

**OFFICIAL MINUTES OF THE CITY COUNCIL  
CITY OF THIBODAUX  
CITY HALL  
THIBODAUX, LOUISIANA  
SEPTEMBER 16, 2008**

The City Council of the City of Thibodaux assembled in regular session at its regular meeting place, City Hall, 310 West 2<sup>nd</sup> Street, Thibodaux, Louisiana, on Tuesday September 16, 2008 at 5:00 o'clock P.M.

There were present: Councilmen Hebert, Richard, Taylor, Centanni and Mire.

There were also present: Mayor Charles Caillouet and Germaine Jackson.

The minutes of the August 19, 2008 Council Meeting were approved as written.

The minutes of the August 30, 2008 Emergency Council Meeting were approved as written.

Due to Hurricane Gustave and the cancellation of the September 2, 2008 Council Meeting, the Council would like to request a Special Meeting to be held on September 30, 2008.

On motion of Councilman Taylor, seconded by Councilman Centanni, the Council adopted a motion to hold a Special Meeting of the City Council on Tuesday, September 30, 2008 at 5:00 P.M. Upon roll call the vote was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**

**NAYS: None**

**ABSTAINED: None**

**ABSENT: None**

The term of Mr. Clarence Savoie as a regular member of the Thibodaux Board of Adjustments has expired.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the City Council has appointing authority for this City Board.

In the past, we have rotated appointments by Council Members for the boards which they appoint. In keeping with this policy, Councilman Eddie Hebert would be next in the order of rotation for the appointment in this matter. Therefore, Councilman Hebert has agreed to nominate Mr. Savoie for re-appointment to the board for a five (5) year term.

On motion of Councilman Hebert, seconded by Councilman Richard, the Council voted to adopt a resolution approving the re-appointment of Mr. Clarence Savoie to the Thibodaux Board of Adjustments. Upon roll call the vote was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**

**NAYS: None**

**ABSTAINED: None**

**ABSENT: None**

***RESOLUTION NO. 1384***

***BE IT RESOLVED*** by the City Council of the City of Thibodaux in regular session assembled, that:

**WHEREAS**, the Thibodaux Board of Adjustments is comprised of five regular members and two alternate members; and

**WHEREAS**, due to the expiration of the term of Mr. Clarence Savoie as a regular board member, it is necessary for the City Council to appoint an individual to fill the vacancy created; and

**WHEREAS**, in accordance with the rotation method of nomination employed by the City Council, Councilman Eddie Hebert has nominated Mr. Clarence Savoie for re-appointment to the Board.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Thibodaux that in accordance with the provisions of Article IX of the Thibodaux Zoning Ordinance, Clarence Savoie is hereby appointed as a regular member to the Thibodaux Board of Adjustment.

**BE IT FURTHER RESOLVED** that the term of Mr. Clarence Savoie will expire September 2, 2013.

The above resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

And the above resolution was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

Councilman Eddie Hebert discussed a request he received from the Principal of the MAX Charter School concerning the possibility of establishing a bus stop for the Good Earth Transit System at the intersection of Audubon Avenue and Ardoyne Drive near the school at the Council Meeting held on August 5, 2008. Mr. Jake Giardina also addressed the Council at that meeting concerning the possibility of a bus stop in the area due to the fact that 1<sup>st</sup> through 8<sup>th</sup> grade dyslexia students that attend the MAX School utilize the public transit system to attend school.

The City entered into an intergovernmental agreement with Terrebonne Parish Consolidated Government in order to authorize the Good Earth Transit System to make stops at Thibodaux Regional Medical Center and Nicholls State University. In accordance with the provisions of the agreement, the City may request changes in the route in writing to Terrebonne Parish.

On motion of Councilman Taylor, seconded by Councilman Hebert, the Council voted to adopt a resolution authorizing a Good Earth Transit Bus Stop at the intersection of Audubon Avenue and Ardoyne Drive near the MAX Charter School. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

**RESOLUTION NO. 1385**

**BE IT RESOLVED** by the City Council of the City of Thibodaux in regular session assembled, that:

**WHEREAS**, the City of Thibodaux entered into an agreement with Terrebonne Parish Consolidated Government for the operation of the Good Earth Transit system within the city limits of Thibodaux; and

**WHEREAS**, the public transit system currently has approved stops at Thibodaux Regional Medical Center and at Gouax Hall on the Nicholls State University campus; and

**WHEREAS**, the City has received a request from the Principal and Board of Directors of the MAX Charter School located on Audubon Avenue for a scheduled stop of the Good Earth Transit at the intersection of Audubon Avenue and Ardoyne Drive for the safety of the students that utilize the public transit to attend the MAX Charter School; and

**WHEREAS**, in accordance with the Intergovernmental Agreement with Terrebonne Parish Consolidated Government the Good Earth Transit system will place bus stops along the Thibodaux route upon written request of the City of Thibodaux.

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Thibodaux does hereby request that the Good Earth Transit system, as operated by the Terrebonne Parish Consolidated Government, establish a bus stop at the intersection of Audubon Avenue and Ardoyne Drive on the Nicholls State University campus.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Terrebonne Parish Consolidated Government, PO Box 2768, Houma, LA 70361 for consideration of this request.

The above resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

And the above resolution was declared adopted, this 16<sup>th</sup> day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The Grants Director has informed the Council Administrator that the Mayor wishes to file an application with the Louisiana Office of Community Development through the 2008-2009 Local Government Assistance Program.

The purpose of the grant application is to acquire funding to purchase surveillance cameras to help deter and reduce crime within the City.

The City of Thibodaux is eligible to apply for up to \$50,000 in grant assistance, with the City providing matching funds not to exceed twenty-five (25%) percent of the total project cost.

On motion of Councilman Centanni, seconded by Councilman Richard, the Council voted to adopt a resolution authorizing the Mayor to submit an application to the Louisiana Office of Community Development for a grant to purchase surveillance cameras for the Thibodaux Police Department. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None

**ABSTAINED: None**  
**ABSENT: None**

***RESOLUTION NO. 1386***

***BE IT RESOLVED*** by the City Council of the City of Thibodaux in regular session assembled, that:

***WHEREAS***, the Mayor of Thibodaux wishes to file an application with the Louisiana Office of Community Development through the 2008-2009 Local Government Assistance Program; and

***WHEREAS***, the grant would be used to purchase surveillance cameras to help law enforcement deter and reduce crime throughout the City; and

***WHEREAS***, the City of Thibodaux is eligible to apply for up to \$50,000 in grant assistance; and

***WHEREAS***, the City of Thibodaux will provide matching funds not to exceed twenty-five (25%) percent of the total project cost.

***NOW, THEREFORE BE IT RESOLVED*** that the City Council of the City of Thibodaux does hereby support the Mayor's application for a Local Government Assistance Grant and does hereby request that the Louisiana Office of Community Development approve the said application for funding of these law enforcement improvements as stated hereinabove.

The above resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**  
**NAYS: None**  
**ABSTAINED: None**  
**ABSENT: None**

And the above resolution was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

In accordance with the provisions of the Historic District Ordinance, whenever a resignation occurs or a term expires on the Historic District Commission, the appointing authority must make an appointment to fill the vacancy on the board.

Due to the expiration of the term of a member, it is necessary for the Mayor to make an appointment or re-appointment to fill the vacancy on the board.

The Mayor has notified the Council Administrator that he wishes to re-appoint Joyce Benoit to the Thibodaux Historic District Commission.

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt a resolution confirming the Mayor's re-appointment of Ms. Joyce Benoit to the Thibodaux Historic District Commission. Upon roll call the vote was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**  
**NAYS: None**  
**ABSTAINED: None**  
**ABSENT: None**

**RESOLUTION NO. 1387**

**BE IT RESOLVED** by the City Council of the City of Thibodaux in regular session assembled, that:

**WHEREAS**, the Thibodaux Historic District Commission is comprised of five regular board members; and

**WHEREAS**, due to the fact that the term of Ms. Joyce Benoit expires on September 21, 2008, it is necessary for the Mayor to appoint a member to the commission; and

**WHEREAS**, in accordance with the provisions of the Historic District Ordinance the City Council must confirm these appointments.

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Thibodaux does hereby confirm and approve the appointment as follows:

<u>APPOINTEE</u>	<u>TERM EXPIRES</u>
Ms. Joyce Benoit	September 21, 2012

The above resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

And the above resolution was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The Mayor has notified the Council Administrator that he has received a request from the Krewe of Chronos for the City to allow them to move their parade from Tuesday, February 24, 2009 to Sunday, February 22, 2009. In accordance with Section 4-41 of the Thibodaux City Code of Ordinances the Krewe of Chronos is permitted to parade on Mardi Gras Day. At this time, the Krewe is requesting a change in parade date for the 2009 Mardi Gras parade schedule. Any permanent schedule change would be discussed at a later date after the 2009 season.

