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11 Item No. 87-08-1204

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14 ORDINANCE NO. 2134

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17 An ordinance rescinding and reenacting Chapter 9.  
18 Crimes - Miscellaneous\* of the Code of Ordinances of the City  
19 of Slidell in adopting and enacting a Criminal Code for the  
20 City of Slidell, Louisiana; regulating the effect of repeal of  
21 certain ordinances; providing penalties for the violation of said  
22 code and for the violation of amendments of said code; establishing  
23 the effective date of the said code; and providing a saving clause.

24  
25 SECTION 1. BE IT ORDAINED by the Slidell City Council,  
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27 in legal session convened, that this ordinance shall be known, shall  
28  
29 constitute and may be referred to as the Criminal Code of the City  
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31 of Slidell, Louisiana, and that any and all additions to and amend-  
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33 ments of said Code, when adopted in such form as to indicate the  
34  
35 intention of the Slidell City Council to make the same a part hereof,  
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37 shall be deemed to be incorporated in such Code so that a reference  
38  
39 to the "Criminal Code of the City of Slidell, Louisiana", shall be  
40  
41 understood and intended to include such additions and amendments.

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43 SECTION 2. BE IT FURTHER ORDAINED that all provisions of  
44  
45 this Code shall be in full force and effect on and after its date  
46  
47 of adoption.

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49 SECTION 3. BE IT FURTHER ORDAINED that the repeal herein-  
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51 after provided for in Section 5 hereof shall not affect any offense  
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53 or act committed or done, or any penalty or forfeiture incurred,  
54  
55 before the effective date of this ordinance.

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57 SECTION 4. BE IT FURTHER ORDAINED that this Code defines  
58  
59 criminal conduct and it shall be unlawful for any person to violate,  
60  
61 or fail to comply with, any provision of this Code or any amendment of  
62  
63 such Code, and, the violation of, or failure to comply with, any  
64  
65 provision of this Code, or any amendment thereof, shall be a fine  
66  
67 not exceeding TWO HUNDRED DOLLARS (\$200.00), or imprisonment for a  
68  
69 term not exceeding thirty (30) days, or both such fine and imprison-  
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71 ment, within the discretion of the Court, together with court costs.  
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73 Each day that any violation of, or failure to comply with, any pro-  
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75 vision of this Code continues shall constitute a separate offense.  
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11 SECTION 5. BE IT FURTHER ORDAINED that the repeal of any  
12 provision of this Code shall not affect any offense committed or  
13 act done prior to the effective date of such repeal, or any penalty  
14 or forfeiture incurred for an offense committed under the provision  
15 repealed or any prosecution or suit pending at the time of such  
16 repeal for an offense committed under the provision repealed.  
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21 SECTION 6. BE IT FURTHER ORDAINED that the Slidell City  
22 Council declares that this Code is being adopted pursuant to the  
23 provisions of L.R.S. Title 33, Sections 1368 through 1369, as amended,  
24 provided that this body further declares that it is its desire and  
25 intention to adopt and enact said Code under any authority which it  
26 may have.  
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29  
30 SECTION 7. BE IT FURTHER ORDAINED that the following  
31 provisions are hereby adopted as the Criminal Code of the City of  
32 Slidell, Louisiana, and may be cited and referred to as provisions  
33 of such Code.  
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43 **CHAPTER 9**

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45 **ARTICLE I. GENERAL PROVISIONS**

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47 **Section 9-1. Citation.**

48  
49 This Code may be cited as the "Criminal Code of the City of  
50 Slidell, Louisiana".  
51

52 **Section 9-2. Definitions.**

53  
54 In this Code the terms enumerated shall have the designated  
55 meanings:  
56

57 (A) "Another" refers to any person or legal entity, including  
58 the State of Louisiana or any subdivision thereof.  
59

60 (B) "Anything of value" must be given the broadest possible  
61 construction, including any conceivable thing of the slightest value,  
62 movable or immovable, corporeal or incorporeal, public or private.  
63 It must be construed in the broad popular sense of the phrase, and  
64 not necessarily as synonymous with the traditional legal term  
65 "property".  
66

67 (C) "City" means the City of Slidell, Louisiana or any agency,  
68 board, commission, department or institution of same.  
69

70 (D) "Dangerous weapon" includes any gas, liquid or other sub-  
71 stance or instrumentality, which, in the manner used, is calculated  
72 or likely to produce death or great bodily harm.  
73

74 (E) "Foreseeable" refers to that which ordinarily would be  
75 anticipated by a human being of average reasonable intelligence and  
76 perception.  
77

78 (F) "Person" includes a body of persons, whether incorporated  
79 or not.  
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12 (G) "Property" refers to both public and private property  
13 movable and immovable, and corporeal and incorporeal property.  
14

15 (H) "Public officer", "public office", "public employee" or  
16 "position of public authority" means and applies to any executive,  
17 ministerial, administrative, judicial, or legislative officer,  
18 office, employee or position of authority respectively, of the State  
19 of Louisiana or any parish, municipality, district, or other poli-  
20 tical subdivision. Unless otherwise specified, local references  
21 are to those who function in the City of Slidell, Louisiana.  
22

23 (I) "State" means the State of Louisiana, or any parish,  
24 municipality, district, or other political subdivision thereof, or  
25 any agency, board, commission, department or institution of said  
26 state, parish, municipality, district or other political subdivision.  
27

28 (J) "Whoever" in a penalty clause refers only to natural per-  
29 sons insofar as imprisonment is provided, but insofar as a fine may  
30 be imposed "whoever" in a penalty clause refers to any person.  
31

32 **Section 9-3. Interpretation.**  
33

34 The articles of this Code cannot be extended by analogy so as  
35 to create crimes not herein; however, in order to promote justice  
36 and to effect the objects of the law, all of its provisions shall  
37 be given a genuine construction, according to the fair import of  
38 their words, taken in their usual sense, in connection with the  
39 context, and with reference to the purpose of the provision.  
40

41 **Section 9-4. Civil remedies not affected.**  
42

43 Nothing in this Code shall affect any civil remedy provided by  
44 the law pertaining to civil matters, or any legal power to inflict  
45 penalties for contempt.  
46

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48 **ARTICLE II. ELEMENTS OF CRIME**  
49

50 **Section 9-5. Crime defined.**  
51

52 A crime is that conduct which is defined as criminal in this  
53 Code.  
54

55 **Section 9-6. Criminal conduct.**  
56

57 Criminal conduct consists of:  
58

59 (A) An act or a failure to act that produces criminal con-  
60 sequences, and which is combined with criminal intent; or  
61

62 (B) A mere act or failure to act that produces criminal con-  
63 sequences, where there is no requirement of criminal intent; or  
64

65 (C) Criminal negligence that produces criminal consequences.  
66

67 **Section 9-7. Criminal consequences.**  
68

69 Criminal consequences are any set of consequences prescribed  
70 in the various articles of this Code as necessary to constitute any  
71 of the various crimes defined therein.  
72

73 **Section 9-8. Criminal intent.**  
74

75 Criminal intent may be specific or general:  
76

77 (A) Specific criminal intent is that state of mind which exists  
78 when the circumstances indicate that the offender actively desired  
79 the prescribed criminal consequences to follow his act or failure to  
80 act.  
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11 (B) General criminal intent is present whenever there is  
12 specific intent, and also when the circumstances indicate that the  
13 offender, in the ordinary course of human experience, must have ad-  
14 verted to the prescribed criminal consequences as reasonably certain  
15 to result from his act or failure to act.  
16

17 **Section 9-9. Criminal intent; how expressed.**

18  
19 The definitions of some crimes require a specific criminal in-  
20 tent, while in others no intent is required. Some crimes consist  
21 merely of criminal negligence that produces criminal consequences.  
22 However, in the absence of qualifying provisions, the terms, "intent"  
23 and "intentional" have reference to "general criminal intent".  
24

25 **Section 9-10. Criminal negligence.**

26  
27 Criminal negligence exists when, although neither specific nor  
28 general criminal intent is present, there is such disregard of the  
29 interest of others that the offender's conduct amounts to a gross  
30 deviation below the standard of care expected to be maintained by  
31 a reasonably careful man under like circumstances.  
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34 **ARTICLE III. CULPABILITY**

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36 **Section 9-11. Insanity.**

37  
38 If the circumstances indicate that because of a mental disease  
39 or mental defect the offender was incapable of distinguishing be-  
40 tween right and wrong with reference to the conduct in question,  
41 the offender shall be exempt from criminal responsibility.  
42

43 **Section 9-12. Intoxication.**

44  
45 The fact of an intoxicated or drugged condition of the offender  
46 at the time of the commission of the crime is immaterial except as  
47 follows:  
48

49 (A) Where the production of the intoxication or drugged con-  
50 dition has been involuntary, and the circumstances indicate this  
51 condition is the direct cause of the commission of the crime, the  
52 offender is exempt from criminal responsibility.  
53

54 (B) Where the circumstances indicate that an intoxicated or  
55 drugged condition has precluded the presence of a specific criminal  
56 intent or of special knowledge required in a particular crime, this  
57 fact constitutes a defense to a prosecution for that crime.  
58

59 **Section 9-13. Mistake of fact.**

60  
61 Unless there is a provision to the contrary in the definition  
62 of a crime, reasonable ignorance of fact or mistake of fact which  
63 precludes the presence of any mental element required in that  
64 crime is a defense to any prosecution for that crime.  
65

66 **Section 9-14. Mistake of law.**

67  
68 Ignorance of the provision of this Code is not a defense to any  
69 criminal prosecution. However, mistake of law which results in the  
70 lack of an intention that consequences which are criminal shall fol-  
71 low, is a defense to a criminal prosecution under the following cir-  
72 cumstances:  
73

74 (A) Where the offender reasonably relied on an act of this  
75 municipality in repealing an existing criminal provision, or in other-  
76 wise purporting to make the offender's conduct lawful; or  
77

78 (B) Where the offender reasonably relied on a final judgement  
79 of a competent court of last resort that a provision making the con-  
80 duct in question criminal was unconstitutional.  
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11 **Section 9-15. Justification; general provisions.**  
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13 The fact that an offender's conduct is justifiable, although  
14 otherwise criminal, shall constitute a defense to prosecution for  
15 any crime based on that conduct. This defense of justification can  
16 be claimed under the following circumstances:  
17

18 (A) When the offender's conduct is an apparently authorized  
19 and reasonable fulfillment of any duties of public office; or  
20

21 (B) When the offender's conduct is a reasonable accomplishment  
22 of an arrest which is lawful under the laws of the State of Louisi-  
23 ana or of this Code; or  
24

25 (C) When for any reason the offender's conduct is authorized  
26 by law; or  
27

28 (D) When the offender's conduct is reasonable discipline of  
29 minors by their parents, tutors or teachers; or  
30

31 (E) When the crime consists of a failure to perform an af-  
32 firmative duty and the failure to perform is caused by physical  
33 impossibility; or  
34

35 (F) When any crime is committed through the compulsion of  
36 threats by another of death or great bodily harm, and the offender  
37 reasonably believes the person making the threats is present and  
38 would immediately carry out the threats if the crime were not com-  
39 mitted; or  
40

41 (G) When the offender's conduct is in defense of persons or  
42 of property under any of the circumstances described in Articles  
43 19 through 22 of the Louisiana Criminal Code.  
44

45 **Section 9-16. Use of force or violence in defense.**  
46

47 The use of force or violence upon the person of another is  
48 justifiable, when committed for the purpose of preventing a forcible  
49 offense against the person or as forcible offense or trespasses  
50 against property in a person's lawful possession; provided that the  
51 force or violence used must be reasonable and apparently necessary  
52 to prevent such offense, and that this section shall not apply where  
53 the force or violence results in a homicide.  
54

