

On motion made by Hayward Simoneaux seconded by Moise Martin and with unanimous board approval, the Board of Commissioners of the Bayou Lafourche Fresh Water District adopted the following ordinance:

AMENDMENT TO ORDINANCE NO. 4

AN ORDINANCE TO AUTHORIZE THE BOARD OF COMMISSIONERS OF BAYOU LAFOURCHE FRESH WATER DISTRICT TO CLEAN AND DREDGE THE BAYOU LAFOURCHE WATER CHANNEL FROM DONALDSONVILLE TO THIBODAUX, ESTABLISHING A MINIMUM 80-FOOT WIDE CHANNEL WITH VARYING DEPTHS BETWEEN DONALDSONVILLE AND THIBODAUX IN ACCORDANCE WITH RECOMMENDATIONS OF THE ENGINEERS FOR THE BOARD OF COMMISSIONERS AND ESTABLISHING A STRUCTURE LIMIT LINE OF 150 FEET ALONG THE BAYOU.

WHEREAS, by Act 113 of 1950 of the Louisiana Legislature as amended, the Board of Commissioners of Bayou Lafourche Fresh Water District was and is mandated to furnish an adequate supply of fresh water from the Mississippi River to industries, villages, towns and cities within the parishes along Bayou Lafourche, as well as for parishes adjacent thereto, for public and private use, and

WHEREAS, over the years, water pumped from the Mississippi River caused sand and silt to be deposited into the bed of Bayou Lafourche, and

WHEREAS, these soils and siltations have clogged the Bayou in recent years, drastically reducing the water flow and the amount of fresh water storage available between Donaldsonville and Thibodaux, this problem being particularly acute in Ascension Parish, and especially the northern-most four miles of Bayou Lafourche, and

WHEREAS, at the request of the Board, the Consulting Engineers of Bayou Lafourche Fresh Water District have prepared plans and specifications to clean and dredge the channel in Bayou

Lafourche to allow for better water flow and larger storage which would be in the public interest and to the benefit of fresh water users, and

WHEREAS, the engineers recommend a bayou channel width of 80 feet for the length of the bayou from Donaldsonville to Thibodaux with no docking of any boat or construction of any structure permitted within this channel area, and

WHEREAS, the engineers also recommend establishing a structure limit line along the bayou with no construction permissible beyond such line; the structure line limits being 150 feet in width extending from the pumping station in Donaldsonville to the weir in Thibodaux. The center line of the channel shall be the center line of the structure limit line, and

WHEREAS, the dredging and cleaning of the channel will also aid navigation in this area of Bayou Lafourche,

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Bayou Lafourche Fresh Water District, that

SECTION I. The Board of Commissioners of Bayou Lafourche Fresh Water District is hereby authorized to clean and dredge the water channel in Bayou Lafourche to a minimum width of 80 feet beginning at the pumping station in Donaldsonville and extending to the City of Thibodaux, with a depth of the channel to be variable and in accordance with the plans and specifications of the consulting engineers of the Board.

SECTION II. It will be unlawful and a violation of this ordinance to construct any docking facility or other structure

of any other kind whether permanent or temporary within this channel area.

SECTION III. There is also established hereby a structure limit line along Bayou Lafourche and no construction will be permissible beyond such line; the structure limit line shall be 150 feet in width extending from the pumping station in Donaldsonville to the weir in Thibodaux. The center line of the channel shall be the center line of the structure limit line.

SECTION IV. The cleaning and dredging of the Bayou Lafourche channel may be undertaken by the Board either by independent contractors or by its own equipment and personnel.

SECTION V. Be it further ordained that this ordinance be published in the newspapers of the parishes of Ascension, Assumption and Lafourche in accordance with Louisiana Revised Statutes 43:171.

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

YEAS: Guidry, Harang, Legendre, Martin, Simoneaux and Spano

NAYS: None

ABSENT: Robichaux

And the ordinance was declared duly adopted this 17th day of October, 1990.



CHAIRMAN



SECRETARY