The Mayor and Councilmen discussed issues involving the change in the parade schedule. The reasoning behind the change involves a larger attendance on the Sunday parade, ease in getting extra police protection and allowing for a rain out day. The details would have to be worked out before any final decisions are made.

Justin Tenney, with the Krewe of Chronos, of 129 Autumn Ridge Drive and Dennis Rodrigue with the Krewe of Cleophas, 2409 Elizabeth Street also addressed the Council. Both Krewes' are in agreement that to allow both parades to roll on the Sunday would be a profitable impact for the City. They feel that it would increase Krewe attendance as well as crowd attendance.

Although everyone seems to be agreement, the Mayor will wait to make a final decision at the next Council Meeting on Tuesday, September 30, 2008 in order to receive further input from the public.

At its meeting of August 13, 2008, the Planning and Zoning Commission approved the submission of a recommendation to re-zone property located on the south side of LA Hwy 308 owned by Duplantis Properties.

In accordance with the provisions of the Thibodaux Zoning Ordinance, the proposed re-zoning must be accomplished by the adoption of an appropriate ordinance. Therefore, the Council Administrator has prepared an ordinance which, if adopted, would concur with the recommendation of the Planning and Zoning Commission. The proposed ordinance changes the zoning of the property from an R-2 to an R-3.

David Duplantis, of 192 Acadia Woods Drive, addressed the Council and explained his reasoning in wanting the change from an R-2 to an R-3 District.

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt an ordinance to amend Article I, Section 101 of the Official Zoning Map to change the classification for a tract of property from an R-2 District to an R-3 District. Upon roll call the vote was as follows:

YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire  
NAYS: None  
ABSTAINED: None  
ABSENT: None

*ORDINANCE NO. 2419*

*AN ORDINANCE TO AMEND ARTICLE I, SECTION 101 OF THE OFFICIAL ZONING MAP, TO CHANGE THE ZONING CLASSIFICATION FOR A TRACT OF PROPERTY FROM AN R-2 DISTRICT TO AN R-3 DISTRICT*

*BE IT ORDAINED* by the City Council of the City of Thibodaux in regular session assembled, that:

*WHEREAS*, in accordance with the provisions of Article I of the Thibodaux Zoning Ordinance, a tract of property on the south side of Louisiana Hwy 308 is currently zoned R-2; and

*WHEREAS*, due to proposed changes in the Thibodaux Zoning District Regulations the properties current R-2 designation would significantly devalue the property under the new regulations upon adoption; and

*WHEREAS*, the re-zoning of the property to an R-3 district would maintain the value of the property and also correspond with the zoning of the adjacent vacant property owned by Duplantis Properties to the west which is currently zoned R-3; and

*WHEREAS*, a request for the said zoning change of the property was duly referred to the Thibodaux Planning and Zoning Commission, which, after all legal requirements, including public hearings, has recommended favorable consideration of the requests.

*NOW, THEREFORE BE IT ORDAINED* by the City Council of the City of Thibodaux that the aforesaid tract of property located on the south side of Louisiana Hwy 308 is hereby officially changed from the zoning classification of R-2 to that of R-3.

*BE IT FURTHER ORDAINED* that the Official Zoning Map of the City of Thibodaux is hereby amended so as to reflect the changes in zoning designations as set forth herein.

*BE IT FURTHER ORDAINED* that a plat illustrating the area to be re-zoned to R-3

is attached hereto as Exhibit "A" and thereby made a part hereof.

The above ordinance having been submitted to a vote, the vote thereon was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSENT:** None  
**ABSTAINED:** None

And the above ordinance was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant

Jennifer Morvant, Council Adm.

/s/ Chad J. Mire

Chad J. Mire, President

The Zoning Administrator has informed the Council Administrator that the Planning and Zoning Commission has recommended that the City Council consider the introduction of an ordinance to approve the final plat for the re-division of a portion of Audubon/South Acadia Park Subdivision into Tract A with the remaining portion undeveloped. The property is located on the east side of Audubon Avenue southeast of the intersection of the Audubon Avenue and South Acadia Road.

Heather Klingman, of 314 East Bayou Road, addressed the Council and gave a brief description explaining the re-division.

On motion of Councilman Centanni, seconded by Councilman Richard, the Council voted to adopt an ordinance approving the re-division of property located in Audubon/South Acadia Park Subdivision. Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

***ORDINANCE NO. 2420***

***AN ORDINANCE APPROVING THE RE-DIVISION  
OF PROPERTY LOCATED IN AUDUBON/SOUTH  
ACADIA PARK SUBDIVISION***

***BE IT ORDAINED*** by the City Council of the City of Thibodaux in regular session assembled, that:

***WHEREAS***, the Planning and Zoning Commission of the City of Thibodaux has reviewed a request concerning the re-division of property located in Audubon/South Acadia Park Subdivision on the east side of Audubon Avenue southeast of the intersection of Audubon Avenue and South Acadia Road; and

***WHEREAS***, the proposed request involves the re-division of the property creating Tract A and the remaining portion which is undeveloped; and

***WHEREAS***, the said commission has approved the aforesaid request and is recommending that the City Council concur with their recommendation; and

***WHEREAS***, in accordance with the provisions of Section 18-53 of the Thibodaux Subdivision Regulations, this re-division should be accepted by the adoption of an appropriate ordinance

***NOW, THEREFORE BE IT ORDAINED*** by the City Council of the City of Thibodaux in regular session assembled, that the re-subdivision of property located in Audubon/South Acadia Park Subdivision as recommended by the Planning and Zoning Commission is hereby accepted and approved as requested.

**BE IT FURTHER ORDAINED** that a copy of the plat illustrating the said re-subdivision is attached hereto and thereby made a part hereof.

The above ordinance having been submitted to a vote the vote thereon was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

And the above ordinance was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The Public Works Director has informed the Council Administrator that the administration would like the City Council to consider an ordinance which will amend Chapter 15 of the Thibodaux City Code of Ordinances so as to adopt the Louisiana State Plumbing Code 2000 Edition and the International Fuel Gas Code 2006 Edition. This ordinance would amend and re-enact Chapter 15 in its entirety.

The Mayor explained that before coming to the Council, a meeting was held with the plumbers in the area and there were no objections to the change.

On motion of Councilman Richard, seconded by Councilman Hebert, the Council voted to adopt an ordinance to amend and re-enact Chapter 15 of the Thibodaux City Code of Ordinances (Plumbing and Fuel Gas). Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire  
**NAYS:** None  
**ABSTAINED:** None  
**ABSENT:** None

**ORDINANCE NO. 2421**

**AN ORDINANCE TO AMEND AND RE-ENACT  
CHAPTER 15 OF THE THIBODAUX CITY CODE  
OF ORDINANCES (PLUMBING AND FUEL GAS)**

**BE IT ORDAINED** by the City Council of the City of Thibodaux in regular session assembled, that Chapter 15 of the Thibodaux City Code of Ordinances is hereby amended and re-enacted so as to read as follows:

**CHAPTER 15 PLUMBING AND FUEL GAS\*  
ARTICLE I. PLUMBING CODE\*  
DIVISION 1. ADMINISTRATION**

**Sec. 15-1. General**

**Sec. 15-1.1 Adoption of Plumbing and Fuel Gas code.**

For the purpose of regulating plumbing and fuel gas installations and repairs within the city, there is hereby adopted by the city that certain plumbing code known as the Louisiana State Plumbing Code 2000 Edition and the International Fuel Gas Code 2006 Edition except insofar as the same conflicts with this Code or any ordinance of this city, and except such provisions which are deleted, modified or amended herein.