55 **Section 9-17. Aggressor cannot claim self defense.**  
56

57 A person who is the aggressor or who brings on a difficulty  
58 cannot claim the right of self-defense unless he withdraws from the  
59 conflict in good faith in such a manner that his adversary knows  
60 or should know that he desires to withdraw and discontinue the  
61 conflict.  
62

63 **Section 9-18. Defense of others.**  
64

65 It is justifiable to use force or violence in the defense of  
66 another person when it is reasonable apparent that the person at-  
67 tacked could have justifiably used such means himself, and when it  
68 is reasonably believed that such intervention is necessary to pro-  
69 tect the other person.  
70

71 **Section 9-19. Principals.**  
72

73 All persons concerned in the commission of a crime whether  
74 present or absent, and whether they directly commit the act con-  
75 stituting the offense, aid and abet in its commission, or directly  
76 or indirectly counsel or procure another to commit the crime, are  
77 principals.  
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11 **Section 9-20. Attempt.**  
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13 Any person, who, having a specific intent to commit a  
14 crime, does or omits an act for the purpose of and tending directly  
15 toward the accomplishing of this object, is guilty of an attempt  
16 to commit the offense intended; and it shall be immaterial whether,  
17 under the circumstances, he would have actually accomplished his  
18 purpose.  
19

20 Mere preparation to commit a crime shall not be suffi-  
21 cient to constitute an attempt; but lying in wait with a dangerous  
22 weapon with the intent to commit a crime, or searching for the  
23 intended victim with a dangerous weapon with the intent to commit  
24 a crime, shall be sufficient to constitute an attempt to commit  
25 the offense intended.  
26

27 An attempt is a separate but lesser grade of the intended  
28 crime; and any person may be convicted of an attempt to commit a  
29 crime, although it appears on the trial that the crime intended  
30 or attempted was actually perpetrated by such person in pursuance  
31 of such attempt.  
32

33 Whosoever attempts to commit any crime shall be fined or  
34 confined or both in the same manner as for the offense attempted;  
35 but such fine or confinement shall not exceed one-half of the lar-  
36 gest fine or one-half of the longest confinement prescribed for the  
37 offense so attempted or both.  
38

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40 **ARTICLE IV. OFFENSES AGAINST THE PERSON**  
41

42 **Section 9-21. Battery defined.**  
43

44 Battery is the intentional use of force or violence upon the  
45 person of another; or the intentional administration of a poison  
46 or other noxious liquid or substance to another.  
47

48 **Section 9-22. Simple battery.**  
49

50 It shall be unlawful for any person to commit the crime of  
51 simple battery. Simple battery is a battery, without the consent  
52 of the victim, committed without a dangerous weapon.  
53

54 **Section 9-23. Assault defined.**  
55

56 Assault is an attempt to commit a battery, or the intentional  
57 placing of another in reasonable apprehension of receiving a battery.  
58

59 **Section 9-24. Simple assault.**  
60

61 It shall be unlawful for any person to commit the crime of  
62 simple assault. Simple assault is an assault committed without a  
63 dangerous weapon.  
64

65 **Section 9-25. Aggravated assault.**  
66

67 It shall be unlawful for any person to commit the crime of  
68 aggravated assault. Aggravated assault is an assault committed with  
69 a dangerous weapon.  
70

71 **Section 9-26. Negligent injuring.**  
72

73 It shall be unlawful for any person to commit the crime of  
74 negligent injuring. Negligent injuring is the inflicting of any  
75 injury upon the person of another by criminal negligence.  
76

77 The violation of an ordinance shall be considered only as  
78 presumptive evidence of such negligence.  
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11 **Section 9-27. False imprisonment.**  
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13 It shall be unlawful for any person to commit the crime  
14 of false imprisonment. False imprisonment is the intentional con-  
15 finement or detention of another, without his consent and without  
16 proper legal authority.  
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19 **ARTICLE V. OFFENSES AFFECTING PROPERTY RIGHTS**  
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21 **Section 9-28. Criminal damage to property.**  
22

23 It shall be unlawful for any person to commit the crime  
24 of criminal damage to property. Criminal damage to property is  
25 the intentional damaging of any property of another, without the  
26 consent of the owner.  
27

28 **Section 9-29. Criminal mischief.**  
29

30 It shall be unlawful for any person to commit the crime  
31 of criminal mischief. Criminal damage to property is the  
32 intentional performance of any of the following acts:  
33

34 (A) Tampering with any property of another, without the  
35 consent of the owner, with the intent to interfere with the free  
36 enjoyment of any rights of anyone thereto, or with the intent to  
37 deprive anyone entitled thereto of the full use of the property;  
38 or  
39

40 (B) Giving of any false alarm of fire; or  
41

42 (C) Driving of any tack, nail, spike or metal over one and  
43 one-half inch in length into any tree located on lands belonging  
44 to another, without the consent of the owner, or without the later  
45 removal of the object from the tree; or  
46

47 (D) The felling, topping or pruning of trees or shrubs  
48 within the right of way of a state highway, without prior written  
49 approval of the Director of the Department of Highways or his  
50 representative, provided prior written approval is not required for  
51 agents or employees of public utility companies in situations of  
52 emergency where the person or property of others in endangered; or  
53

54 (E) Giving of any false report or complaint to a sheriff, or  
55 his deputies, or to any officer of the law relative to the  
56 commission of, or any attempt to commit, a crime; or  
57

58 (F) Taking temporary possession of any part or parts of a  
59 place of business, or remaining in a place of business after the  
60 person in charge of such business or portion of such business has  
61 ordered such person to leave the premises and to desist from the  
62 temporary possession of any part or parts of such business; or  
63

64 (G) Acting in such a manner as to annoy, disturb, interfere  
65 with, obstruct, or be offensive to others; or  
66

67 (H) Congregating with others on a public street and refusing  
68 to move on when ordered by the police; or  
69

70 (I) Interfering with any person in any place by jostling  
71 against such person, or unnecessarily crowding him by placing a  
72 hand in the proximity of such person's pocketbook or handbag; or  
73

74 (J) Throwing any stone or any other missile in any street,  
75 avenue, alley, road, highway, open space or public square or en-  
76 closure, or throwing any stone or other missile from any place into  
77 any street, avenue, road, highway, alley, open space, public square  
78 or enclosure.  
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11 **Section 9-30. Criminal trespass.**  
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13 (A) It shall be unlawful for any person to commit the crime  
14 of criminal trespass. Criminal trespass is:

- 15  
16 (1) The unauthorized and intentional taking possession of  
17 tract of land or structure thereon without the consent  
18 of the owner thereof; or  
19  
20 (2) The unauthorized and intentional entry upon any:  
21  
22 (a) Plot of immovable property in excess of one acre  
23 which is posted but not enclosed, unless said  
24 property is situated in an open range area; or  
25  
26 (b) Plot of immovable property which is posted and en-  
27 closed, including property situated in open range  
28 areas; or  
29  
30 (c) Posted lands belonging to public institutions; or  
31  
32 (d) Structure, water craft or movable.  
33

34 Where an entry is made from a waterway for emergency purposes  
35 the party in distress may use the banks of said waterway without  
36 violating the provisions of Paragraph 2.  
37

38 (B) Definitions  
39

40 For purposes of criminal trespass, the following definitions  
41 are adopted:  
42

- 43 (1) "Posted" property means any immovable property which  
44 is designated as such by the owner, lessee or other  
45 person lawfully authorized to take such action,  
46 provided the following requirements are satisfied:  
47  
48  
49 (a) The owner or person seeking to post the property  
50 shall place and maintain signs along the boundaries  
51 of the property or area to be posted, which signs  
52 shall be written in the English language, and said  
53 signs shall contain the words, "Posted", or  
54 "Private Property", or words to that effect.  
55  
56 (b) The signs shall have letters at least five inches  
57 in height and shall be of sufficient size and  
58 clarity to give notice to the public of the  
59 locations and boundary of the posted property.  
60 The signs shall be placed and maintained at in-  
61 tervals of not more than one-eighth of a mile and  
62 shall be at least three but not more than nine feet  
63 above the ground or water level.  
64  
65 (c) At the main entrance to the property and at no less  
66 than four extremities along the boundary of said  
67 property the party seeking to post same shall  
68 include his name and address on the posted signs in  
69 addition to the words "Posted", or, "Private  
70 Property", or words to that effect.  
71  
72 (d) In woodland, or areas where land is heavily over-  
73 grown, the party seeking to post the property, in  
74 addition to placing and maintaining signs as pre-  
75 scribed in this section, must be fenced with not  
76 less than three strand wire, or its equivalent.  
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11 (e) In marsh lands, posted signs shall also be placed  
12 at all major points of ingress or egress.  
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14 (2) "Enclosed" property means any immovable property  
15 which is surrounded or encompassed by natural and/  
16 or artificial barriers.  
17

18 Natural barriers include:

19 (a) The Gulf of Mexico,  
20

21 (b) Lakes or ponds or other bodies of water which hold  
22 water during twelve months of the year,  
23

24 (c) Any river, stream, bayou or canal in which water is  
25 held or runs during twelve months of the year,  
26

27 (d) Other similar natural barriers,  
28

29 (e) Any wall or wire, stone, metal or wooden fence,  
30

31 (f) Any cattle-guard being used as part of a fence, or  
32

33 (g) Other similar barriers.  
34

35  
36 (3) "Open Range" area means any area in which livestock  
37 are not prohibited by law to freely rove, provided  
38 that any road or highway which is required by law  
39 to be fenced, and which passes through any area in  
40 which livestock are not otherwise prohibited by law  
41 to freely rove, shall not prevent such area from  
42 being classified as "open range".  
43

44 **Section 9-31. Illegal posting.**

45  
46 It shall be unlawful for any person to commit the crime  
47 of illegal posting. Illegal posting is the posting or the placing  
48 and/or maintaining of posted signs on property by anyone other  
49 than:  
50

51 (1) The owner or his duly authorized agent or  
52 representative.  
53

54 (2) The lessee or his duly authorized agent or  
55 representative.  
56

57 **Section 9-32. Destruction, defacing or removing of posted signs.**

58  
59 It shall be unlawful for any person to intentionally and  
60 without authority destroy, deface or remove posted signs, or  
61 signs designating or purporting to designate the boundary lines  
62 of immovable property.  
63

64 **Section 9-32.1 W-14 Diversion Canal-Damage to improvements prohibited.**

65  
66 Any person damaging any permanent or interim improvements  
67 made to the W-14 Diversion Canal and its levees shall be punished  
68 by a fine of two hundred dollars (\$200.00) or imprisonment for  
69 a term of thirty (30) days.  
70

71 The requisite public signs pertaining to this section shall  
72 be erected along the W-14 Canal.  
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11 **Section 9-33. Entry on or remaining in places after being forbidden.**  
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13 It shall be unlawful for any person without authority of laws  
14 to go into or remain in or upon any structure, water craft or any  
15 other movable which belongs to another, including public buildings  
16 and structures, ferries and bridges, or any part, portion or area  
17 hereof, after having been forbidden to do so, either orally or in  
18 writing, including by means of any sign hereinafter described, by  
19 any owner, lessee, or custodian of the property or by any other  
20 authorized person. Providing however nothing herein contained  
21 shall apply to a bona fide legitimate labor organization or to  
22 any of its legal activities such as picketing, lawful assembly or  
23 concerted activity in the interest of its members for the purpose  
24 of accomplishing or securing more favorable wage standards, hours of  
25 employment and working conditions. For the purposes of this Section,  
26 the above mentioned sign means a sign or signs posted on or in  
27 the structure, water craft or any other movable, including public  
28 buildings and structures, ferries and bridges, or part, portion or  
29 area thereof at a place or places where such sign or signs may be  
30 reasonably expected to be seen.  
31

