

ORDINANCE NO. 2004-2

**ORDINANCE ESTABLISHING REGULATIONS GOVERNING
THE SPEED OF WATERCRAFT IN PROXIMITY TO STATE
HIGHWAY BRIDGES OVER D'ARBONNE LAKE**

WHEREAS, pursuant to the provisions of LSA-R.S. 38:2558(11), the Board of Commissioners (the "Board") of the Bayou D'Arbonne Lake Watershed District (the "District") have the care, management, and control of Lake D'Arbonne and property owned and/or controlled by the District; and,

WHEREAS, pursuant to LSA-R.S. 38:2558, the Board is empowered to make all police regulations necessary for the preservation of good order and the peace of the District, as well as to prevent injury to, destruction of, or interference with public or private property; and,

WHEREAS, LSA-R.S. 38:2559 authorizes the Board to enforce such rules and regulations as it shall deem necessary and advisable in order to protect and preserve the works, improvements and property owned by the District, and to prescribe the manner of their use by public corporations and persons, and to preserve order within and adjacent thereto; and,

WHEREAS, the Board concludes that it is in the best interest of the District and the public to adopt rules and regulations governing the use of the D'Arbonne Lake and otherwise prescribe certain rules and regulations on and around D'Arbonne Lake;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE BAYOU D'ARBONNE LAKE WATERSHED DISTRICT:

§1. The following rules and regulations shall apply to the use of D'Arbonne Lake:

(a) All watercraft shall reduce to idle speed within fifty (50') feet of all state highway bridges over the Lake.

§2. The terms, provisions and violations of this Ordinance shall be enforced by any appropriate local, state or federal law enforcement officer in Union or Lincoln Parishes and shall be prosecuted by the District Attorney of Union or Lincoln Parishes, or any other proper official in Union or Lincoln Parishes.

§3. Any person or persons violating the foregoing rules and regulations shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$500.

§4. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

§5. If any one or more of the provisions of this Ordinance shall, for any reason, be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional

or statutory provision enacted after the date of this Ordinance which validates or makes legal, shall be deemed to apply to this Ordinance.

§6. This Ordinance shall become effective on July 1, 2004.

This Ordinance having been considered by a quorum of the Board of Commissioners, on motion to adopt by Commissioner Steve Cagle, seconded by Commissioner Bill Roark, the Ordinance was adopted by the following record vote:

YEAS: Commissioner Paul Bullock, Commissioner Steve Cagle,
Commissioner Trott Hunt, Commissioner Bill Roark

NAYS: None

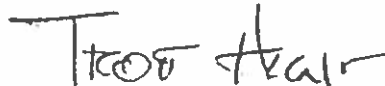
ABSENT: Commissioner Ronny Graham, Commissioner Lawrence Hill

WHEREUPON, the presiding officer declared the above Ordinance duly adopted on the 21st day of June, 2004.

ATTEST:



Paul Bullock
Secretary



Trott Hunt
President

Ordinance.Watercraft/KR/Darbonne