**Sec. 15-1.2. Plumbing and Fuel Gas inspector, assistant inspector.**

There is hereby created the position of plumbing and fuel gas inspector of the city, with qualifications, duties, and authority as follows:

- (a) **Qualifications.** The plumbing and fuel gas inspector and any assistant plumbing and fuel gas inspector shall be ICC Certified on the Louisiana State Plumbing Code 2000 Edition and the International Fuel Gas Code 2006 Edition. He shall have the executive ability required for the performance of his duties, thorough knowledge of standard methods and materials used in the practice of the trade, shall be well informed on the requirements of this code and statutes of the State of Louisiana, ordinances of the city, and other agencies which are concerned with the protection of the public welfare and safety. He shall be a civil service employee of the city and work under the supervision of the Public Works Director or his designee.
- (b) **Duties generally.** It shall be the duty of the plumbing and fuel gas inspector to see that the provisions of this division are enforced. He shall maintain public office hours, receive applications for permits, review plans and specifications and work to be performed, grant permits to qualified persons, inspect all plumbing and fuel gas work as required by this division, keep adequate records of all permits, inspections, re-inspections, defects found and corrections ordered, notices issued and work performed, and maintain an official register of persons, firms or corporations qualified in accordance with the provisions of this division and lawfully licensed to engage in the business of plumbing and fuel gas work in the city.

**Sec. 15-1.3. Authority to install plumbing.**

- (a) **Permits:** No person shall construct, install, extend, reconstruct, alter, or improve any plumbing system or do any plumbing without first obtaining a permit to do such work from the inspection department.
- (b) **Licensed master plumber:** No person shall construct, install, extend, reconstruct, alter, repair or improve any plumbing system, or do any work in connection with plumbing or plumbing system under the control of the inspection department unless he qualifies as a master plumber and is licensed, bonded and pays the fees as prescribed in this article.
- (c) **Licensed journeyman plumber:** A person having successfully met the requirements of the Louisiana State Board of Examiners of Journeyman Plumbers, and having in his possession a current license issued by said board, shall be permitted, under supervision of a licensed master plumber, to construct, reconstruct, install, alter or repair any plumbing system or to do any plumbing work covered by this article. An apprentice (helper) plumber registered with the joint apprenticeship committee and engaged in learning the plumbing trade, may participate in such work, provided that he shall at all times when doing such work, be under the direct supervision of a licensed master plumber or licensed journeyman plumber, who is physically present at the site of the work.
- (d) Henceforth, there shall be no separate license for master gas fitters and journeyman gas fitters. Such licenses in effect on the date this article is adopted shall continue in effect and may be renewed as heretofore provided for at the option of the licensee.\*
- (e) **Production of licenses:** The inspector may at any time require a person doing plumbing work as a journeyman or apprentice plumber to produce his current Louisiana State Journeyman Plumber's License.
- (f) **Property owner's responsibility:** No property owner shall cause or permit any installation, connection, addition or alteration to be made to any drain, soil waste pipe, or any pipe connected thereto, unless a permit therefore shall have been issued by the department; nor shall any property owner suffer or permit

any violation of these rules to continue after having been notified thereof in writing by the department.

The term "property owner" as used in this section shall also include any person who legally represents the owner, or any person who receives the rent for such premises in whole or part.

- (g) *Duties of the plumbing division:* The plumbing division shall, and is authorized and directed, to enforce the provisions of this article and of the rules promulgated by the City Council, and prosecute all persons charged with violating them. To this end, its officers, members, agents, employees, inspectors and appointees, upon presentation of proper credentials, may enter any premises or places covered by this article for the purpose of inspection for violations thereof, or to ascertain whether there has been compliance with the article.
- (h) *Advertising:* It shall be unlawful for any person, firm or corporation not in legal possession of a valid master plumber's license to submit a bid or proposal to do plumbing work (except by subcontract to a person, firm or corporation so licensed) to engage in, carry on, or represent himself, itself, or themselves as engaged in or carrying on the business of plumbing or to use the words "master plumber", "plumbing," or "plumber," in any advertising or to display or expose a sign having similar import for the purpose of implying the advertiser to be so engaged.
- (i) *Plumbing installation or maintenance by home owner:* A permit maybe issued to any person owning his own home and living therein, for plumbing work to be done or installed in the said home; provided, that the home consists of a single dwelling; that the owner shall personally purchase all materials and shall personally perform all labor in connection with said work or installation; that he complies with all the rules and regulations contained in the plumbing code; that he obtains and pays for a permit to do said work, and pays other required fees; and that he first demonstrates to the satisfaction of the plumbing inspector that he understands the particular work that he proposes to execute.

**Sec. 15-1.4. Licensing and bonding.**

- (a) *License fees:* The following license fees are hereby levied and shall be paid to the City of Thibodaux for each calendar year or part thereof to wit:

Master plumber's license	\$180.00
Master plumber's renewal	\$100.00
Inactive license fee	\$ 30.00

- (b) *Renewal or revival of licenses:* Licenses issued during any calendar year shall expire, unless sooner revoked, on December 31, of that year. Application and fee for renewal for the succeeding year shall be submitted to the City of Thibodaux by the master plumber prior to March 1 of that year. Should a licensed master plumber fail to renew his license prior to March 1, a penalty of five dollars (\$5.00) a month or part thereof, from January 1 shall be added to the renewal fee until June 30, of that year? Failure to renew a master plumber's license before July 1, of the first year after expiration, shall require application and payment of the revival fee of fifty dollars (\$50.00). Failure to renew license during the first year after expiration, shall require reapplication as for new applicant. A person who has been otherwise qualified for a master plumber's license and is engaged in an active plumbing business, on full time basis, but who does not desire to use his license in such business, may take out an inactive master plumber's license, provided he does so each year.

- (c) *Master plumber's deposit, license and bond:* No master plumber shall be permitted to solicit or to cause to start any plumbing work until they have fulfilled the requirements of section 15-1.3 (a) and until they have complied with this section. Be it further ordained, etc., that a license to engage in the business of plumbing as a Master Plumber in the City of Thibodaux shall be granted by the finance department of said city only after the applicant has:
- (1) Exhibited certificate from the state plumbing board showing that he has qualified as a master plumber.
  - (2) Executed in favor of and acceptable to the City of Thibodaux a satisfactory and solvent bond in the amount of five thousand dollars (5,000.00) to indemnify and save harmless the City of Thibodaux from all damage or injuries resulting from any work done, or any neglect or omission incident thereto by the principal or his employee or from any improper materials used therein; that the work will be faithfully performed and that the principal will comply with all ordinances and regulations of the City of Thibodaux, concerning plumbing in the City of Thibodaux, and will restore to like condition to that found, any street, sidewalk, or other property disturbed by him or his agents. This bond will remain in effect for one year after the last work executed under same.
- (d) *Suspension of license:* The plumbing inspector may suspend or revoke any license issued to any person, firm or corporation engaged in plumbing work in the City of Thibodaux, for any one or combination of the following causes:
- (1) The obtaining of or attempting to obtain, any license by fraudulent conduct or misrepresentation.
  - (2) Allowing any plumbing work to be done by any unlicensed or unqualified person over which the licensee has supervision.
  - (3) The transferring of or attempting to transfer any license or permit.
  - (4) Any violation of the rules and regulations promulgated by the board.
  - (5) Any violation of the provisions of this code.

The inspector may neither suspend nor revoke any license for cause unless the person, firm or corporation accused has been given at least ten (10) days notice in writing of the charge against him and has been accorded a hearing by the Public Works Director. The notice may be sent by registered mail to the address on file in the office of the inspection department.

Nonappearance without just cause shall constitute sufficient reason for suspension or revocation of any or all licenses or permits issued by the inspection department.

Failure to comply with any of the following requirements, as well as others set forth in this code, may result in the suspension or revocation of a master plumber's license.

- (1) Every master plumber must have and maintain an established place of business within telephone coverage with facilities for receiving complaints, calls and notices during normal business hours, from the department of the public plumbing inspector or persons for whom he has performed plumbing work.
- (2) Every master plumber shall display a sign, plainly visible from the street; at each place where his firm is doing plumbing work governed

by the code. The sign shall give master plumber's firm name, address, and telephone number, and shall include in letters, at least two (2) inches high and legible, the words "Licensed Master Plumber" or "Licensed Plumbing Contractor," except as may be specifically permitted in special cases by the plumbing inspector.

- (3) A master plumber is authorized to perform plumbing work under his license for only one firm, partnership or corporation, and must devote his full time to employment for said firm, and is an officer thereof, and must furnish satisfactory documentary proof of compliance with these requirements. No person, firm or corporation, engaged in the plumbing business shall allow his or its name to be used by any other person, directly or indirectly, either to obtain a permit or permits, submit notices, make returns, or to do any work under his or its license, under penalty of having said license revoked. Should such licensed master plumber cease to actively represent the firm, partnership or corporation in its dealing with the plumbing department of public works, then license of such firm, partnership or corporation shall be discontinued.