32 **Section 9-34. Aiding and abetting others to enter or remain on**  
33 **premises where forbidden.**  
34

35 It shall be unlawful for any person to incite, solicit, urge,  
36 encourage, exhort, instigate or procure any other person to go  
37 into or upon or to remain in or upon any structure, water craft  
38 or any other movable or immovable, which belongs to another, in-  
39 cluding public buildings and structures, ferries and bridges, or  
40 any part, portion or area thereof, knowing that such other person  
41 has been forbidden to go or remain there, either orally or in  
42 writing, including by means of any sign hereinafter described, by  
43 the owner, lessee or custodian of the property or by any other  
44 authorized person.  
45

46 Providing however nothing herein contained shall apply to  
47 a bona fide legitimate labor organization or to any of its legal  
48 activities such as picketing, lawful assembly or concerted  
49 activity in the interest of its members for the purpose of accom-  
50 plishing or securing more favorable wage standards, hours of  
51 employment and working conditions.  
52

53 For the purposes of this Section, the above mentioned sign  
54 means a sign or signs posted on or in the structure, water craft  
55 or any other movable or immovable, including public buildings and  
56 structures, ferries and bridges, or part, portion or area thereof,  
57 at a place or places where such sign or signs may be reasonably  
58 expected to be seen.  
59  
60

61 Any law enforcement officer investigating a complaint that  
62 the provisions of this Section are being or have been violated or  
63 any such officer making any arrest for violation of the provisions  
64 of this Section, is hereby vested with authority to require any  
65 person involved in such investigation or arrest to identify him-  
66 self to such officer. Upon demand of such officer, the person  
67 involved shall inform the officer of his true name and address.  
68

69 **Section 9-35. Theft.**  
70

71 It shall be unlawful for any person to commit the crime  
72 of theft. Theft is the misappropriation or taking of anything  
73 of value of less than \$100.00 which belongs to another, either  
74 without the consent of the owner to the misappropriation or  
75 taking, or by means of fraudulent conduct, practices or represent-  
76 atives. An intent to deprive the owner permanently of whatever  
77 may be the subject of the misappropriation or taking is essential.  
78 Whoever commits the crime of theft shall be fined not more than  
79 five hundred dollars (\$500.00), or confined for not more than  
80 sixty (60) days in jail or both.  
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10  
11 **Section 9-36. Unauthorized use of movables.**  
12

13 It shall be unlawful for any person to commit the crime  
14 of unauthorized use of movables. Unauthorized use of movables is  
15 the intentional taking or use of any movable which belongs to  
16 another, either without the other's consent, or by means of  
17 fraudulent conduct, practices or representatives, but without  
18 any intention to deprive the other of the movable permanently. The  
19 fact that the movable so taken or used may be classified as an  
20 immovable, according to the law pertaining to civil matters, is  
21 immaterial.  
22

23 **Section 9-37. Receiving stolen things.**  
24

25 It shall be unlawful for any person to commit the crime  
26 of receiving stolen things. Receiving stolen things is the  
27 intentional procuring, receiving, or concealing of anything of  
28 value which has been the subject of any robbery or theft, under  
29 circumstances which indicate that the offender knew or had good  
30 reason to believe that the thing was the subject of one of these  
31 offenses.  
32

33 **Section 9-38. Issuing worthless checks.**  
34

35 It shall be unlawful for any person to commit the crime  
36 of issuing worthless checks. Issuing worthless checks is the  
37 issuing, in exchange for anything of value, whether the exchange  
38 is contemporaneous or not, with intent to defraud, of any check,  
39 draft or order for the payment of money upon any bank or other  
40 depository knowing at the time of the issuing that the offender  
41 has not sufficient credit with the bank, or other depository for  
42 the payment of such check, draft or order in full upon its  
43 presentation.  
44

45 The offender's failure to pay a check, draft, or order issued  
46 for value, within ten (10) days after notice of its nonpayment  
47 upon presentation has been deposited by certified mail in the  
48 United States mail system addressed to the issuer thereof either  
49 at the address shown on the instrument or the last known address  
50 for such person shown on the records of the bank upon which such  
51 instrument is drawn, shall be presumptive evidence of his intent  
52 to defraud.  
53

54 In addition to any other fine or penalty imposed under this  
55 section, the court may, at its discretion, order as part of the  
56 sentence, restitution in the amount of the check or checks.  
57

58 **Section 9-39. Littering.**  
59

60 It shall be unlawful for any person to commit the crime  
61 of littering. Littering is the placing, throwing or depositing  
62 of trash, debris or deleterious material or substance by any  
63 person on public or private property without proper consent of  
64 the occupant of the private property, or the owner if there is  
65 no occupant present. It is not necessary that the deposited sub-  
66 stance be trash, debris or deleterious by its nature if its  
67 presence is offensive to a person of ordinary sensibility or  
68 tends to constitute a hazard. This provision shall include,  
69 without limiting the application hereof, the throwing of paper  
70 containers, bottles and beer cans on public property or the  
71 property of another, except in containers provided for the deposit  
72 of such materials.  
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10  
11 **Section 9-39.1. Restriction on sale and possession of opened metal**  
12 **or glass containers and consumption of beverages**  
13 **therefrom.**

14  
15 (A) The removal of any opened or unsealed metal or glass  
16 beverage container from the premises of any bar or lounge located  
17 in the City of Slidell is prohibited, except for the removal of  
18 empty containers in the connection with trash and garbage  
19 disposal, glass and metal recycling programs, or the exchange  
20 of returnable bottles.

21  
22 (B) The sale of any beverage in an opened or unsealed  
23 metal or glass container from a bar or lounge for consumption  
24 outside the premises of the bar or lounge is prohibited.

25  
26 (C) The consumption of any beverage packaged in a metal or  
27 glass container is prohibited within five hundred (500) feet  
28 from the entrance or exit of a bar or lounge.

29  
30 (D) The consumption of any beverage packaged in a metal or  
31 glass container is prohibited on public parking lots within the  
32 City of Slidell.

33  
34 (E) Any person found violating subsections (A) through (D)  
35 of this section shall be fined not more than one hundred dollars  
36 (\$100.00).

37  
38 **ARTICLE VI. OFFENSES AFFECTING THE PUBLIC MORALS**

39  
40 **Section 9-40. Prostitution.**

41  
42 It shall be unlawful for any person to commit the crime  
43 of prostitution. Prostitution is the practice by a female of  
44 indiscriminate sexual intercourse with males for compensation.

45  
46 **Section 9-41. Soliciting for prostitutes.**

47  
48 It shall be unlawful for any person to commit the crime  
49 of soliciting for prostitutes. Soliciting for prostitutes is the  
50 soliciting, inviting, inducing, directing, or transporting a  
51 person to any place with the intention of promoting prostitution.

52  
53 **Section 9-42. Letting premises for prostitutes.**

54  
55 It shall be unlawful for any person to commit the crime  
56 of letting premises for prostitutes. Letting premises for  
57 prostitution is the granting of the right of use or the leasing  
58 of premises, knowing that they are to be used for the practice of  
59 prostitution, or allowing the continued use of the premises with  
60 such knowledge.

61  
62 **Section 9-43. Letting premises for obscenity.**

63  
64 It shall be unlawful for any person to commit the crime  
65 of letting premises for obscenity. Letting premises for obscenity  
66 is the granting of the right of use or the leasing of any  
67 premises, knowing that they are to be used for the practice of  
68 obscenity or allowing the continued use of the premises with such  
69 knowledge.

70  
71 **Section 9-44. Gambling.**

72  
73 It shall be unlawful for any person to commit the crime  
74 of gambling. Gambling is the intentional conducting, or directly  
75 assisting in conducting, as a business, of any game, contest,  
76 lottery, or contrivance whereby a person risks the loss of any-  
77 thing of value in order to realize a profit.

10  
11 **Section 9-45. Obscenity.**  
12

13 (A) It shall be unlawful for any person to commit the crime  
14 of obscenity. The crime of obscenity is the intentional:  
15

- 16 (1) Exposure of the genitals, pubic hair, anus, vulva or  
17 female breast nipples in any location or place open  
18 to the view of the public or the people at large such  
19 as a street, highway, neutral ground, sidewalk, park,  
20 beach, river bank or other place or location viewable  
21 therefrom with the intent of arousing sexual desire.  
22
- 23 (2) Participation or engagement in, or management,  
24 production, presentation, performance, promotion,  
25 exhibition, advertisement, sponsorship or display of,  
26 hard core sexual conduct when the trier of fact  
27 determines that the average person applying contem-  
28 porary community standards would find that the conduct,  
29 taken as a whole, appeals to the prurient interest;  
30 and the hard core sexual conduct, as specifically  
31 defined herein, is presented in a patently offensive  
32 way; and the conduct taken as a whole lacks serious  
33 literary, artistic, political or scientific value.  
34

35 Hard core sexual conduct is the public portrayal, for its  
36 own sake, and for ensuing commercial gain of:  
37

- 38 (a) Ultimate sexual acts, normal or perverted, actual,  
39 simulated or animated, whether between human beings,  
40 animals or an animal and human being; or  
41
- 42 (b) Masturbation, excretory functions or lewd exhibition,  
43 actual, simulated or animated, of the genitals,  
44 pubic hair, anus, vulva or female breast nipples; or  
45
- 46 (c) Sadomasochistic abuse, meaning actual, simulated or  
47 animated, flagellation or torture by or upon a  
48 person who is nude or clad in undergarments or in  
49 a costume which reveals the pubic hair, anus, vulva,  
50 genitals or female breast nipples, or the condition  
51 of being fettered, bound or otherwise physically  
52 restrained, on the part of one so clothed; or  
53
- 54 (d) Actual, simulated or animated, touching, caressing  
55 or fondling of, or other similar physical contact  
56 with, a pubic area, anus, female breast nipple,  
57 covered or exposed, whether alone or between humans,  
58 animals or a human and an animal, of the same or  
59 opposite sex, in an act of apparent sexual  
60 stimulation or gratification; or  
61
- 62 (e) Actual, simulated or animated stimulation of a  
63 human genital organ by any device whether or not  
64 the device is designed, manufactured and marketed  
65 for such purpose.  
66
- 67 (3) Sale, allocation, consignment, distribution, disse-  
68 mination, advertisement, exhibition or display of obscene  
69 material, or the preparation, manufacture, publication  
70 or printing of obscene material for sale, allocation,  
71 consignment, distribution, advertisement, exhibition  
72 or display.  
73

74 Obscene material is any tangible work or thing which the  
75 trier of fact determines (a) that the average person  
76 applying contemporary community standards would find,  
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11 taken as a whole, appeals to the prurient interest;  
12 and (b) depicts or describes in a patently offensive  
13 way, hard core sexual conduct specifically defined in  
14 Paragraph (2) above; and (c) the work or thing taken as  
15 a whole lacks serious literary, artistic, political  
16 or scientific value.

17  
18 (4) Requiring as a condition to a sale, allocation,  
19 consignment or delivery for resale of any paper,  
20 magazine, book, periodical or publication to a  
21 purchaser or consignee that such purchaser or con-  
22 signee also receive or accept any obscene material,  
23 as defined in Paragraph (3) above, for resale, dis-  
24 tribution, display, advertisement or exhibition  
25 purposes; or, denying or threatening to deny a fran-  
26 chise to, or imposing a penalty on or against, a  
27 person by reason of his refusal to accept, or his  
28 return of, such obscene material.

