

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO.: 7880

ORDINANCE COUNCIL SERIES NO.: 25-

COUNCIL SPONSOR: MR. BURKE

PROVIDED BY: COUNCIL OFFICE

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 1ST DAY OF MAY, 2025

ORDINANCE AMENDING ST. TAMMANY PARISH CODE OF ORDINANCES PART I – CODE OF ORDINANCES, CHAPTER 35 – ROADS AND BRIDGES, ARTICLE I – IN GENERAL, SEC. 35-33 MAILBOXES WITHIN THE PARISH RIGHT OF WAY TO AMEND THE LIABILITY THE PARISH ASSUMES WHEN THE PARISH CAUSES IRREPARABLE DAMAGE TO APPROVED RIGHTS-OF-WAY.

WHEREAS, rights-of-way are any portion of ground dedicated to the parish for public use as a street or other use; and

WHEREAS, the Parish permits mailboxes in the parish right-of-way provided that they meet specifications; and

WHEREAS, while performing work in Parish rights-of-way mailboxes can be irreparable damaged and the Parish assumes liability.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that St. Tammany Parish Code of Ordinances Part I – Code of Ordinances, Charter 35 – Roads and Bridges, Article I – In General, Sec. 35-33 Mailboxes Within the Parish Right of Way, to amend the liability the parish assumes when the parish cases irreparable damage to approved rights of way, as follows:

Sec. 35-33. Mailboxes within parish right-of-way.

Mailboxes are permitted within parish rights-of-way, provided that they meet the following specifications:

- (1) *Types of mailboxes and installation.*
 - a. Mailboxes must be constructed of sheet metal, plastic or similar weight material, with weight not to exceed 11 pounds.
 - b. Newspaper boxes may be mounted below the mailbox, on the side of the mailbox support, or on their own post alongside.
 - c. No more than two mailboxes can be mounted on a support structure unless the configuration has met U.S. Department of Transportation crash test standards.
 - d. A single four by four-inch square or four-inch diameter wooden post, or light gauge pipe with a strength no greater than two-inch standard steel pipe, must be embedded no more than 24 inches in the ground.
 - e. The mailbox and its support will be considered hazardous to motorists when the support exceeds the described structural limitations.
 - f. Any other type of mailbox or installation not conforming to these specifications are not approved for placement within parish right-of-way, and therefore exist at the sole liability of the property owner.
- (2) *Placement and reinstallation.*
 - a. The location and construction of mailboxes shall conform to the rules and regulations of the U.S. Postal Service.
 - b. Contact your local post office for instructions on the height (normally 42 inches to 46 inches) and side of the road where your mailbox should be located.
 - c. Parish is charged with maintaining parish rights-of-way, as such, should damage occur to any nonconforming mailbox (i.e., multiple mailboxes, metal

~~cylinders, structures made of brick, stone or other similar materials) or nonconforming post (i.e., large steel post, railroad ties, telephone poles, etc.) located with parish right of way, the parish shall not be held liable.~~

to a mailbox while performing maintenance activities, the parish's total liability assumed shall be paid to the owner a sum not to exceed \$500.00. The owner will have to report the damage to the Risk Manager. If the owner can provide documentation of the value of the mailbox, the owner will be reimbursed for the value, not to exceed \$500.00. If the owner cannot provide documentation, the owner will be reimbursed \$150.00 based on the current prevailing market value of the standard mailbox and pole for this area.

~~d. Should the parish cause irreparable damage to an approved mailbox while performing maintenance activities, the parish's total liability assumed shall be reimbursement of a sum not to exceed \$40.00. This sum is based on the current prevailing market value of standard mailbox and pole for this area and is only subject to adjustments to reflect annual changes based on the Consumer Price Index for All Urban Consumers (CPI-U) as published by the U.S. Department of Labor, Bureau of Labor Statistics, Washington, D.C. inclusive of any applicable sales taxes; or replacement with a standard mailbox and pole.~~

THE PARISH OF ST. TAMMANY HEREBY FURTHER ORDAINS, that St. Tammany Parish Code of Ordinances Part I – Code of Ordinances, Charter 35 – Roads and Bridges, Article I – In General, Sec. 35-33 Mailboxes Within the Parish Right of Way, to amend the liability the parish assumes when the parish causes irreparable damage to approved rights of way, take effect January 1, 2025.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 5TH DAY OF JUNE, 2025; AND BECOMES ORDINANCE COUNCIL SERIES NO. 25-.

ATTEST:

JOE IMPASTATO, COUNCIL CHAIR

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: APRIL 23, 2025

Published Adoption: _____, 2025

Delivered to Parish President: _____, 2025 at _____

Returned to Council Clerk: _____, 2025 at _____