

ORDINANCE NO. 10-01

**AN ORDINANCE TO AMEND AND RE-ENACT THE
CODE OF ORDINANCES FOR THE CITY OF DENHAM SPRINGS
CHAPTER 22, BUILDINGS AND BUILDING REGULATIONS BY ENACTING
ARTICLE XIII, TEMPORARY BUILDINGS, TRAILERS AND STORAGE
CONTAINERS, SECTION 22-450, PORTABLE STORAGE UNITS, AND TO PROVIDE
FOR RELATED MATTERS.**

Be it ordained by the Board of Aldermen/City Council of the City of Denham Springs, in legal session convened that Chapter 22, Buildings and Building Regulations, Article XIII, Temporary Buildings, Trailers and Storage Containers, Section 22-450, Portable Storage Units, of the Code of Ordinances for the City of Denham Springs, is hereby enacted to read as follows:

ARTICLE I.

“ARTICLE XIII. TEMPORARY BUILDINGS, TRAILERS AND STORAGE CONTAINERS.

Sec. 22-450. Portable Storage Units.

(a) Definition.

Portable storage unit or container shall include but not be limited to any portable unit or container made of any material, commonly used for the temporary storage of non-hazardous materials or goods of any nature. The size of all units combined shall not exceed 1200 cubic feet in size. This does not include containers used for the storage of materials or the hauling and disposal of construction debris on or from active construction project sites where such containers are necessary.

(b) Location.

(1) Any portable storage unit or container may be placed anywhere on the property. All building set back restrictions must be observed. However, if the portable storage unit or container is placed in a front yard that contains a driveway, then it must be located on the front driveway.

(2) The property must be occupied by a principal building.

(3) No portable storage unit or container may be placed on public property including sidewalks, servitudes, rights-of-way, or streets at any time. Any violation shall result in the immediate removal of said storage unit or container. Said violator will be responsible for all removal and storage costs.

(4) Stacking of any materials on top of any portable storage unit or container shall be prohibited.

(5) All units shall be used for storage purposes only. There shall be no plumbing or electricity connected to the unit.

(c) Permitting.

(1) The city shall issue a permit for the usage of temporary portable storage unit(s) or container(s) prior to the placement of same on private property. The permit fee shall be \$5.00.

(2) No more than one permit may be secured within a calendar year. Said permit shall be issued for a 60-day period and includes all storage units in use. Upon written request the permit may be extended for another 60 days, not to exceed a total of 120 days.

(3) Said permit shall contain the expiration date and shall be affixed to the portable storage unit or container so that same is clearly visible from the street.

(4) Applicants using portable storage units or containers for purposes other than storage will have their permits revoked by the City. The City shall have the right to order the supplier to remove the portable storage unit or container by providing the supplier seventy-two (72) hours notice of removal.

(d) *Violations.*

(1) Any violation of this section shall be punishable by a fine not to exceed five hundred (\$500.00) dollars or imprisonment for not more than sixty (60) days, or both, at the discretion of the judge.

(e) *Damages.*

The city shall not be responsible for any damages due to damage to container or unit or its contents due to loss, theft, and fire or otherwise as a result of enforcement of this section."

ARTICLE II.

Be it further ordained that if any provision of this Ordinance is held invalid, such invalidity shall not effect other provisions, items, or applications of this Ordinance, which can be given effect without the invalid provisions, items or application, and to this end the provisions of this Ordinance are hereby declared severable.

ARTICLE III.

Be it further ordained that all Ordinances or parts of Ordinances in conflict with this Ordinance be and the same are hereby repealed.

ARTICLE IV.

Be it further ordained that the clerk be and she is hereby instructed, authorized and directed to have said ordinance published one time in the official journal of the City of Denham Springs, and upon such publication the ordinance shall become effective.

ARTICLE V.

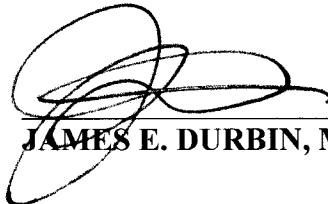
Said Ordinance having been introduced on the 12th day of January, 2010, by Lamm-Williams, seconded by Wascom, notice of Public Hearing having been published on the 17th day of January, 2010, said Public Hearing having been held, title having been read and Ordinance considered, on motion by Wascom, seconded by Fugler to adopt the Ordinance, a record vote was taken and the following result was had:

YEAS: Delahoussaye, Fugler, Lamm-Williams, Perkins, Wascom


NAYS: None

ABSENT: None

WHEREUPON, the Mayor declared the above Ordinance duly adopted on the 25th day of January, 2010.



JAMES E. DURBIN, MAYOR



JOAN LEBLANC, CITY CLERK