29  
30 (5) Solicitation or enticement of an unmarried person  
31 under the age of seventeen years to commit any act  
32 prohibited by Paragraphs (1), (2) or (3) above.  
33

34 (6) Advertisement, exhibition or display of violent  
35 material. "Violent material" is any tangible work  
36 or thing which the trier of facts determines depicts  
37 actual or simulated patently offensive acts of  
38 violence, including but not limited to, acts depicting  
39 sadistic conduct, whippings, beatings, torture and  
40 mutilation of the human body.

41  
42 (B) Lack of knowledge of age or marital status shall not  
43 constitute a defense.  
44

45 (C) No theatre employee or bookstore employee acting within  
46 the course and scope of a bona fide contract of employment wherein  
47 such employee is employed by any person, firm or corporation  
48 exhibiting motion pictures or selling books, periodicals or other  
49 published materials pursuant to a license or permit to exhibit or  
50 sell the same issued by the State of Louisiana or any municipality,  
51 parish or consolidated city-parish government therein, shall be  
52 guilty of a violation of this section as a result of his possession,  
53 exhibition or sale within the course and scope of such employment  
54 provided such employee has no managerial duties and has no  
55 financial interest in the possession, exhibition or sale of any  
56 materials other than wages from his said employment, unless there  
57 is no person having managerial duties or a financial interest in  
58 the possession, exhibition or sale of obscene materials subject  
59 to immediate arrest and prosecution.  
60

61 (D) The provisions of this section do not apply to recog-  
62 nized and established schools, churches, museums, medical clinics,  
63 hospitals, physicians, public libraries, governmental agencies,  
64 quasi-governmental sponsored organizations and persons acting in  
65 their capacity as employees or agents of such organization.  
66

67 For the purpose of this paragraph, the following words and  
68 terms shall have the respective meanings defined as follows:  
69

70 (1) Recognized and established schools means schools  
71 having a full time faculty and pupils, gathered  
72 together for instructions in a diversified  
73 curriculum.  
74

75 (2) Churches means any church, affiliated with a national  
76 or regional denomination.  
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10  
11 (3) Physicians means any licensed physician or  
12 psychiatrist.

13  
14 (4) Medical clinics and hospitals mean any clinic or  
15 hospital of licensed physicians or psychiatrists  
16 used for the reception and care of the sick, wounded  
17 or infirm.  
18

19 (E) (1) Except for those motion pictures, printed materials  
20 showing actual ultimate sex acts or simulated or  
21 animated ultimate sexual acts when there is an ex-  
22 plicit, closeup depiction of human genital organs  
23 so as to give the appearance of the consummation  
24 of ultimate sexual acts, no person, firm or cor-  
25 poration shall be arrested, charged or indicted  
26 for any violation of a provision of this section  
27 until such time as the material involved has first  
28 been the subject of an adversary hearing under the  
29 provisions of this section, wherein such person,  
30 firm or corporation is made a defendant and, after  
31 such material is declared by the court to be  
32 obscene, such person, firm or corporation continues  
33 to engage in the conduct prohibited by this section.  
34 The sole issue at the hearing shall be whether the  
35 material is obscene.  
36

37 (2) The hearing shall be held before the court having  
38 jurisdiction over the proceedings within seventy-  
39 two hours after receipt of notice by the person,  
40 firm or corporation. The person, firm or cor-  
41 poration shall be given notice of the hearing by  
42 registered mail or by personal service on the owner,  
43 manager or other person having a financial interest  
44 in the material; provided, if there is no such  
45 person on the premises, then notice may be given by  
46 personal service on any employee of the person, firm  
47 or corporation on such premises. The notice shall  
48 state the nature of the violation, the date, place  
49 and time of the hearing, and the right to present  
50 and cross examine witnesses.  
51

52 (3) The municipality or any defendant may appeal from a  
53 judgement. Such appeal shall not stay the judgement.  
54 Any defendant engaging in conduct prohibited by  
55 this section subsequent to notice of the judgement,  
56 finding the material to be obscene, shall be subject  
57 to criminal prosecution notwithstanding the appeal  
58 from the judgement.  
59

60 (4) No determination by the court pursuant to this  
61 section shall be of any force and effect outside  
62 the municipality in which made; and no such deter-  
63 mination shall be res judicata in any proceeding in  
64 any other judicial district. In addition, evidence  
65 of any hearing held pursuant to this section shall  
66 not be competent or admissible in any criminal  
67 action for the violation of any other section of  
68 this title; provided, however, that in any criminal  
69 action, charging the violation of any other section  
70 of this title, against any person, firm or  
71 corporation that was a defendant in such hearing,  
72 involving the same material declared to be obscene  
73 under the provisions of this section, then evidence  
74 of such hearing shall be competent and admissible  
75 as bearing on the issue of scienter only.  
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10  
11 **Section 9-46. Peeping Tom.**

12  
13 It shall be unlawful for any person to perform such acts  
14 as will make him a "Peeping Tom" on or about the premises of  
15 another, or go upon the premises of another for the purpose of  
16 becoming a "Peeping Tom".

17  
18 "Peeping Tom" as used in the Section means one who peeps  
19 through windows or doors, or other like places, situated on or  
20 about the premises of another for the purpose of spying upon or  
21 invading the privacy of persons spied upon without the consent of  
22 the persons spied upon. It is not a necessary element of this  
23 offense that the "Peeping Tom" be upon the premises of the person  
24 being spied upon.

25  
26 **Section 9-47. Keeping a disorderly place.**

27  
28 It shall be unlawful for any person to commit the crime  
29 of keeping a disorderly place. Keeping a disorderly place is  
30 the intentional maintaining of a place to be used habitually  
31 for any illegal purpose or for any immoral sexual purpose.

32  
33 **Section 9-48. Letting a disorderly place.**

34  
35 It shall be unlawful for any person to commit the crime  
36 of letting a disorderly place. Letting a disorderly place is  
37 granting of the right to use any premises knowing that they are  
38 to be used as a disorderly place, or allowing the continued use  
39 of the premises with such knowledge.

40  
41 **Section 9-49. Unlawful sales to minors and unlawful purchases**  
42 **and possession by minors.**

43  
44 (A) It shall be unlawful for any person to make unlawful sales  
45 to minors. Unlawful sales to minors is the selling, or other-  
46 wise delivering for value by anyone over the age of seventeen  
47 of any intoxicating or spirituous liquors, or any firearm or  
48 other instrumentality customarily used as a dangerous weapon,  
49 including ninja stars, chinese stars or similar devices  
50 to any person under the age of twenty-one. Lack of the knowledge  
51 of the minor's age shall not be a defense.

52  
53 (1) Whoever is found guilty of violating the provisions of  
54 this subsection shall be guilty of a misdemeanor and  
55 shall be fined not more than two hundred dollars  
56 (\$200.00) or be imprisoned for not more than thirty  
57 (30) days in jail.

58  
59 (B) It is unlawful for any person seventeen years of age to  
60 purchase any alcoholic beverage either of high or low alcoholic  
61 content.

62  
63 (1) Whoever is found guilty of violating the provisions  
64 of this Subsection shall be guilty of a misdemeanor  
65 and shall be fined not more than three hundred dollars  
66 (\$300.00) or be imprisoned for not more than ten (10)  
67 days.

68  
69 (C) It is unlawful for any person seventeen years of age to  
70 possess any alcoholic beverage either of high or low alcoholic  
71 content.

72  
73 (1) Whoever is found guilty of violating the provisions  
74 of this subsection shall be fined not more than  
75 fifty dollars (\$50.00).



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11 (2) Any person apprehended while violating the provisions  
12 of this subsection shall be issued a citation by the  
13 apprehending law enforcement officer which shall be  
14 paid in the same manner as provided for the offenders  
15 of local traffic violations.  
16

17 (3) "Possess" as used herein shall not include the  
18 handling, transport, sale, or service in dispensing of  
19 any alcoholic beverage by a person seventeen years of  
20 age pursuant to lawful employment by a duly licensed  
21 manufacturer, wholesaler, or retailer of beverage  
22 alcohol.  
23

24 (D) It is unlawful for any person under the age of seventeen  
25 to purchase or possess any alcoholic beverage either of high or  
26 alcoholic content.  
27

28 (1) Whoever is charged with the violation of this sub-  
29 section shall be remanded to the juvenile court in  
30 the area in which he resides, or to the juvenile  
31 section of the district court where he resides, or  
32 to the district court where he resides for hearing  
33 and disposition of the case.  
34

35 (2) "Possess" as used herein shall not include the  
36 handling, transport, sale, or service in dispensing  
37 any alcoholic beverage by a person under seventeen  
38 pursuant to lawful employment by a duly licensed  
39 manufacturer, wholesaler, or retailer of beverage  
40 alcohol if the sale or handling of alcoholic beverage  
41 does not constitute the main business where he is  
42 lawfully employed.  
43

44 (E) It shall be unlawful for any person eighteen years of  
45 age or older and under twenty-one years of age to purchase or  
46 have public possession of any alcoholic beverage.  
47

48 (1) The term "purchase" shall mean to acquire by the  
49 payment of money or other consideration.  
50

51 (2) The term "public possession" means the possession of  
52 any alcoholic beverage for any reason, including  
53 consumption on any street or highway, or in any public  
54 place or any place open to the public, including a  
55 club which is defacto open to the public.  
56

57 (3) The term "public possession" shall not include the  
58 possession or consumption of any alcoholic beverage  
59 for an established religious purpose; when a person  
60 eighteen years of age or older and under twenty-  
61 one years of age is accompanied by a parent, spouse  
62 or legal guardian twenty-one years of age or older;  
63 for medical purposes when prescribed or administered  
64 by a licensed physician, pharmacist, dentist, nurse,  
65 hospital or medical institution; in private residences,  
66 private clubs, or establishments; or to the sale,  
67 handling, transport, or service in dispensing of any  
68 alcoholic beverage pursuant to lawful employment of a  
69 person under twenty-one years of age by a duly  
70 licensed manufacturer, wholesaler, or retailer of  
71 beverage alcohol.  
72

73 (4) Whoever violates the provisions of this subsection  
74 shall be fined not more than fifty dollars (\$50.00).  
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- 13 (5) Any person apprehended while violating the provisions  
14 of this subsection shall be issued a citation by the  
15 apprehending law enforcement officer which shall be  
16 paid in the same manner as provided for the offenders  
17 of local traffic violations.  
18

19 The provisions of this subsection shall not apply to  
20 any person born on or before September 30, 1967.  
21

22 This subsection shall become effective on March 15, 1987.  
23

24 (F) Nothing in this section shall be constructed as re-  
25 lieving any licensed retail dealer in beverages of either high or  
26 low alcoholic content of any responsibilities imposed upon  
27 said dealer under the provisions of Title 26 of the Louisiana  
28 Revised Statutes of 1950 as amended.  
29

30  
31 **Section 9-50. Minors under the age of seventeen not to be**  
32 **permitted in pool or billiard halls.**  
33

34 No person, whether as proprietor, agent, manager, employee,  
35 lessee, or otherwise, conducting or carrying on any place where  
36 pool or billiard games of any sort are operated, for pay or  
37 otherwise, shall allow or permit minors under the age of seven-  
38 teen years within the place or to be employed therein, or to  
39 engage or take part in any game of pool or billiards, or to use  
40 or play upon any pool or billiards tables.  
41

42 **Section 9-51. Contributing to delinquency of juveniles.**  
43

44 It shall be unlawful for any person to contribute to the  
45 delinquency of a juvenile.  
46

47 (A) Contributing to the delinquency of juveniles is the  
48 intentional enticing, aiding or permitting, by anyone over the  
49 age of seventeen, of any child under the age of seventeen, and  
50 no exception shall be made for a child who may be emancipated  
51 by marriage or otherwise, to:  
52

- 53 (1) Beg, sing, sell any article or play any musical  
54 instrument in any public place for the purpose of  
55 receiving alms; or  
56  
57 (2) Associate with any vicious or disreputable persons,  
58 or frequent places where the same may be found; or  
59  
60 (3) Visit any place where beverages of either high or  
61 low alcoholic content are the principle commodity  
62 sold or given away; or  
63  
64 (4) Visit any place where any gambling device is found,  
65 or where gambling habitually occurs; or  
66  
67 (5) Habitually trespass where it is recognized he has  
68 no right to be; or  
69  
70 (6) Use any vile, obscene or indecent language; or  
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11 (7) Absent himself or remain away, without authority  
12 of his parents or tutor, from his home or place of  
13 abode; or

14  
15 (8) Violate any law of the state or ordinance of any  
16 parish or village, or town or city of the state; or

17  
18 (9) Visit any place where sexually indecent and obscene  
19 material, of any nature, is offered for sale, dis-  
20 played or exhibited.

