

ORDINANCE NO. 2021-1

**ORDINANCE ESTABLISHING AND IMPLEMENTING
REGULATIONS RELATING TO BOAT LAUNCH FEES ON
DARBONNE 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 D'Arbonne Lake 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 receives limited funding which restricts the ability of the Board to maintain and improve D'Arbonne Lake and its facilities; and,

WHEREAS, the Board has considered additional sources of revenue to enhance funding for the benefit of D'Arbonne Lake and has concluded that the implementation of a launch fee at the various ramps owned by the District would be beneficial for such purpose; and,

WHEREAS, the launch ramps owned by the District on D'Arbonne Lake include: Highway 2 East Landing; Highway 2 West Landing; Highway 33 Ramp Road Landing; Jake's Landing; Terral Island Landing; Stowe Creek Landing; North Spillway Landing (Farmerville); North Below Spillway Landing (Farmerville); South Spillway Landing (Downsville); Gills Ferry Landing; Hogpen Landing.

WHEREAS, the Board thus desires to establish and adopt regulations relating to the implementation of launch fees on D'Arbonne Lake.

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

§1. Establishment. The Board hereby establishes boat launch fees on launch ramps owned by the District on D'Arbonne Lake (the "Lake").

§2. Application. All persons launching a boat or other watercraft at a launch ramp owned by the District on the Lake shall pay the daily launch fee at the ramp or obtain, possess, and display a valid annual launch permit on or after the effective date of the launch fees as set by the Board.

§3. Effective Date of Fees. The Board will set the date that boat launch fees will be effective on each launch ramp owned by the District as well as any modifications or suspensions thereof.

§4. Fee / Permit Amounts. The Board will from time to time set the amount of the daily launch fees, annual launch permit fees, as well as no-cost permits.

§4.1 Payment Box. The Board will install at one or more boat launch ramps owned by the District a payment box to facilitate payment of the daily launch fee.

§5. Other Regulations. The Board from time to time may adopt and amend other regulations relating to boat launch fees on launch ramps on the Lake owned by the District.

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

§7. Penalties. Any person or persons violating the foregoing regulations shall be deemed guilty of a misdemeanor and upon conviction shall be fined not more than \$100.00 and/or may be prohibited from using any boat launch ramp owned by the District for a period not to exceed one (1) year.

§8. Other Remedies. The Board may also enforce this Ordinance by injunction or any other remedy available under law.

§9. Conflicts. All other Ordinances, or any parts thereof, which are in conflict with the provisions of this Ordinance, are hereby repealed. To the extent that any provision or provisions of this Ordinance are inconsistent or in conflict with any other provision of this Ordinance or any regulation of the District, the provisions of this Ordinance shall be deemed to control.

§10. Invalidity / Severability. 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 and such provisions are declared severable. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal shall be deemed to apply to this Ordinance.

§11. Authorization. The District authorizes the presiding President or Vice-President of the District to execute any and all documents necessary to effect the implementation of the boat launch fees and related matters.

§12. Effective Date of Ordinance. This Ordinance shall become effective on July 20, 2021 (the "Effective Date").

This Ordinance having been considered by a quorum of the Board of Commissioners, on motion to adopt by Commissioner Terry Morris, seconded by Commissioner Richard Royal, the Ordinance was adopted by the following record vote.

YEAS: COMMISSIONER JAKE HALLEY, COMMISSIONER TERRY MORRIS, COMMISSIONER TODD DEMOSS, COMMISSIONER RICHARD ROYAL, COMMISSIONER KEN MYERS

NAYS: NONE

ABSENT: COMMISSIONER STEVE CAGLE, COMMISSIONER CLINT GRAHAM

WHEREUPON, the presiding officer declared the above Ordinance duly adopted on the 20th day of July, 2021.

ATTEST:



Terry Morris, Vice President
Board of Commissioners



Todd DeMoss, Secretary
Board of Commissioners