#### Sec. 15-1.5. Licensed maintenance plumber.

*Scope:* In hotels, office buildings, factories, hospitals, universities or similar buildings,

The maintenance of existing plumbing systems may be performed or under the supervision of a licensed maintenance plumber in the employment of the person, firm or corporation responsible for such maintenance, who shall not be required to meet the requirements of section 15-1.4 (c). His work or that performed under his supervision, however, shall be limited to maintaining, repairing and/or replacing existing plumbing fixtures or pipes and shall not include the alteration, enlargement or addition of any part of the plumbing system. A licensed maintenance plumber shall be permitted to perform only such plumbing maintenance work in or on the premises of his employer as specifically authorized by his license.

#### Sec. 15-1.6 Plumbing plans; applications and approval.

- (a) *Application:* Application for a plumbing permit shall be filed with the plumbing inspector, by the licensed master plumber or his authorized representative and the permit received before beginning the construction, reconstruction, alteration or repairs (except as hereafter provided) of any portion of the plumbing system of any building, suitable plans and specifications of all work proposed to be done, showing clearly the size of pipe, kind of fittings, location of cleanouts, all measurements of stacks, vents and the location of fixtures within the building shall be filed with the plumbing inspector by the licensed master plumber proposing to do such work.

The application and filing of plans shall be on forms furnished by the plumbing department, signed by the owner or his representative and the licensed master plumber. The filing of plans shall not be required for the repairing of leaks, unstopping of pipes or replacing broken traps, pipes or fixtures.

- (b) *Authority to change plans:* No change or modification of approved plans will be permitted unless such change or modification is submitted to and approved by the plumbing inspector as with original work. No violation of this code will be permitted, unless authorized in writing by the plumbing official

#### Sec. 15-1.7. Violations.

- (a) *Notices:* Whenever the plumbing inspector finds that any construction, alteration or repair of any portion of the plumbing work of any building or

structure is being erected, constructed or altered in violation of the provisions or requirements of this article, or in violation of any plans and specifications submitted and approved hereunder, or of a permit or license issued hereunder, then the plumbing inspector shall serve written notice or order upon the person responsible therefore directing discontinuance of such illegal action and the remedying of the condition that is in violation of the provisions or requirements of this article.

Whenever the plumbing inspector finds that by reason of defective or illegal work in violation of the provisions or requirements of this article the continuance of any plumbing work is contrary to public welfare, the plumbing inspector shall order in writing, all further work to be stopped and may require suspension of all work until the condition in violation has been corrected.

The inspector always reserves the right to compel the master plumber to rectify any infraction of the rules, even though the work has passed inspection and final inspection.

- (b) *Penalty:* Any person who fails to comply with a written order or notice directing discontinuance or stoppage of work of the remedying of conditions in violation of the provisions or requirements of this article shall be punished by a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00), or by imprisonment for not more than sixty (60) days, or by both such fine and imprisonment, and each day on which a violation occurs or continues after service of any such written notice shall constitute a separate offense.

The imposition of penalties herein prescribed shall not preclude the institution of an appropriate action or proceeding to prevent an unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use or to restrain, correct, and abate a violation or to prevent the occupancy of a building structure of premises or to prevent an illegal act, conduct, business or use in or about any premises.

## **DIVISION 2. INSPECTION, TESTS AND MAINTENANCE**

### **Sec. 15-1.8. Plumbing plans and permits.**

All plans and specifications required to be submitted shall be examined for acceptability under the provisions of this code. (See section 15-1.6) Application for plumbing permit shall be filed with the plumbing inspector by the licensed master plumber or his authorized representative before the beginning of any construction, reconstruction, alteration or repair, except as hereinafter provided of any portion of the plumbing system of any building. Such application shall state clearly the location and kind of work, and bear signature of the licensed master plumber or his authorized representative. No application shall be required for the repairing of leaks, unstopping of pipes, or replacing broken traps, pipes or fixtures.

#### **Sec. 15-1.8.1. Alternate Materials and Methods of Construction**

The provisions of this Code are not intended to prevent the use of any material or method of construction not specifically prescribed by this Code, provided any such alternate has been approved by the Plumbing Inspector. The Plumbing Inspector shall approve any such alternate; provided he finds that the alternate for the purpose intended is at least the equivalent of that prescribed in this Code in quality, strength, effectiveness, durability and safety. The Plumbing Inspector shall require that sufficient evidence or proof be submitted to substantiate any claim made regarding its use.

**Sec. 15-1.9. Inspections.**

- (a) ***New work:*** All new plumbing work, and such portions of existing systems as may be affected by new work, or any changes, shall be inspected to ensure compliance with all the requirements of this code and to assure that the installation and construction of the plumbing system is in accordance with the approved plans.
- (b) ***Notification:*** It shall be the responsibility of the licensed master plumber to give notice to the office of the plumbing inspector when plumbing work is ready for test or inspection. Inspection will, when practical, be made within one day after notice is received and payment of proper fees. Inspections not made when scheduled shall be made as soon thereafter as possible and before any other regularly scheduled inspection. When inspections are not made through fault of the licensed master plumber, such special inspections shall be made at the convenience of the plumbing inspector, on request of the licensed plumber, and special inspection may be requested by the licensed plumber, and shall be performed on payment of proper fees. (See section 15-1.13).
- (c) ***Responsibility:*** It shall be the duty of the licensed master plumber to make sure that the work will stand the test requested before giving notification that the work is ready for inspection.
- (d) ***Re-inspection:*** After the second inspection (3<sup>rd</sup> inspection) and all subsequent inspections necessitated by faulty, incorrectly, or defectively installed plumbing work, previously noted, a re-inspection fee of fifty dollars (\$50.00) shall be assessed to and paid by the person authorized by the permit to do the work. Failure of the licensee to pay such a fee, upon due notice, shall be sufficient cause for the inspector to consider license revocation. In addition the plumbing inspector is authorized and directed to withhold all subsequent plumbing permits and inspections until such payment is made.
- (e) ***Requirements:*** No plumbing system or part thereof shall be covered until it has been inspected, tested and accepted as prescribed in this article.
- (f) ***Uncovering:*** If any plumbing system or part thereof which is installed, altered, or repaired, is covered before being inspected, tested and approved, as prescribed in this article, it shall be uncovered for inspection after notice to uncover the work has been issued to the responsible party by the plumbing inspector.
- (g) ***Violations:*** Notices of violations shall be left at the job site when the inspection is made, as provided in section 15-1.9(h).
- (h) ***Inspection receipt:*** The plumbing inspector shall give the licensed master or licensed maintenance plumber an inspection receipt upon request. The plumbing inspector shall either approve or disapprove the work inspected and shall so indicate on the inspection tag; and, if disapproved, shall indicate the specific reasons thereof.

**Sec. 15-1.10. Certificate of approval.**

After the satisfactory completion and final inspection of the plumbing system, a certificate of approval shall be filed in the office of the plumbing inspector.

**Sec. 15-1.11. Lawn or roof sprinkler systems connected or to be connected to public water supply.**

Plans and specifications for lawn or roof sprinkler systems and an application for inspection shall be filed with the plumbing inspector by the licensed master plumber proposing to do such work. Inspection of such systems shall include the vacuum breaker, positive valve, elevation and number of sprinkler heads, material, and source of water supply to insure that no cross connection exists. A certificate of approval shall be issued by the plumbing inspector upon completion of a satisfactory inspection that such system is installed in accordance with the provision of this chapter.

**Sec. 15-1.12. Defective plumbing.**

Where there are valid reasons to believe that the plumbing system of any building is defective, it shall be subject to test or inspection; and the owner shall be required to have such defects corrected as required in writing by the plumbing inspector.

The owner shall be notified by registered or certified mail listing the defects to be corrected and ordering the corrections to be made by a specified time.

In the event the owner refuses or neglects to make the proper corrections within the time specified the plumbing inspector shall have the authority to order the immediate discontinuance of all utilities to said property.

**Sec. 15-1.13. Inspection fees.**

An inspection fee shall be paid prior to issuing any permit. The schedule of inspection fees shall be as follows:

**(1) *Water:***

**Water Service \$8.00**

**For each plumbing fixture, floor drain, trap (including water & drainage piping) \$6.00**

**Additional water piping installed subsequent to original plumbing; i.e. Water supply to lawn sprinkler, \$8.00**

**Lawn or roof sprinkler systems, \$8.00**

**Inspection of plumbing for cross-connection of water pipes when connecting from other sources of water to municipal water system, \$8.00**

***Re-inspection:* After the second inspection (3<sup>rd</sup> inspection) and all subsequent inspections necessitated by faulty, incorrectly, or defectively installed plumbing work, previously noted, a re-inspection fee of fifty dollars (\$50.00) shall be assessed to and paid by the person authorized by the permit to do the work.**

**2) *Sanitary sewer:***

**First sewer extension on premises by plumber, \$32.00**

**For each house sewer having to be replaced or repaired,-\$32.00**

**Additional sewer extension by plumber on premises, each \$32.00**

**Connection to-an approve sewer treatment plant, \$32.00**

***Re-inspection:* After the second inspection (3<sup>rd</sup> inspection) and all subsequent inspections necessitated by faulty, incorrectly, or defectively installed plumbing work, previously noted, a re-inspection fee of fifty dollars (\$50.00)**

shall be assessed to and paid by the person authorized by the permit to do the work.