21  
22 (B) Lack of knowledge of the juvenile's age shall not be  
23 a defense.

24  
25 **Section 9-51.1. Tattooing.**

26  
27 No person other than a licensed physician shall tattoo or  
28 otherwise cause any indelible mark or figure to be fixed upon  
29 the body of a human being.

30  
31 **Section 9-51.2. Regulation of health spas, recreational clubs**  
32 **and similar establishments selling memberships.**

33  
34 (A) The term "health spa" shall include any place or  
35 establishment which is operated for the purpose of giving either  
36 or all of the following services at such establishment; steam  
37 bath, hot-box, reducing exercises, magnetic baths, or any other  
38 similar services commonly rendered by such establishments for  
39 health purposes.

40  
41 (B) Health spas, recreational clubs and similar establish-  
42 ments shall not be permitted to sell memberships which exceed a  
43 time period of twelve (12) months.

44  
45 (C) Contracts for memberships in said establishments shall  
46 not be binding until seventy-two (72) hours after both parties  
47 have executed said contract. During the first seventy-two (72)  
48 hours after the contract has been signed, either party to the  
49 contract shall have the uncontested right to cancel said contract.  
50 Financial contracts of memberships shall be owned and maintained  
51 by the establishment selling the memberships. It shall be a violation  
52 of this section to sell or otherwise transfer ownership of said  
53 financial contracts to any other agency or institution.

54  
55 (D) Said establishments shall be bonded with a Louisiana  
56 firm for the total amount of their prepaid yearly memberships.  
57 Said establishments shall supply proof to the City of Slidell  
58 of said bond and of their total number of prepaid yearly member-  
59 ships within sixty (60) days of receipt of their occupational  
60 license. Said information shall also be supplied to the City  
61 of Slidell when occupational licenses are renewed. Should any  
62 establishment referenced by this section fail to comply with  
63 the provisions of this section, said establishment shall be liable  
64 for a fine not to exceed one hundred dollars (\$100.00) for each  
65 day of noncompliance.

66  
67 (E) The provisions of this section shall not apply to any  
68 establishments presently doing business within the city limits  
69 of Slidell. Further, this section shall not apply to such  
70 business any time in the future unless the council and the mayor  
71 adopt an ordinance or an amendment to this section changing  
72 the provisions of subsection (E) of this section.

10  
11 **Section 9-51.3. Massage establishments.**  
12

13 (A) Definitions. [As used in this section, the following  
14 words and terms shall have the meaning ascribed thereto:]  
15

- 16 (1) Massage shall mean any process or procedure upon  
17 the external parts of the body of a patron consisting  
18 of rubbing, stroking, kneading or tapping by any  
19 means.  
20
- 21 (2) Massage establishment shall include any place or es-  
22 tablishment which is operated for the purpose of  
23 giving either or all of the following services at  
24 such establishments: Physical massage of the person,  
25 colon irrigation, or any other similar services  
26 commonly rendered by such establishments for health  
27 purposes.  
28
- 29 (3) Massage technician means any person who gives or  
30 administers a massage.  
31
- 32 (4) Person means any person, association, firm, partner-  
33 ship or corporation.  
34
- 35 (5) Patron means any person over eighteen (18) years or  
36 older, who receives a massage under such circumstances  
37 that it is reasonably expected that he or she will  
38 pay money or give any consideration therefor.  
39
- 40 (6) Recognized school means any school or institution of  
41 learning which has for its purpose the teaching of  
42 the theory, method, profession or work of massage  
43 technicians, which school requires a resident course  
44 of study of not less than two hundred (200) hours to  
45 be given in not less than three (3) calendar months  
46 before the student shall be furnished with a diploma  
47 or certificate of graduation from such school  
48 following successful completion of such course study  
49 or learning. Such school must show current member-  
50 ship in good standing in the American Massage and  
51 Therapy Association.  
52

53 (B) Facilities. Every massage establishment shall maintain  
54 facilities meeting the following requirements:  
55

- 56 (1) Every massage establishment be equipped with security  
57 deposit facilities capable of being locked by the  
58 patron. Sufficient safety deposit facilities shall  
59 be furnished so that each patron will have a separate  
60 compartment available for storage of clothing and  
61 valuables. Disposable containers shall be provided  
62 for storage of articles of clothing.  
63
- 64 (2) Every massage establishment shall have a minimum  
65 of one (1) shower, one (1) toilet and one (1) wash-  
66 basin for every two (2) massage technicians employed.  
67
- 68 (3) If male and female patrons are to be served simul-  
69 taneously, such massage rooms, dressing, facilities,  
70 toilet facilities, steam rooms and sauna rooms as  
71 are provided shall be separate for male and female  
72 patrons and each such separate facility or room shall  
73 be clearly marked as such. It shall be unlawful for  
74 any person employed by a massage parlor to perform  
75 a massage on a person of the opposite sex. It shall  
76 be unlawful for any proprietor, agent or person  
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10  
11 lawfully in charge of massage parlor to knowingly allow  
12 any employee thereof to perform a massage on a person  
13 of the opposite sex.  
14

- 15 (4) Rooms in which massage is to be practiced or admin-  
16 istered shall have at least fifty square feet of  
17 clear floor area and shall maintain a light level  
18 of no less than forty (40) foot candles as measured  
19 at three (3) feet above the floor. Lighting in colors  
20 other than white shall be prohibited. Such rooms  
21 shall be equipped with cabinets for the storage of  
22 clean linen and chemicals and approved receptacles  
23 for the storage of soiled linen. Such rooms shall  
24 contain a door incapable of being locked from the  
25 exterior or interior. Such door shall contain a  
26 transparent window pane no less than twelve (12)  
27 inches wide and twelve (12) inches long, such that  
28 an unobstructed view of the room is provided from a  
29 hallway or other common access area which is immed-  
30 iately adjacent to the room.  
31

- 32 (5) No stuffed or upholstered furniture or beds and  
33 mattresses shall be permitted in rooms where massage  
34 is to be practiced or administered. Such rooms shall  
35 be equipped with massage tables having a hard surface  
36 impervious to liquids with a width of no more than  
37 eight (8) feet. The surface of such tables shall be  
38 positioned at least two (2) feet from the surface of  
39 the floor so as to allow for free access to the floor  
40 beneath. Such tables may be equipped with either  
41 nondisposable pads or coverings or disposable coverings  
42 not more than two and one-half (2½) inches thick.  
43 Nondisposable pads or coverings shall be removable,  
44 impervious and cleanable.  
45

46 (C) Operation. Every massage establishment and every  
47 massage technician shall comply with the following operating  
48 requirements. These requirements shall be prominently and pub-  
49 licly displayed in a conspicuous place upon every premises  
50 licensed under the provisions of this section.  
51

- 52 (1) Massage establishments shall commence operations no  
53 earlier than 8:00 A.M. and the hours of operation  
54 shall not extend no later than 10:00 P.M. Massage  
55 technicians shall not practice or administer massage  
56 at massage establishment at any time outside of the  
57 hours of operation.  
58  
59 (2) Massage establishments and massage technicians therein  
60 shall prominently and publicly display on the premises  
61 their licenses and permits during all hours of oper-  
62 ation.  
63  
64 (3) Massage establishments shall keep record of the date  
65 and hour of each massage, the name and address of the  
66 patron receiving the massage and the name of the  
67 technician practicing or administering massage. Such  
68 record shall be open to inspection by city officials.  
69 Information furnished or secured as a result of such  
70 inspection by authorized officials shall be con-  
71 fidential.  
72  
73 (4) Massage establishments shall at all times be equipped  
74 with an adequate supply of clean sanitary towels,  
75 coverings and linens. Clean towels, coverings and  
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11 linens shall be stored in cabinets. Towels and linens  
12 shall not be used on more than one (1) patron unless  
13 such instruments have first been laundered and dis-  
14 infected. Disposable coverings and towels shall not  
15 be used on more than one (1) patron. Soiled linens  
16 and paper towels shall be deposited in approved  
17 receptacles.  
18

19 (5) Instruments utilized in performing massage shall not  
20 be used on more than one (1) patron unless such  
21 instruments have first been disinfected, using dis-  
22 infecting agents or sterilizing equipment. Massage  
23 table pads and reusable table coverings shall be  
24 disinfected between each massage with approved  
25 chemicals. Chemicals used during massage shall be  
26 stored separately in containers clearly labeled as  
27 to contents. All chemical containers shall be stored  
28 in cabinets reserved solely for such purpose.  
29

30 (6) Massages shall not be given unless patrons are  
31 wearing clothing fully covering their genitals and  
32 female patrons are in addition wearing clothing fully  
33 covering their breasts. Where such clothing is furnished  
34 patrons by the massage establishment, it shall not  
35 be used by more than one (1) patron unless it has first  
36 been laundered and disinfected. Massages technicians  
37 shall be fully clothed from the knee to the neck in  
38 clean opaque light colored clothing.  
39

40 (7) Massage shall not be given to patrons who have open  
41 sores or other visual signs of contagion or com-  
42 municable disease.  
43

44 (a) For purposes of ascertaining violations of this  
45 section and conducting routine inspections, police  
46 officers and building inspectors of the City of  
47 Slidell and state sanitary inspectors shall have  
48 the right of entry onto the premises of any massage  
49 establishment during the hours such establishment  
50 is open for business. If said officers observe that  
51 any massage technician has open sores or otherwise  
52 have reasonable grounds to believe that any massage  
53 technician is infected with a contagious or  
54 communicable disease, they shall have the right to  
55 suspend such massage technician from practicing or  
56 administering massage until such time as he furnishes  
57 a doctor's certificate showing him to be free of  
58 any contagious or communicable disease.  
59

60 (b) The owner or licensee or his/her duly authorized  
61 manager shall be on duty at all times during  
62 working hours in the massage establishment.  
63

64 (D) License required. No person shall carry on the business  
65 of operating a massage establishment at any place within the city  
66 unless he has a valid license issued pursuant to the provisions  
67 of this section for each and every such place of business.  
68

69 (1) Applicant:  
70

71 (a) Fee. Any person desiring to obtain a license to  
72 operate a massage establishment shall make app-  
73 lication to the director of finance. A fee of  
74 one hundred dollars (\$100.00) made payable to  
75 the City of Slidell shall accompany the submission  
76 of the application to defray the costs of  
77 administration and investigation. In the event  
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11 the applicant is not granted a license under the  
12 provisions of this section, fifty dollars (\$50.00)  
13 of the application fee shall be returned to the  
14 applicant.  
15

