOVERNMENT PROPERTY:

CITY HALL AND ANNEX:

Regular Pay	\$0.00
FICA	0.00
Utilities	0.00
Supplies	0.00
Workman's Compensation	0.00
Maintenance and Upkeep	0.00
Miscellaneous	0.00
Total City Hall and Annex	\$0.00

CITY OF HAMMOND
1988-1989
REVENUES AND EXPENDITURES
GENERAL FUND

Ensuing
Budget Year

LIBRARY:

Regular Pay	\$0.00
FICA	0.00
Workman's Compensation	0.00
Maintenance and Upkeep	0.00
Supplies	0.00
Miscellaneous	0.00

Total Library	\$0.00

SOCIAL SERVICE BUILDING:

Regular Pay	\$0.00
FICA	0.00
Workman's Compensation	0.00
Utilities	0.00
Maintenance and Upkeep	0.00
Supplies	0.00
Miscellaneous	0.00

Total Social Service Buildings	\$0.00

GOVERNMENT BUILDINGS:

Regular Pay	\$15,625.00
Overtime	0.00
FICA	1,175.00
Municipal Emp. Retirement	550.00
Workman's Compensation	700.00
Utilities - City Hall	30,000.00
Utilities - City Hall Annex	25,000.00
Maintenance and Upkeep- City Hall	2,000.00
Maintenance and Upkeep- City Hall Annex	2,000.00
Maintenance and Upkeep- City Library	2,500.00
Supplies-Janitorial	6,000.00
Miscellaneous	100.00
Gasoline Expense	350.00
Equipment-Maintenance	500.00

Total Government Buildings	\$86,500.00

TOTAL GOVERNMENT PROPERTY	\$86,500.00

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