**Rough-in inspection, \$32.00**

**Additional rough-in inspections on same job, \$9.00**

**(3) *Miscellaneous fees:***

**Sewer extensions by plumber in building, \$12.00**

**For each water heater and vent, \$6.00**

**For each gas meter loop and gas piping system pressure test \$24.00**

**For each gas outlet \$6.00**

**For installation, alteration or repair of water piping and/or water treating equipment,-\$8.00**

**For repair or alteration of drainage or vent piping, \$32.00**

**For vacuum breakers, backflow preventive devices installed subsequent to the installation of the piping of equipment served each, \$8.00**

**One gas appliance, when installed separately, \$6.00**

**For the inspection of any plumbing or gas devices, appliances or equipment, which no-fee is herein prescribed, there shall be an hourly charge of \$25.00 per hour or any part of an hour.**

**Sewer Service, \$48.00**

**(4) *Failure to obtain a permit.* If any person commences any work on a plumbing installation before obtaining the necessary permits from the City, he shall be subject to a double fee penalty.**

**DIVISION 3. GENERAL REGULATIONS**

**Sec. 15-1.14. Repairs and alterations.**

**(a) *Existing buildings:* In existing buildings or premises in which plumbing installations are to be altered, or renovated, necessary deviations from the provisions of this code may be permitted, provided such deviations conform to the intent of the code and are approved in writing by the plumbing Inspector.**

**(b) *Health or safety:* Wherever compliance with all the provisions of the code fails to eliminate or alleviate health or safety hazards, the owner or his agent shall be ordered by the plumbing inspector to install such additional plumbing equipment or make such alterations as may be necessary to abate such condition.**

**Sec. 15-1.15. Sewer and water pipes.**

**(a) Every building shall be separately and independently connected with the public sewer and water mains where available except that common buildings sewers and/or water supply pipes may be used, where two (2) or more buildings are located on the same lot.**

**(b) Where a common building sewer and/or water supply pipe is used, each building shall have a separate system, and:**

- (1) The common building sewer shall be not less than six (6) inches in diameter from the connection of the separate systems to the public sewer.
- (2) The water supply pipe shall be laid underground and so arranged that each building can be separately controlled with a stop and waste cock without interfering with any other building.

**Sec. 15-1.16. Toilet facilities for workmen.**

Suitable approved toilet facilities shall be provided and maintained in a sanitary condition for the use of workmen during construction.

**Sec. 15-1.17. Individual sewage disposal systems.**

- (a) *Installation:* When a public or community sewer is not available for use, sewerage piping from building shall be connected to an individual sewage disposal system, as approved by the Louisiana Department of Health and Hospitals.
- (b) *Use discontinued:* It shall be the responsibility of the person owning a septic tank, cesspool, vault or earth closet, the use of which is discontinued, to have such individual sewerage disposal facility emptied, thoroughly cleaned, and filled with well compacted earth or other suitable fill. The plumbing inspector shall notify the owner or master plumber of this responsibility at the time application is made for connection to the public sewer.

**DIVISION 4. SEWERAGE SYSTEM**

**Sec. 15-1.18. General.**

The discharge from all plumbing fixtures in any building located within the jurisdiction of the department of public works shall enter the sewerage system of the building which shall be connected to the public sewer or individual sewerage disposal system approved by the plumbing inspector. The department of public works may however require other means of removal where such discharge may overload, damage or be otherwise detrimental to the public sewer system.

**Sec. 15-1.19. Building sewer.**

- (a) *Installation:* The building sewer shall be not less than four (4) inches in diameter.  
The building sewer shall, when possible, have a minimum depth of three and one-half (3 1/2) feet to the top of the pipe where it crosses the property line.
- (b) *Connection of building sewer:* Every building shall be separately and independently connected with the public sewer, except:
  - (1) Where two (2) or more buildings are located on the same lot;
  - (2) That one or more property owners, on their own responsibility, may connect adjoining buildings on separate lots, or having access to an open alley, by one sewer line to the street; provided however, that all waste sewers and vents shall be separate and independent for each building. The building sewer from its public sewer connection, to the point where it branches to the separate buildings, shall not be of less than six (6) inch pipe.

**Sec. 15-1.20. Determination of sizes for the sewage system.**

- (a) **Maximum fixture unit load:**  
Reference the Louisiana State Plumbing Code 2000 edition.
- (b) **Building drains and sewers:**
  - (1) Includes branches of the Building Drain.
  - (2) No bathroom group shall be installed on a 3-inch building drain branch.
- (c) **Underground sewerage piping:** No portion of the sewerage system installed underground, or below the basement or cellar floor, shall be less than two (2) inches in diameter.

**Sec. 15-1.21. Sumps and ejectors.**

- (a) **Building drain below public sewer:** All buildings shall have the floor grade twelve (12) inches above the nearest downstream manhole cover, or the surface of the street. Where fixtures discharge into the sewer system, that are not twelve (12) inches above the surface of the street or manhole cover, such fixtures shall be taken on a branch line independent from that into which all fixtures from floors above enter. All fixtures connected to this independent branch line shall discharge into a tightly covered and vented sump, from which the liquid shall be lifted and discharged into the building gravity sewer system by automatic pumping equipment. Connections on the sewer side of the pump shall have a back-water trap and positive valve. The positive valve where open must be as near the size of the bore of the pipe as practical and shall have a wheel or handle to operate the same. The back-water trap shall have all joints in the body bolted instead of lugs. Samples of back-water trap must be submitted for approval before being installed. All valves, traps, and stops, etc., underground, must be installed in boxes of brick, concrete or some suitable material, with iron cover and so arranged as to be accessible at all times for operation and repairs.
- (b) **Storage period:** The storage of sewerage in a sump or ejector shall not exceed a period of twelve (12) hours.
- (c) **Design:** Sump and pumping equipment shall be so designed as to discharge all contents accumulated in the sump during the cycle of emptying operation. No water operating type sump pump shall be permitted.
- (d) **Venting:** The system of sewer piping below the sewer level shall be installed and vented, in a manner similar to that of the gravity system.
- (e) **Duplex equipment:** Sumps receiving the discharge of more than forty-eight (48) fixture units shall be provided with duplex pumping equipment.
- (f) **Vent sizes:** Building sump vents shall be sized in accordance with division 11, but shall in no case be sized less than one and one-half (1 1/2) inches.
- (g) **Separate vents:** Vents from pneumatic ejectors or similar equipment shall be carried separately to the open air as a vent terminal.
- (h) **Connections:** No direct connection of a steam exhaust, blow-off, or drip pipe shall be made with the building drain or sewer. Waste water when

discharged into the building drainage system shall be at a temperature not higher than one hundred forty (140) degrees. When higher temperature exists, proper cooling methods shall be provided.

## Article II. Gas\*

Reference the International Fuel Gas Code.

### Sec. 15-2.1. Inspector--Powers and duties.

- (a) *Inspection, supervision, right of entry.* The plumbing inspector and his assistants are hereby authorized, empowered and directed to inspect and supervise the installation, construction, reconstruction and repair of all house gas piping, gas appliances, fixtures and apparatus now or hereafter to be placed in or in any manner directly attached to any building or structure within the city and its gas service territory. The plumbing inspector and his assistants shall be subject to the orders and directions of the public works director, and they are hereby vested with full authority to enter any building or premises at any time in the discharge of their duties herein imposed.
- (b) *Receiving applications and plans, issuing permits, etc.* It shall be the duty of the inspector to receive all applications for connection, to pass on and approve or reject plans submitted, to issue permits for all plumbing work, extensions, or change in location of fixtures; to sign and issue all notices and to keep a daily record of all applications received, plans approved and all other matters which may pertain thereto and to make a monthly report of his operations to the public works director.
- (c) *Inspecting existing installations.* He shall inspect as often as necessary all houses in course of erection, alteration or repair and inspect any plumbing of any character already in use which he may have reason to believe is out of repair or is imperfect.
- (d) *Causing remedy of defects.* The inspector shall give the owner or agent in charge of any building written notice of any defects in his plumbing or fixtures or changes or repairs necessary and such owner or agent shall within five days after such notice make necessary changes or repairs. If the owner or agent fails to comply with this notice, the plumbing inspector may order the gas service department to turn off the gas and it shall not thereafter turn the gas on again until the plumbing inspector has certified that such defects have been repaired or removed.
- (e) *Furnishing certificate to gas department.* The plumbing inspector shall furnish the gas service department with a copy of each certificate of inspection. Such department shall not turn gas on to any new or altered or repaired systems of gas until such certificate has been received.
- (f) *Investigating alleged violations.* It shall also be the duty of the inspector to investigate all alleged violations of the provisions of this article and to file complaints when necessary.