- 16 (b) Contents. Any person desiring a massage estab-  
17 lishment license shall file a written application  
18 with the director of finance on a form to be  
19 provided by the director of finance. If the  
20 applicant is a corporation, the name of the cor-  
21 poration shall be set forth exactly as set forth  
22 in its articles of incorporation, together with  
23 the names and addresses of each of its officers,  
24 directors and each stockholder of the corporation  
25 and the application shall be verified by an officer  
26 of the corporation. If the applicant is a partner-  
27 ship, the application shall set forth the name and  
28 residence address of each of the partners, including  
29 limited partners, and the application shall be  
30 verified by each partner. If one (1) or more of the  
31 partners is a corporation, the provisions of this  
32 section pertaining to a corporate applicant shall  
33 apply to the corporation partner. If the applicant  
34 is neither a corporation nor a partnership, the  
35 application shall set forth the full name and  
36 address of the applicant and be verified by the  
37 applicant. The application for massage establish-  
38 ment license shall set forth the proposed place  
39 of business and the facilities therefor, together  
40 with a detailed description of the nature and  
41 scope of the proposed business operation. In add-  
42 ition to the foregoing, the following information  
43 shall be furnished concerning the applicant if an  
44 individual; and concerning each individual stock-  
45 holder of the corporation, each officer and director  
46 if the applicant is a corporation; and concerning  
47 the partners, including limited partners, if the  
48 applicant is a partnership:  
49

50 1. The previous address, if any, for a period of  
51 three (3) years, immediately prior to the date of  
52 application and the dates of such residence.  
53

54 2. The date of birth.  
55

56 3. Three (3) passport size photographs one inch by  
57 one inch (1" X 1") taken within six (6) months of the  
58 date of application.  
59

60 4. A complete set of fingerprints.  
61

62 5. The business, occupation or employment history  
63 for three (3) years immediately preceding the date  
64 of application, including but not limited to, whether  
65 such person previously operating under a permit or  
66 license in another city in this or another state  
67 had such license suspended or revoked.  
68

69 6. All convictions, including ordinance violations,  
70 exclusive of traffic violations, with a brief state-  
71 ment of the nature of the convictions and the  
72 jurisdiction in which the convictions occurred.  
73

74 7. A physical description to include height, weight,  
75 sex, color of eyes, color of hair, birthmarks and  
76 scars.  
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- 11 (2) Investigation. Applications for licenses under this  
12 section shall be referred to the council administrator  
13 and the chief of police within forty-eight (48) hours  
14 of the application being filed, all of whom shall cause  
15 an investigation to be made and report their findings  
16 to the director of finance. Applicants shall cooperate  
17 with any investigation conducted pursuant to the  
18 provisions of this section and shall permit access to  
19 the proposed place of business and facilities therefor  
20 in conjunction with any such investigation.  
21
- 22 (3) Granting of license. Within sixty (60) days of the  
23 receipt of an application the director of finance  
24 shall either grant or deny a massage license. The  
25 department of police, shall be notified within forty-  
26 eight (48) hours of the denial or acceptance of the  
27 application by the finance department. The director  
28 of finance shall grant a massage license only if  
29 he/she finds:  
30
- 31 a. The required fee has been paid.
  - 32
  - 33 b. The application conforms in all respects to the  
34 provisions of this section of the City Code.
  - 35
  - 36 c. The application has not knowingly made material  
37 misstatement in the application for a license.  
38
  - 39 d. The applicant has fully cooperated in the invest-  
40 igation of his application.  
41
  - 42 e. The massage establishment as proposed by the  
43 applicant would comply with all applicable laws,  
44 including but not limited to, the city's building,  
45 zoning and health regulations.  
46
  - 47 f. The applicant if an individual, or any of the  
48 stockholders of the corporation, any officers or  
49 directors, if the applicant is a corporation,  
50 or any of the partners, including limited  
51 partners, if the applicant is a partnership  
52 have not been convicted of a felony or has pleaded  
53 guilty to or has currently pending against that  
54 person, or forfeited bail, or been convicted of  
55 violation of any law of any jurisdiction for  
56 prostitution, pandering, pimping, lewd conduct or  
57 sexual misconduct within five (5) years of the  
58 application.  
59
  - 60 g. The applicant has not had a massage establishment  
61 license or permit denied or revoked for cause by  
62 this city or any other city located in or out  
63 of this state.  
64
  - 65 h. The applicant, if an individual, or any of the  
66 officers or directors if the applicant is a  
67 corporation, or any of the partners, including  
68 limited partners, if the applicant is a partner-  
69 ship is [at least] eighteen (18) years of age.  
70
  - 71 i. The applicant, if a corporation, is licensed to do  
72 business and in good standing in the State of  
73 Louisiana.  
74
  - 75 j. The massage establishment as proposed by the  
76 applicant would comply with the requirements of  
77 this article of the City Code.  
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10  
11 (E) Massage technician permit required. No person shall  
12 practice or administer massages unless he has a valid permit  
13 issued pursuant to the provisions of this section.  
14

15 (1) Application:

- 16  
17 (a) Fee. Any person desiring to obtain a permit to act  
18 as a massage technician shall make application to  
19 the police department for a massage technician  
20 permit. A fee of twenty-five dollars (\$25.00)  
21 made payable to the City of Slidell shall accompany  
22 the submission of an application to defray the costs  
23 of investigation and administration.  
24  
25 (b) Contents. Any person desiring a massage technician  
26 permit shall file a written application with the  
27 police department on a form to be provided by the  
28 police department. The application shall furnish the  
29 following:  
30  
31 1. Certificate from a medical doctor, licensed to  
32 practiced in the State of Louisiana, stating  
33 that the applicant has within thirty (30)  
34 days immediately proceeding the date of appli-  
35 cation been examined and found to be free of  
36 any contagious or communicable diseases.  
37  
38 2. A diploma or certificate of graduation from a  
39 recognized school.  
40  
41 3. The massage establishment, if any at which the  
42 applicant expects to be employed.  
43  
44 (2) Investigation. Applications for permits under this  
45 section shall be referred to the chief of police who  
46 shall cause an investigation to be made of the appli-  
47 cant and report his findings to the council admin-  
48 istrator and the director of finance.  
49  
50 (3) Granting of permit. Within sixty (60) days of receipt  
51 of the application the police department shall grant  
52 or deny a massage technicians permit only if it is  
53 found that:  
54  
55 (a) The required fee has been paid.  
56  
57 (b) The application conforms in all respects to the  
58 provisions of this section of the City Code.  
59  
60 (c) The applicant has not knowingly made a material  
61 misstatement in the application for permit.  
62  
63 (d) The applicant has fully cooperated in the inves-  
64 tigation of his application.  
65  
66 (e) The application has not been convicted of a felony  
67 or has pleaded guilty to or has currently pending  
68 against that person, or forfeited bail, or been  
69 convicted of a violation of any law of any jur-  
70 isdiction for prostitution, pandering, pimping,  
71 lewd conduct or sexual misconduct within five  
72 (5) years of the application.  
73  
74 (f) The applicant has furnished an acceptable medical  
75 certificate in compliance with the rules and  
76 regulations of the city.  
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- 10  
11 g. The applicant has furnished to the police department  
12 an acceptable diploma or certificate of graduation  
13 from a recognized school.  
14  
15 h. The applicant has not previously had a massage  
16 technician permit or other similar permit or other  
17 similar permit or license denied or revoked for cause  
18 by this city or by any other state.  
19  
20 i. The applicant is at least eighteen (18) years of age.  
21

22 (F) License or permit suspension or revocation. No license  
23 or permit may be suspended or revoked until after due notice and  
24 hearing before the city council to determine if grounds for such  
25 revocation exist. Notice of such hearing shall be in writing and  
26 served at least ten (10) days prior to the date of hearing by  
27 personally serving the person in charge of the massage establish-  
28 ment and by posting upon the entrance to the massage establishment  
29 in the issuance of a license suspension or revocation and by  
30 personally serving the massage technician in the instance of a  
31 permit suspension or revocation. The notice shall state the  
32 grounds of the complaint against the permittee or licensee and  
33 shall designate the time and place where the hearing will be held.  
34 The licensee or permittee shall have the right to appear at such  
35 hearing and to produce evidence. If, after holding the hearing,  
36 the city council shall determine that the massage establishment  
37 was being operated as charged in the complaint, the city council  
38 shall revoke the license or permit if it is charged and proved  
39 that the licensee or permittee has been guilty of violating  
40 paragraph (G).  
41

42 (G) Grounds for suspension and revocation. The following  
43 acts or omissions are declared to be in violation of this section  
44 and constitute grounds for revocation of a license or permit  
45 issued under this section.  
46

47 **Prohibited Act:**  
48

- 49 (1) Any lewd acts, sexual misconduct, sexual perversion  
50 or homosexual acts within such establishments. The  
51 following acts are in violation: Exposing, touching,  
52 caressing or fondling of genitals, anus, vulva, pubic  
53 hair, or nipples of female breasts; masturbation;  
54 oral copulation; cunnilingus or fellatio; sexual  
55 intercourse, vaginal or anal; urination or defecation  
56 except in provided facilities; sodomy, bestiality;  
57 sadomasochistic abuse, flagellation or torture, any  
58 unnatural carnal copulation by a human being with  
59 another of the same or opposite sex.  
60  
61 (2) Prostitution, pandering, or solicitation to perform  
62 a natural or unnatural sex act within such establish-  
63 ment.  
64  
65 (3) Making false statements in writing on application for  
66 license issued under this article.  
67  
68 (4) The drinking or consuming of intoxicants, or use of  
69 illegal drugs, at such establishments.  
70  
71 (5) Allow persons below the age of eighteen (18) years  
72 to be on the premises of a massage establishment.  
73  
74 (6) Any act of disturbance of the peace at such establish-  
75 ment. Defined as the performance of any of the  
76 following acts:  
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10  
11 (a) To communicate to another person a threat, either  
12 verbally, in writing, or through any other form of  
13 communication, to kill or murder him or to do him  
14 great bodily harm, or threatening to kill, murder,  
15 or do great bodily harm to members of his family,  
16 or to any other person when that person is in the  
17 immediate company of the person to whom the threat  
18 is communicated.

19  
20 (b) To address any words to any person who is lawfully  
21 in a public place where such words, which by their  
22 very utterance, inflict injury or have direct  
23 tendency to cause acts of violence by the person  
24 to whom individually, the remark is addressed.

25  
26 (c) To address language to any person that makes refer-  
27 ence to the person addressed as having sexual inter-  
28 course with himself or with another where such  
29 language inflicts injury, insults or causes acts  
30 of violence by the person to whom the language is  
31 addressed or is intended to inflict injury, insult  
32 or cause acts of violence.

33  
34 (7) Violation of any of the provisions of this section.

35  
36 (8) The presence of a person on the massage establishment  
37 premises who administers massage and does not have a  
38 valid massage technician permit.

39  
40 (H) Penalty. Violation by any person of any of the  
41 provisions of this section 9-14 is hereby declared to be a mis-  
42 demeanor, and upon th first conviction thereof, such person shall  
43 be fined not less than one hundred dollars (\$100.00) or sentenced  
44 to not more than ninety (90) days in jail, or both; and, on  
45 second and subsequent convictions thereof, such person shall be  
46 fined not less than one hundred dollars (\$100.00) and sentenced  
47 to not less than ninety (90) days in jail.

48  
49 (I) Sale or transfer. Upon the sale or transfer of any  
50 interest in a massage establishment, the license therefor shall be  
51 null and void. Any person desiring to continue to operate such  
52 massage establishment following sale or transfer shall make the  
53 proper application therefor.

