

## CHAPTER 29

### GENERAL PROVISIONS

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#### **Section 29.1 How code designated and cited.**

The provisions embraced in the foregoing chapters and sections shall constitute and be designated the "Code of Ordinances, of the Village of Folsom, Louisiana," and may be cited.

#### **Section 29.2 Catchlines of sections; citation.**

The catchlines of sections in this code and citations included at the end of chapters are intended to indicate the contents of the section and original historical source respectively, and shall not be deemed or taken to be titles and official sources of the sections, nor as any part of the section, nor, unless expressly so provided, shall they be so deemed when any of the sections, including the catchlines, or citations, are amended or re-enacted.

#### **Section 29.3 Effect of repeal of ordinances.**

(a) The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect.

(b) The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed under the ordinance repealed.

#### **Section 29.4 Severability of parts of code.**

It is hereby declared to be the intention of the board that the sections, paragraphs, sentences, clauses and phrases of this code are severable, and if any phrase, clause, sentence, paragraph, or section of this code shall be declared

unconstitutional, illegal or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, the unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this code.

**Section 29.5 Amendment to code; effect of new ordinances; amendatory language.**

(a) All ordinances passed subsequent to this code or ordinances which amend, repeal or in any way affect this code of ordinances, may be numbered in accordance with the numbering system of this code and printed for inclusion therein. When subsequent ordinances repeal any chapter, section or subsection or any portion thereof, the repealed portions may be excluded from this code by omission from reprinted pages.

(b) Amendments to any of the provisions of this code shall be made by amending the provisions by specific reference to the section of this code in substantially the following language: "Be it ordained y the Mayor and Board of Aldermen of the Village of Folsom, Louisiana, that section \_\_\_\_\_ of the Code of ordinances of the Village of Folsom, Louisiana, is hereby amended to read as follows:" (Set out new provisions in full)

(c) When the board desires to enact an ordinance of a general and permanent nature on a subject not heretofore existing in the code, which the board desires to incorporate into the code, a section in substantially the following language shall be made part of the ordinance:

"Section \_\_\_\_\_" Be it ordained by the Mayor and Board of Aldermen of the Village of Folsom, Louisiana, that the provisions of this ordinance shall become and be made a part of the code of ordinances of the Village of Folsom, Louisiana, and the sections of this ordinance may be re-numbered to accomplish this intention."

(d) All sections, articles, chapters or provisions of this code desired to be repealed should be specifically repealed by section or chapter number, as the case may be.

**Section 29.6 Altering code.**

It is unlawful for any persons to change or amend by additions or deletions any part or portion of this code, or to insert or delete pages or portions thereof, or to alter or tamper with this code in any manner whatsoever which will cause the law of the municipality, to be misrepresented thereby. Any person violating this section be punished as provided in section 29.7 hereof.

### **Section 29.7 General penalty**

(a) Except as otherwise provided by state law, whenever in this code or in any ordinance of the municipality an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in the code of ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any provision of this code or of any ordinance shall be punished by a fine of not exceeding \$200.00 or by imprisonment for not more than thirty (30) days, or both such fine and imprisonment. Each day any violation of this code or of any ordinance shall continue shall constitute a separate offense.

(b) Any person who shall aid, abet or assist in the violation of any provision of this code or any other ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided in this section.

### **Section 29.8 Corporate limits established**

The map of the municipality showing the territorial limits thereof is hereby designated as the official map of the municipality, and the corporate limits as known thereon are declared to be the true and correct corporate limits of the municipality, including all annexations made through and including the date of adoption of this code.

Editorial Note: Authority generally, for promulgating ordinances is L.R.S. 33:1361-1370. Procedure and style for ordinance preparation and publication is L.R.S. 33:406. Ordinances are to be published once within twenty (20) days of passage and are generally effective ten (10) days after publication. L.R.S. 33:401(32) authorizes ordinances to be enforced by penalty of fine not to exceed \$200.00 or by imprisonment not in excess of thirty (30) days, or both. Penalties of fine not to exceed \$500.00 or imprisonment not in excess of sixty (60) days, or both may be provided in ordinances prohibiting driving under the influence of liquor or drugs.