No one except the city shall at any time turn any valve or cock or in any way tamper or make any connection with any gas main, meter, meter connection or gas service pipe between the main and the meter.

**Sec. 15-2.2 Same--To decide controversies.**

The plumbing inspector shall decide all controversies which may arise under this article and in so doing shall be subject to the control and direction of the public works director.

**Sec. 15-2.3. Gas fitter's license and bond--Required.**

Every person, before entering upon the installation, construction, reconstruction or repair of any gas house piping in the city and its gas service territory, shall be required to take out a plumbing license the cost of which shall be one hundred eighty dollars. Such license may be renewed at any time during the months of January and February in the year following its issuance upon payment of the sum of one hundred dollars. Before such license is issued, the party applying for same, shall deposit with the trustee of finance, a bond in the principal sum of five thousand dollars, executed by a solvent surety company, conditioned that the principal therein shall faithfully comply with the terms of this article and shall indemnify and hold harmless the city and all persons interested, against all costs, expenses, damages and injuries sustained by the negligence of such principal, his agents, servants and employees, or his failure to comply ethically with the terms of this article in doing work made the subject matter hereof, and otherwise to be in the form and executed as required by the mayor. Upon approval of any such bond by the mayor, the Finance Department shall forthwith issue to the principal therein a license which shall not be transferable and which shall remain in force only so long as such principal's bond is effective. Such bond shall be renewed annually on the first day of January each year as a prerequisite to the issuance of a license for such year. Such license shall be conspicuously displayed at place of business. This section in as much as it applies to the payment of a license fee, shall not apply to a person who has already paid the required license to engage in the business of plumbing. All applications for licenses shall be accompanied by an affidavit setting forth the applicant's qualifications, which shall be subject to examination and approval of the board of trustees who may also require the appearance of the applicant in person. The license may be at any time suspended or revoked by the plumbing inspector for any violation of the terms of this article.

**Sec. 15-2.4. Same--Revocation of license, hearing.**

The plumbing inspector may revoke any license if obtained through nondisclosure, misstatement, or misrepresentation of a material fact, or if a penalty has been imposed on the licensee under this article. Before a license may be revoked, the licensee shall have notice in writing, enumerating the charges against him, and be entitled to a hearing by the public work director not sooner than five days from receipt of the notice. The licensee shall be given an opportunity to present testimony, oral or written, and shall have the right to cross-examination. A person whose license has been revoked shall not be permitted to apply for a license within one year from date of revocation.

**Sec. 15-2.5. Permit--Owner's responsibility.**

No property owner shall cause or permit any installation, construction, reconstruction or repair of any gas house piping in the city and its gas service territory before the person so doing the work shall have first obtained a permit from the inspector to do same; and the mere fact that such work has been done will be considered sufficient to hold and render the property owner amenable to this rule.

**Sec. 15-2.6. Same--Filing plans prerequisite; issuance; who may do work.**

Before the construction, reconstruction installation or repair, of any gas house piping, suitable plans and specifications of all the work proposed to be done, showing clearly the sizes of pipe, kind of fittings, locations and measurements, shall be filed at the office of the inspector. All connections and fixtures shall be neatly drawn in the

following manner: in case of new work or extension of old work, black ink shall be used. In case of old work, red ink shall be used.

If the plans are approved by the inspector he will issue a written permit after the application is filed. No change or modification of approved plans will be permitted unless such change or modification is authorized by the owner or agent, submitted to and approved by the inspector and placed on file as in the case of original work; and further, no infraction of rules not specifically authorized in writing by the inspector, although it may be shown on plan and has passed inspection, will be permitted. The inspector always reserves the right to compel the plumber to rectify any infraction of the rules even though the work has passed inspection and final inspection certificates issued, and the plumber's bond will be held for same.

No permit to install, construct, reconstruct or repair any gas house piping shall be issued, except to a licensed master plumber.

**Sec. 15-2.7. Meter location.**

The house piping shall be extended to the meter location designated by the distributor of gas and a swing joint provided for connecting house piping to the meter outlet.

No gas meter shall be installed or maintained under the floor of any building or structure.

No gas meter shall be installed and maintained in a small unvented or confined space.

When more than one meter is required to serve consumers in one building or structure, the city may set as many meters as there are separate consumers connecting such meters to one service line. When this is done, the riser pipes serving the several consumers shall be extended to within eighteen inches and within the same enclosure as the meter location and shall not be scattered, but shall drop together in alignment and at least three inches apart to the place where the meters are to be set.

The above ordinance having been submitted to a vote, the vote thereon was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**  
**NAYS: None**  
**ABSTAINED: None**  
**ABSENT: None**

And the above ordinance was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

The Public Works Director informed the Council Administrator that the administration would like the City Council to consider an ordinance which would create Chapter 16 of the Thibodaux City Code of Ordinances so as to adopt the 2006 Edition of the International Mechanical Code. The proposed ordinance would create Chapter 16- Mechanical Code.

The Public Works Director explained that modifications were made and discussed at a meeting before coming to the Council. He stated that no objections were made on the changes.

On motion of Councilman Richard, seconded by Councilman Taylor, the Council voted to adopt an ordinance to create Chapter 16 of the Thibodaux City Code of Ordinances (Mechanical Code). Upon roll call the vote was as follows:

**YEAS:** Councilmen Hebert, Richard, Taylor, Centanni, Mire

**NAYS:** None

**ABSTAINED:** None

**ABSENT:** None

**ORDINANCE NO. 2422**

**AN ORDINANCE TO CREATE CHAPTER 16  
OF THE THIBODAUX CITY CODE OF  
ORDINANCES (MECHANICAL CODE)**

**BE IT ORDAINED** by the City Council of the City of Thibodaux in regular session assembled, that Chapter 16 of the Thibodaux City Code of Ordinances is hereby created so as to read as follows:

**CHAPTER 16 - MECHANICAL CODE**

**Sec. 16-1 – Adoption of Mechanical Code**

For the purpose of regulating mechanical installations and repairs within the City, there is hereby adopted by the City that certain mechanical code known as the 2006 edition of the International Mechanical Code; except insofar as the same conflicts with this code or any ordinance of this City, and except such provisions which are deleted, modified or amended herein.

**Sec. 16-2 – Utilities**

**Mechanical Inspector, Assistant Inspector**

There is hereby created the position of Mechanical Inspector of the City, with qualifications, duties, and authority as follows:

- (a) **Qualifications.** The Mechanical inspector and any Assistant Mechanical Inspector shall be ICC Certified on the International Mechanical Code. He shall have the executive ability required for the performance of his duties, through knowledge of standard methods and materials used in the practice of the trade, shall be well informed on the requirements of this code and statutes of the State of Louisiana, Ordinances of the City, and other agencies which are concerned with the protection of the public welfare and safety.
- (b) **Duties Generally.** It shall be the duty of the Mechanical Inspector to see that the provisions of this division are enforced. He shall maintain public office hours, receive applications for permits, review plans and specifications and work to be performed, grant permits to qualified persons, inspect all mechanical work as required by this division, keep adequate records of all permits, inspections, re-inspections, defects found and corrections ordered, notices issued and work performed, and maintain an official register of persons, firms or corporations qualified in accordance with the provisions of this division and lawfully licensed to engage in the business of mechanical work in the City.

**Sec. 16-3 – Requisites to engage in mechanical work**

- (a) **Qualifications for contractors.** No person shall be eligible to apply for or receive a certificate for competency as a mechanical contractor unless he possesses a State Mechanical Contractors License or shall be a person who

is a practical mechanic of good moral character who shall have accumulated at least two (2) years of experience in mechanical engineering or who has equal training.