54  
55 (J) Expiration of licenses and permits. All licenses and/or  
56 permits issued pursuant to the provisions of this section shall  
57 expire on the last day of December of each calendar year. Said  
58 licenses and/or permits shall be renewable by the 15th day of  
59 December of said calendar year and shall become null and void on  
60 the 31st day of December of said calendar year if not renewed.

61  
62 (k) Exemptions. This section shall not apply to the  
63 following:

64  
65 (1) Hospitals, nursing homes, sanitariums or other health  
66 care facilities licensed under the State of Louisiana,  
67 and physicians, surgeons, chiropractors, osteopaths or  
68 physical therapists licensed or registered to  
69 practice their respective professions under the laws  
70 of the State of Louisiana or nurses registered under  
71 the laws of the State of Louisiana acting under  
72 their direction and control.

73  
74 (2) Barber shops and beauty parlors, barbers and beau-  
75 ticians licensed under the laws of the State of  
76 Louisiana provided that such massage as is practiced  
77 is limited to the head, neck and scalp.  
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11 (3) accredited high schools and colleges and coaches and  
12 trainers therein while acting within the scope of  
13 their employment.  
14  
15 (4) Trainers of any amateur, semiprofessional or pro-  
16 fessional athlete or athletic team.  
17

18 **ARTICLE VII. REGULATION OF VEHICLES**

19  
20 **Section 9-52. Adoption of Highway Regulatory Act of State of**  
21 **Louisiana.**  
22

23 (A) City of Slidell and the governing authority thereof  
24 adopt by reference all of the provisions of Chapter 1 of Title 32  
25 of the Revised Statutes of Louisiana, including R.S. 32:1 through  
26 32:399, the same being the Highway Regulatory Act of the State of  
27 Louisiana, as well as all regulations of the Department of High-  
28 ways and the Director of Public Safety adopted pursuant thereto,  
29 with respect to all streets, highways or public ways located within  
30 the corporate limits of this municipality.  
31

32 (B) Each act or failure to act made an offense when  
33 committed upon a state highway, or with respect to operation of  
34 a motor vehicle upon a highway of the State of Louisiana in said  
35 Regulatory Act and the administrative provisions thereof is made  
36 an offense when committed upon or with respect to any street  
37 in the City of Slidell. Any person violating such provisions  
38 shall be punished as provided in Article 4 of this Code.  
39

40 **Section 9-53. Reckless operation of a vehicle.**  
41

42 It shall be unlawful for any person to commit the crime  
43 of reckless operation of a vehicle. Reckless operation of a  
44 vehicle is the operation of any motor vehicle, aircraft, vessel  
45 or other means of conveyance in a criminally negligent or reckless  
46 manner.  
47

48 **Section 9-54. Hit and Run driving.**  
49

50 It shall be unlawful for any person to commit the crime  
51 of hit and run driving. Hit and run driving is the intentional  
52 failure of the driver of a vehicle involved in or causing any  
53 accident, to stop such vehicle at the scene of the accident, to  
54 give his identity and to render reasonable aid.  
55

56 To give his identity, for the purpose of this section, shall  
57 mean that the driver of any vehicle involved in any accident shall  
58 give his name, address, and the license number of his vehicle, or  
59 shall report the accident to the police.  
60

61 **Section 9-55. Regulating the operation of motor vehicles on**  
62 **parking lots.**  
63

64 (A) It shall be unlawful for any person to operate a  
65 motor vehicle at a speed in excess of 15 miles per hour on any  
66 lot or plot of ground used by a business open to the public for  
67 the purpose of parking motor vehicles. This speed limit applies  
68 even though a place of business providing the parking lot is  
69 closed at the time of the operation of the motor vehicle.  
70

71 (B) It shall be unlawful for any person to operate a motor  
72 vehicle on any lot or plot of ground used by a business open to  
73 the public for the parking of motor vehicles in such a manner as  
74 to needlessly endanger life or property.  
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10  
11 **Section 9-55.1. W-14 Diversion Canal-Motorcycles and bicycles**  
12 **prohibited.**

13  
14 Motorcycles and bicycles are hereby prohibited from tra-  
15 versing the W-14 Diversion Canal and its levees.  
16

17 Violations of this section shall be punished by a fine of  
18 two hundred dollars (\$200.00) or imprisonment for a term of  
19 thirty (30) days.  
20

21 The requisite public signs pertaining to this section shall  
22 be erected along the W-14 Canal.  
23

24 **ARTICLE VIII. OFFENSES AGAINST THE PUBLIC AND PUBLIC OFFICERS.**

25  
26 **Section 9-56. Obstruction of street or drive.**

27  
28 It shall be unlawful to obstruct a street or highway of  
29 commerce, or a public, or private drive of another without the  
30 authorization of the owner, intentionally or in a criminally  
31 negligent manner, or by placing of anything or performance of any  
32 act on any railway, railroad, navigable waterway, road, street,  
33 highway, thoroughfare, or runway of any airport, which will render  
34 movement thereon difficult, lawful parking excepted.  
35

36 **Section 9-57. Obstruction of public passages.**

37  
38 It shall be unlawful for any person to willfully obstruct the  
39 free, convenient and normal use of any public sidewalk, street,  
40 highway, bridge, alley, road, or other passageway, or the en-  
41 trance, corridor or passage of any public building, structure,  
42 water craft or ferry, by impeding, hindering, stifling, retarding  
43 or restraining traffic or passage thereon or therein.  
44

45 This Section shall not be applicable to the erection or con-  
46 struction of any barricades or other forms of obstructions as a  
47 safety measure in connection with construction, excavation,  
48 maintenance, repair, replacement or other work, in or adjacent to  
49 any public sidewalk, street, highway, bridge, alley, road, or  
50 other passageway, nor to the placing of barricades or other forms  
51 of obstruction by governmental authorities, or any officer or  
52 agent thereof, in the proper performance of duties.  
53

54 **Section 9-58. Escape.**

55  
56 It shall be unlawful for any person to commit an escape. The  
57 crime of escape is the intentional departure of a person from  
58 lawful custody of an officer or from any place where he is law-  
59 fully detained by any officer.  
60

61 **Section 9-59. Air gun.**

62  
63 The use, firing, shooting and explosion of "air guns" or  
64 "air rifles" and "blow guns" within the corporate limits of this  
65 municipality is hereby declared to be a nuisance, and it shall be  
66 unlawful for any person to use, fire, shoot, or explode "air guns"  
67 or "air rifles" or "blow guns" within the municipal limit.  
68

69 **Section 9-60. Discharging firearms.**

70  
71 It shall be unlawful for any person to discharge either in  
72 the daytime or nighttime, any firearm within the corporate limits  
73 of this municipality; except law enforcement officers in the  
74 discharge of their duties, and except other persons acting in the  
75 necessary defense of life or property.  
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10  
11 **Section 9-61. Illegal carrying of weapons.**  
12

13 The provisions of this section, except paragraph (4) of  
14 this section, shall not apply to sheriffs and their deputies,  
15 state and city police, constables and town marshals, or other  
16 persons vested with police power in the City of Slidell.  
17

18 It shall be unlawful for any person to illegally carry a  
19 weapon. Illegal carrying of weapons, including ninja stars,  
20 chinese stars, or similar devices, is:  
21

22 (A) The intentional concealment of any firearm, or other  
23 instrumentality customarily used or intended for probable use as  
24 a dangerous weapon, on one's person; or  
25

26 (B) The ownership, possession, custody or use of any firearm  
27 or other instrumentality customarily used as a dangerous weapon,  
28 at any time by any enemy alien; or  
29

30 (C) The ownership, possession, custody or use of any tools,  
31 or dynamite or nitroglycerine, or explosives, or other instrument-  
32 ality customarily used by thieves or burglars at any time by any  
33 person with the intent to commit a crime; or  
34

35 (D) The manufacture, ownership, possession, custody or use  
36 of any switch blade knife or other knife or similar instrument  
37 having a blade which may be automatically unfolded or extended  
38 from a handle by the manipulation of a button, switch, latch or  
39 similar contrivance.  
40

41 **Section 9-62. Trash fires.**  
42

43 It shall be unlawful for any person to start or set any trash  
44 fire or to burn paper, grass, trash or debris where such fire is  
45 not protected by a proper furnace or incinerator, within the  
46 municipality limits.  
47

48 Specifically excepted from the terms of this article are  
49 bona fide land developers, contractors or other persons engaged  
50 in clearing land who have obtained the prior written consent to  
51 burn trash or debris from the St. Tammany Fire Protection District  
52 No. 1 and the mayor and city council, but developers, contractors,  
53 or other persons are prohibited from using old tires, crude oil,  
54 or any other agent or substance to facilitate their burning  
55 which will create dark or noxious smoke, and the overall dim-  
56 ensions of the pile to be burned cannot exceed five (5) feet in  
57 height by thirty (30) feet in length and thirty (30) feet in  
58 width; and must be under constant supervision of the permit  
59 holder or his representative as long as the fire is burning.  
60

61 The St. Tammany Fire Protection District No. 1 and mayor  
62 and city council and Slidell Police Department may continuously  
63 inspect the burning to insure that no undue nuisance to populated  
64 areas is caused and may have the authority to revoke the permit  
65 if the contractor, developer or other persons are not complying  
66 with reasonable standards of care.  
67

68 The fire chief or person in charge at the St. Tammany Fire  
69 Protection District No. 1 Central Station can sign the permit for  
70 the fire department. A copy of the permit is to be supplied to  
71 the St. Tammany Fire Protection District No. 1 and Slidell Police  
72 Department immediately after the permit is issued. The time limit  
73 for this permit shall be fifteen (15) days from the date of  
74 issuance.  
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10  
11 **Section 9-63. Obstruction of fireman.**

12  
13 It shall be unlawful for any person intentionally to  
14 obstruct any fireman while in the performance of his official  
15 duties. Obstructing a fireman is hereby defined as intentionally  
16 hindering, delaying, hampering, interfering with, or impeding  
17 the progress of, any regularly employed member of a fire de-  
18 partment of any municipality, parish or fire protection district  
19 of the State of Louisiana, or any volunteer fireman of the  
20 State of Louisiana while in the performance of his official  
21 duties; or cursing, reviling or using any opprobrious language  
22 directed at any such fireman while in the performance of his  
23 official duties. This provision does not attempt to prohibit  
24 any obstruction made felonious under the provisions of L.R.S.  
25 14:327.  
26

27 **Section 9-64. Obstruction of fire prevention.**

28  
29 It shall be unlawful to interfere with fire prevention by  
30 the intentional performance of any of the following acts:  
31

32 (A) Defacing or destroying fire warning notices or posters.  
33

34 (B) Injuring, destroying, removing or in any manner inter-  
35 fering with the use of any tools, equipment, towers, buildings  
36 or telephone lines used in the detection, reporting or suppression  
37 of fire.  
38

39 **Section 9-65. Spitting in public place.**

40  
41 It shall be unlawful for any person to expectorate or spit  
42 upon any sidewalk or on any hall, stairway or floor of any  
43 public building or conveyance.  
44

45 **Section 9-66. Defacing building.**

46  
47 It shall be unlawful to deface any building or property  
48 within the corporate limits of the municipality, by making signs  
49 or figures thereon, or write any indecent or obscene word, words,  
50 or sentences on any building, room, hall, closet, wall or fence.  
51

52 **Section 9-67. Cruelty to animals.**

53  
54 It shall be unlawful for any person to commit the crime  
55 of cruelty to animals. Cruelty to animals is the intentional  
56 or criminally negligent mistreatment of any animal by any act,  
57 or omission whereby unjustifiable physical pain, suffering or  
58 death is caused or permitted upon said animal.  
59