- (b) **General Requirements.** It shall be unlawful for any person, firm, or corporation to carry on or engage in the business of mechanical work or to labor at the trade of installing devices, appliances, or equipment in the City unless such person has successfully passed an examination conducted by the mechanical inspection division and has had issued to him a mechanical contractor, mechanical certificate of competency by the mechanical inspector, in the manner and in accordance with the provisions of this division except as otherwise provided for in this division.
- (c) **Registration.** Before any person, firm or corporation shall carry on or engage in the business of mechanical work or labor at the trade of installing mechanical equipment, devices and appliances in the City he shall first register his name and address with the mechanical inspector, together with the information as may be required, except as otherwise provided for in this division.
- (d) **Contractor's Bond.** Every person, firm or corporation must, before engaging in the mechanical contracting business, deposit with the tax collector of the City a mechanical contractor's bond in the principal sum of five thousand dollars (\$5,000.00) executed by two (2) or more solvent sureties or a solvent surety company conditioned that the principal therein shall faithfully comply with the terms of this division and shall indemnify and hold harmless the City and all officials, employees, etc., against all cost expense, damage and injury sustained by the negligence of such principal, his agents, servants and employees, or his failure to comply with the terms of this division in doing work made the subject matter hereof, and otherwise to be in the form and executed as required by the City. The bond shall be renewed annually on the first day of January of each year as a prerequisite to the issuance of mechanical contractor competency for said year.
- (e) **Public liability insurance.** Each and every licensed mechanical contractor shall carry public liability insurance in the amount of at least one hundred thousand dollars (\$100,000.00) and adequate workmen's compensation insurance.
- (f) **License required.** Before any person, firm or corporation shall carry on, or engage in the installation of mechanical devices, appliances, or equipment in the City it shall procure a contractor's license from the tax collector of the City and pay the annual occupational license fee imposed on such business. No such license shall be transferable.

*License fees:* The following license fees are hereby levied and shall be paid to the City of Thibodaux for each calendar year or part thereof to wit:

Mechanical License	\$180.00
Mechanical Renewal	\$100.00
Inactive License Fee	\$ 30.00

*Renewal or revival of licenses:* Licenses issued during any calendar year shall expire, unless sooner revoked, on December 31, of that year. Application and fee for renewal for the succeeding year shall be submitted to the City of Thibodaux by the mechanical contractor prior to march 1 of that year. Should a licensed mechanical contractor fail to renew his license prior to March 1, a penalty of five dollars (\$5.00) a month or part thereof, from January 1 shall be added to the renewal fee

until June 30 of that year. Failure to renew a mechanical contractor license before July 1, of the first year after expiration, shall require application and payment of the revival fee of fifty dollars (\$50.00). Failure to renew license during the first year after expiration, shall require reapplication as for new applicant. A person who has been otherwise qualified for a mechanical contractor's license and is engaged in an active mechanical business, on a full time basis, but who does not desire to use his license in such business, may take out an inactive mechanical contractor's license, provided he does so each year.

- (g) **Expiration of license.** All contractor licenses shall expire on the thirty-first day of December of each year unless sooner revoked. Each mechanical contractor shall make application to the license board on or before December 1, for renewal of license for the following year, and shall pay the fee required in subsection (f) of this section.
- (h) **License not transferable.** No person holding a contractor's license issued by the City shall lend such license to any other person or allow any other person to do any mechanical work under any permit taken out in his name, except certified mechanical in his employ. A violation of this section shall be grounds for the revocation of such person's license, in addition to other penalties provided for by this chapter.
- (i) **Suspension of license.** The mechanical inspector may suspend or revoke any license issued to any person, firm or corporation engaged in mechanical work in the City of Thibodaux, for any one or combination of the following causes:
  - (1) The obtaining of or attempting to obtain, any license by fraudulent conduct or misrepresentation.
  - (2) Allowing any mechanical work to be done by any unlicensed or unqualified person over which the licensee has supervision.
  - (3) The transferring of or attempting to transfer any license or permit.
  - (4) Any violation of the rules and regulations promulgated by the board.
  - (5) Any violation of the provision of this code.

The inspector may neither suspend nor revoke any license for cause unless the person, firm or corporation accused has been given at least ten (10) days notice in writing of the charge against him and has been accorded a hearing by the Public Works Director. The notice may be sent by registered mail to the address on file in the office of the inspection department.

Nonappearance without just cause shall constitute sufficient reason for suspension or revocation of any or all licenses or permits issued by the inspection department.

Failure to comply with any of the following requirements, as well as others set forth in this code, may result in the suspension or revocation of a mechanical's license.

- (1) Every mechanical contractor must have and maintain an established place of business within telephone coverage with facilities for receiving complaints, calls and notices during normal business hours, from the department of the public mechanical inspector or persons for whom he has performed mechanical work.
- (2) A mechanical contractor is authorized to perform mechanical work under his license for only one firm, partnership or corporation, and must devote his full time to employment for said firm, and is an officer thereof, and must furnish satisfactory documentary proof of compliance with these requirements. No person, firm or corporation,

engaged in the mechanical business shall allow his or its name to be used by any other person, directly or indirectly, either to obtain a permit or permits, submit notices, make returns, or to do any work under his or its license, under penalty of having said license revoked. Should such licensed mechanical contractor cease to actively represent the firm, partnership or corporation in its dealing with the mechanical department of public works, the license of such firm, partnership or corporation shall be discontinued.

- (j) **Contractor's certificate prerequisite to advertising as contractor.** It shall be unlawful for any person, firm or corporation not in legal possession of a valid mechanical occupation license issued by the City of Thibodaux, to engage in, carry on or represent himself, itself, or themselves, as engaged in, or carrying on the business of mechanical contractors in the City or to use the words mechanical contractor in any advertising or to display or expose a sign having import for the purpose of employing the advertiser to be so engaged.
- (k) **Mechanical plans; applications and approval.**
  - (1) **Application:** Application for a mechanical permit shall be filed with the mechanical inspector, by the licensed mechanical contractor or his authorized representative and the permit received before beginning the construction, reconstruction, alteration or repairs (except as hereafter provided) of any portion of the mechanical system of any building, suitable plans and specifications of all work proposed to be done, showing clearly the size of duct work, and location of units, within the building shall be filed with the mechanical inspector by the licensed mechanical contractor proposing to do such work.
  - (2) **Authority to change plans:** No change or modification of approved plans will be permitted unless such change or modification is submitted to and approved by the mechanical inspector as with original work. No violation of this code will be permitted, unless authorized in writing by the building official
- (l) **Approval of roughing.** When the rough mechanical work has been completed on any premises, and prior to any part of the mechanical installation being concealed by building finishes, the mechanical inspector shall be notified and he shall cause an inspection to be made of the work while it is under test. If the said mechanical work has been installed in accordance with the provisions of this division and withstands the prescribed test, the mechanical inspector shall sign the inspection report, noting thereon the date of approval. More than one (1) rough inspection may be made without additional charge when the type of progress of construction requires such inspection.
- (m) **Final inspection.** Upon the completion of all mechanical work in any building or on any premises the mechanical inspector shall be notified and he shall cause an inspection of the work to be made. If such work is found to be correctly installed, replaced, or repaired, and in accordance with the requirements of this division the inspector shall sign the inspection report, noting thereon the date of approval.
- (n) **Notice of defects.** If after any inspection (rough or final) and before issuance of approval report, the mechanical work is found to faulty, incorrectly or defectively installed, the mechanical inspector shall notify the person authorized by the permit to do the work of the change to be made in order that the work will conform to the requirements of this chapter.
- (o) **Re-inspection and fee.** After the second inspection (3<sup>rd</sup> inspection) and all subsequent inspections necessitated by faulty, incorrectly, or defectively

installed mechanical work, previously noted, a re-inspection fee of fifty dollars (\$50.00) shall be assessed to and paid by the person authorized by the permit to do the work.

- (p) **Continued notices of defects and re-inspections.** If the mechanical inspector should upon re-inspection find the work incorrectly installed, he shall collect an additional re-inspection fee. If the required changes are not made within a reasonable time, the mechanical inspector shall refuse to issue to such person any additional permits until the faulty work has been corrected and approved.
- (q) **Mechanical work shall be approved.** It shall be unlawful for any person, firm or corporation to knowingly allow or permit, the use of mechanical equipment in new, existing, altered, or repaired installations until such mechanical work has been inspected, tested and approved by the mechanical inspector.
- (r) **Violations.**
  - (1) **Notices:** Whenever the mechanical inspector finds that any construction, alteration or repair of any portion of the mechanical work of any building or structure is being erected, constructed or altered in violation of the provisions or requirements of this article, or in violation of any plans and specifications submitted and approved hereunder, or of a permit or license issued hereunder, then the mechanical inspector shall serve written notice or order upon the person responsible therefore directing discontinuance of such illegal action and the remedying of the condition that is in violation of the provisions or requirements of this article.

Whenever the mechanical inspector finds that by reason of defective or illegal work in violation of the provisions or requirements of this article the continuance of any mechanical work is contrary to public welfare, the mechanical inspector shall order in writing, all further work to be stopped and may require suspension of all work until the condition in violation has been corrected.

The inspector always reserves the right to compel the mechanical contractor to rectify any infraction of the rules, even though the work has passed inspection and final inspection.

- (2) **Penalty:** Any person who fails to comply with a written order or notice directing discontinuance or stoppage of work of the remedying of conditions in violation of the provisions or requirements of this article shall be punished by a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00), or by imprisonment for not more than sixty (60) days, or by both such fine and imprisonment, and each day on which a violation occurs or continues after service of any such written notice shall constitute a separate offense.

The imposition of penalties herein prescribed shall not preclude the institution of an appropriate action or proceeding to prevent an unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use or to restrain, correct and abate a violation or to prevent the occupancy of a building structure of premises or to prevent an illegal act, conduct, business or use in or about any premises.

#### **Sec. 16-4 - Permits, Inspections, Fees and Certificates**

- (a) **Permits required.** It shall be unlawful for any person, firm or corporation whether acting as principal, servant, agent or employee to do or cause or

permit to be done by any mechanical work for which a permit is required with the City without securing such a permit from the mechanical inspector of the City authorizing him to do so.

- (b) **Employed Mechanic.** Any person, firm or corporation who is the bona fide owner of any premise, and who regularly employs one (1) or more mechanics for work on the premises, which are registered according to this division, may obtain any permit required by this article.
- (c) **Application for permit.** Any person legally entitled to apply for and receive a permit shall make such application at the office of the mechanical inspector on forms provided for that purpose. He shall give a description of the character of the work proposed, including lot number, block number, name of addition or subdivision, street and house number of the premises where the work is to be done, name of owner, kind of building, number of stories and a list of equipment, etc., to be installed, and shall submit plans and specifications of the work to be done, where required by the mechanical inspector.
- (d) **Issuance of permit.** If the mechanical inspector determines that the plans, specifications, drawings, description or information furnished by the applicant are in compliance with this division, the rules and regulations of the department having jurisdiction, the laws, rules and regulations of the State of Louisiana pertaining to mechanical work, applicable in the City of Thibodaux, he shall issue the permit applied for upon receipt of payment of the required fee as hereinafter fixed.
- (e) **Cost of permit.** Every applicant for a permit to install, add to, alter, relocate, or replace, devices, appliances or any type of mechanical equipment, shall state in writing on the application form provided for that purpose, the character of work proposed to be done together with such information pertinent thereto as the mechanical inspector may require. For contractors and homeowners utilizing third party inspection services, the cost of the permit shall be 75% of the total fee normally charges for a permit. All fees are payable to prior to issuance of the permit.
- (f) **Schedule of fees for mechanical inspections, permit fees, re-inspection fees, plan review, and other fees as required by this chapter.**

**CATEGORY 1 – RESIDENTIAL FEES**

These fees will have application to all types of mechanical installations, inside and outside the main structure on the same parcel of property. These fees apply to residential dwelling units or structures.

<b>CODE</b>	<b>ITEM</b>	<b>QUANTITY</b>	<b>PRICE</b>
<b>M01</b>	<b>Installation of Complete AC System in new Construction .05 per square foot</b>	<b>0.05 x ___ Sq. Ft. =</b>	<b>00.00</b>
<b>M02</b>	<b>Change out complete AC Equipment in Existing Structures</b>		<b>65.00</b>
<b>M03</b>	<b>Change out Heater only</b>		<b>31.00</b>
<b>M04</b>	<b>Change Out Condenser Only</b>		<b>31.00</b>

M05	Permit Reinstatement		40.00
M06	Minimum Fee		25.00
M07	Duct alteration		31.00
M08	Plan Review	0.01 x __ Sq. Ft. =	00.00

**CATEGORY 2 – COMMERCIAL FEES**

These fees will have application to all types of mechanical installations, inside and outside the main structure on the same parcel of property. These fees apply to all structures that will not be used as a dwelling unit.

CODE	ITEM	QUANTITY	PRICE
M01	AC Unit 0-4+ Tons		45.00
M02	AC Unit 5-9+ Tons		65.00
M03	AC Unit >10 Tons (each ton)		8.00
M04	Refrig. 0-4+ HP		45.00
M05	Refrig. 5-9+ HP		60.00
M06	Refrig. >10 HP (each HP)		7.00
M07	Refrig. Cooler/ Freezer		45.00
M08	Cooling/Heating Coil		14.00
M09	Hoods		45.00
M10	Cmrcl Clothes Dryer		31.00
M11	Incinerator		40.00
M12	Boiler		65.00
M13	Heater unit		27.00
M14	Heater Duct <=25 Tons		27.00
M15	Heater Duct > 25 Tons (each)		8.00
M16	Duct Alteration		31.00
M17	Cooling Tower		85.00
M18	Mobile Home, CMRCL		22.00
M19	Mobile Home, SFR		12.00
M20	Fire Extinguishing System		45.00
M21	Change out 0-4+ Tons		45.00
M22	Change Out 5-9+ Tons		65.00
M23	Change Out >10 Tons (ea.)		2.00
M24	Change Out Heater Only		31.00
M25	Change Out Condenser Only		31.00
M26	Permit Reinstatement		40.00
M27	Minimum Fee		25.00
M28	Plan Review	0.02 x __ Sq. Ft. =	00.00

The above ordinance having been submitted to a vote, the vote thereon was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**  
**NAYS: None**  
**ABSTAINED: None**  
**ABSENT: None**

And the above ordinance was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant

Jennifer Morvant, Council Adm.

/s/ Chad J. Mire

Chad J. Mire, President

The Lafourche Parish Assessor's Office notified the City that it is time to consider the adoption of an ordinance to levy the City's ad valorem tax millages for the year 2008.

The millage assessments were adjusted for 2008 based on the Statewide reassessment that was conducted this year. The City has the option to roll forward to our prior year's maximum millage rate before the next reassessment is conducted. The ordinance would levy the millages as submitted to the City by the Assessor's Office.

Councilman Centanni explained that this ordinance would allow Thibodaux to collect roughly the same amount of money from tax payers in comparison to last year.

On motion of Councilman Centanni, seconded by Councilman Hebert, the Council voted to adopt an ordinance to levy ad valorem tax millages for the year 2008. Upon roll call the vote was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**  
**NAYS: None**  
**ABSTAINED: None**  
**ABSENT: None**

***ORDINANCE NO. 2423***

***AN ORDINANCE TO LEVY AD VALOREM TAX  
MILLAGES FOR THE YEAR 2008***

***BE IT ORDAINED***, by the City Council of the City of Thibodaux in regular session assembled, that the following millage(s) are hereby levied on the 2008 tax roll on all property subject to taxation by the City of Thibodaux:

<b><u>TAX DESCRIPTION</u></b>	<b><u>MILLAGE</u></b>
General Alimony	5.02 mills
<i>Special Improvements - Streets</i>	<i>2.74 mills</i>
<i>Special Improvements - Fire Department</i>	<i>1.83 mills</i>
<i>Special Improvements - Fire Department</i>	<i>4.57 mills</i>

***BE IT FURTHER ORDAINED*** that the proper administrative officials of the Parish of Lafourche, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said City for the year 2008 according to law, and that the taxes

herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The above ordinance having been submitted to a vote, the vote thereon was as follows:

**YEAS: Councilmen Hebert, Richard, Taylor, Centanni, Mire**

**NAYS: None**

**ABSTAINED: None**

**ABSENT: None**

And the above ordinance was declared adopted this 16th day of September 2008.

/s/ Jennifer Morvant  
Jennifer Morvant, Council Adm.

/s/ Chad J. Mire  
Chad J. Mire, President

Councilman Hebert and the Mayor addressed and thanked everyone involved in the cleanup and aftermath of Hurricane's Gustave and Ike. He explained that the City is in the process of continuing the cleanup and efforts to get the City back to its original state. He also explained that there is plenty of work left to be done but commends the public for its patience in aftermath of these storms.

There being no further business the meeting was adjourned.

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Jennifer Morvant, Council Adm.

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Chad J. Mire, President