60 **Section 9-68. Disturbing the peace.**

61  
62 It shall be unlawful for any person to disturb the peace.  
63 Disturbing the peace, is the doing of any of the following in  
64 such manner as would foreseeably disturb or alarm the public:  
65

66 (A) Engaging in a fistic encounter; or  
67

68 (B) Address toward another person language which is threat-  
69 ening, profane, obscene, or derisive and which in the manner  
70 uttered has a tendency to incite an ordinary addressee to violent  
71 retaliatory action and a breach of the peace.  
72

73 (C) Appearing in an intoxicated condition; or  
74

75 (D) Engaging in any act in a violent and tumultuous manner  
76 by any three or more persons; or  
77

78 (E) Holding an unlawful assembly; or  
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10  
11 (F) Interruption of any lawful assembly of people; or  
12

13 (G) Commission of any act other than the exercise of free  
14 speech or free assembly guaranteed by the Constitution of the  
15 State of Louisiana, or by the Constitution of the United State  
16 of America, in such manner as to disturb or alarm the public,  
17 or to provoke another or others to retaliatory action or violence.  
18

19 **Section 9-68.1. Offenses against general peace and order.**  
20

21 (A) It shall be unlawful for any person to intentionally  
22 obstruct, render impassible or otherwise impede the use of any  
23 public place in such a fashion as to subject persons to un-  
24 reasonable place in such a fashion as to subject persons to  
25 unreasonable inconvenience and hazard and to refuse to desist  
26 from doing so when ordered to desist by a peace officer or other  
27 lawful authority.  
28

29 (B) It shall be unlawful for any person to appear in a  
30 public place manifestly under the influence of influence of  
31 alcohol, narcotics or any other controlled substance.  
32

33 (C) It shall be unlawful for any person to commit the  
34 crime of sleeping on public property as hereinafter defined:  
35 "Sleeping on public property" is:  
36

37 (1) The sleeping or living in any motor vehicle, camper  
38 or trailer on a street, sidewalk, neutral ground,  
39 alleyway, park or other public property in the city.  
40

41 (2) The sleeping by any persons on a street, sidewalk,  
42 neutral ground, alleyway, park or other public  
43 property in the city.  
44

45 (D) It shall be unlawful for any person to beg or solicit  
46 alms provided that this article shall not apply to persons  
47 soliciting alms for bona fide religious, charitable or eleemosynary  
48 organizations with the authorization thereof. Upon demand, any  
49 persons soliciting alms shall present proper identification and  
50 proof of organizational membership and authorization.  
51

52 (E) Penalties. Any violation of this section shall be  
53 punishable by a fine not to exceed two hundred dollars (\$200.00)  
54 or by imprisonment for not more than thirty (30) days or both.  
55

56 (F) Severability clause. If any provision of this section  
57 or application thereof to any persons or circumstances is held  
58 invalid, the invalidity shall not be given effect without the  
59 invalid provisions or application, and to this end the provisions  
60 of this section are severable.  
61

62 **Section 9-69. Dangerous weapons prohibited on premises where**  
63 **alcoholic beverages are sold.**  
64

65 (A) It shall be unlawful for any person to have in his  
66 possession a firearm, or other instrumentality customarily used  
67 or intended for probable use as a dangerous weapon, in any  
68 premises where alcoholic beverages are sold and consumed on the  
69 premises except the owner or lessee of the premises, or their  
70 employees, sheriffs, deputy sheriffs, state police, city police,  
71 constables, town marshals, or person vested with police power in  
72 the City of Slidell.  
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10  
11 (B) Any person vested with police power in the City of  
12 Slidell may search any person found in any place where alcoholic  
13 beverages are sold and consumed on the premises and shall con-  
14 fiscate any firearm or other instrumentality customarily used or  
15 intended for probable use as a dangerous weapon which such peace  
16 officer may find; this search shall be limited to only weapons  
17 unless probable cause for a wider search exists.  
18

19 (C) Premises where alcoholic beverages are sold and consumed  
20 on the premises shall include all of the licensed premises and  
21 shall include the parking lot.  
22

23 (D) Any gun or other instrumentality customarily used or  
24 intended for probable use as dangerous weapon found on any person  
25 while on the premises of a place where alcoholic beverages are  
26 sold and consumed may be used as evidence in court.  
27

28 (E) Any guns or other dangerous instrumentalities seized  
29 under the provisions of this section shall be held by the police  
30 until the disposition of the charges against the defendant; in  
31 the event of a conviction, the weapon shall be destroyed unless  
32 otherwise ordered by the judge, who shall have the authority to  
33 order the weapon either destroyed or otherwise disposed of.  
34

35  
36 (F) The director of finance shall adopt rules to ensure  
37 that each applicant for a license or for renewal of a license  
38 to sell alcoholic beverages shall be given a copy of the ordinance  
39 from which this section derived and the applicant shall sign an  
40 appropriate form indicating receipt of a copy of the ordinance  
41 from which this section derived. The owner of any establishment  
42 concerned by the ordinance from which this section derived may  
43 display said ordinance in the establishment.  
44

45 (G) Any violation of this section shall be punishable by  
46 a fine of two hundred dollars (\$200.00) or sixty (60) days in  
47 jail or both.  
48

49  
50 **Section 9-69.1. Curfew for persons under the age of seventeen**  
51 **established.**  
52

53 (A) Definitions. For the purpose of this section the fol-  
54 lowing words shall mean:  
55

- 56 (1) Custodian. Person having legal responsibility for the  
57 care or custody of a minor as the word "parent" is de-  
58 fined in LA. C.J.P. Art. 13(11).  
59  
60 (2) Minor. Any unmarried natural person under seventeen  
61 (17) years of age who is not fully emancipated pur-  
62 suant to LA Civil Code, Art. 385.  
63  
64 (3) Permit. To knowingly fail to prevent, or failure to  
65 prevent due to lack of reasonable efforts or concern,  
66 to supervise and control.  
67  
68 (4) Remain. To unnecessarily tarry, stay, loiter or idle.  
69  
70 (5) Reasonable errand. A minor's presence in public  
71 pursuant to his custodian's direction in order to  
72 accomplish a legitimate family function in a normal  
73 and customary fashion considering the time of day.  
74 Reasonable errand is also presumed to exist when a  
75 juvenile remains in public pursuant at his custodian's  
76 direction for purposes of the juvenile's employment in  
77 compliance with Louisiana child labor laws.  
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11 (B) Nocturnal curfew for minors. Unless accompanied by his  
12 custodian, it shall be unlawful for any minor, whether on foot or  
13 in a vehicle, to wander or to travel, loiter, stroll, play,  
14 traverse or remain in or upon any public street, road, highway,  
15 avenue, alley, park, other public place between 11:00 p.m. and  
16 5:00 a.m. beginning Sunday through Thursday nights lasting into  
17 the next morning and between 12:01 a.m. and 5:00 a.m. Saturday and  
18 Sunday mornings or on mornings of legal holidays except as to  
19 New Year's Day. This restriction commences at 1:00 a.m. until  
20 5:00 a.m. This restriction shall not apply to any minor who is  
21 engaged in emergency mission, nor shall it apply to any minor who  
22 is in the performance of a reasonable errand. Nor shall the  
23 provisions of this section apply to any minor when said minor is  
24 in attendance or enroute to and from any officially sponsored  
25 church, school or civic event.  
26

27 (C) Liability of custodians of minors. It shall be unlaw-  
28 ful for any custodian to permit a minor to violate section 9-12(b)  
29 of this article.  
30

31 (D) Enforcement procedures. If a police officer reasonably  
32 believes that a minor is violating section 9-12(b) of this  
33 article, the officer shall warn the minor that he is in violation  
34 of the curfew and shall request the minor to give his complete  
35 name and address, and how to contact his custodian. The officer  
36 shall then direct the minor to proceed immediately to his home or  
37 place of abode. If the minor fails to obey these directions, or  
38 refuses to furnish the officer with the requested identification  
39 information, or has been subjected to a prior curfew warning  
40 during that same night, the officer shall take such minor to the  
41 Slidell Police Department. The Slidell Police Department shall  
42 then contact the minor's custodian and release said minor to his  
43 custodian.  
44

45 (E) Penalties:

46 (1) Any minor violating the provisions of this section  
47 shall be found to be "in need of supervision" as  
48 defined in LA C.J.P. Art. 13(13).  
49

50 (2) Any custodian violating the provisions of this section  
51 shall be fined not less than fifty dollars (\$50.00)  
52 nor more than one hundred dollars (\$100.00) for each  
53 offense.  
54  
55

56 (F) Severability. If any provisions of this section or  
57 application thereto to any persons or circumstances is held in-  
58 valid, the invalidity shall not affect other provisions or applic-  
59 ations hereof which can be given effect without the invalid  
60 provisions or application and to this end the provisions of this  
61 section are severable.  
62

63 **Section 9-69.2. Abusing police officers.**  
64

65 It shall be unlawful for any person or persons to revile,  
66 upbraid, vilify, or abuse any police officer of the city while  
67 such officer is in the discharge of his duty.  
68

69 **Section 9-70. Resisting an officer.**  
70

71 It shall be unlawful for any person to resist an officer.  
72 Resisting any officer is the intentional opposition or resistance  
73 to, or obstruction of, an individual acting in his official  
74 capacity and authorized by law to make a lawful arrest or seizure  
75 of property, or to serve any lawful process or court order, when  
76 the offender knows or has reason to know that the person arresting,  
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10  
11 seizing property, or serving process is acting in his official  
12 capacity.

13  
14 The phrase "obstruction of" as used herein shall, in add-  
15 ition to its common meaning, signification and connotation,  
16 mean:

17  
18 (A) Flight by one sought to be arrested before the arrest-  
19 ing officer can restrain him and after notice is given that he is  
20 under arrest.

21  
22 (B) Any violence toward or any resistance or opposition to  
23 the arresting officer after the arrested party is actually placed  
24 under arrest and before he is incarcerated in jail.

25  
26 (C) Refusal by the arrested party to give his name and make  
27 his identity known to the arresting officer.

28  
29 (D) Congregates with others on a public street and refuses  
30 to move on when ordered by the officer.  
31

32 **Section 9-71. False personation.**

33  
34 It shall be unlawful for any person to commit the crime of  
35 false personation. False personation is the performance of any  
36 of the following acts with the intent to injure or defraud, or  
37 to obtain or secure any special privilege or advantage:  
38

39 (A) Impersonating any public officer, or private individual  
40 having special authority by law to perform an act affecting the  
41 rights or interests of another, or the assuming, without  
42 authority, of any uniform or badge by which such officer or person  
43 is lawfully distinguished; or  
44

45 (B) Performing any act purporting to be official in such  
46 assumed character.  
47

48 **Section 9-72. Abandoning or discarding ice boxes or other air-**  
49 **tight containers.**

50  
51 It shall be unlawful for any person, firm or corporation  
52 to leave outside or any building or dwelling in a place accessible  
53 to children, any abandoned, unattended or discarded ice box,  
54 refrigerator, or any other container of any kind which has an  
55 airtight door or doors or which may not be released for opening  
56 from the inside of said icebox, refrigerator, or container. It  
57 shall further be unlawful for any person, firm or corporation,  
58 to leave outside of any building or dwelling in a place accessible  
59 to children any abandoned, unattended or discarded icebox, re-  
60 frigerator, or any other container of any kind which is airtight  
61 and has a snap lock or other device thereon without first removing  
62 said snap lock or locks, or door or doors, from said icebox,  
63 refrigerators or containers.  
64

65 **Section 9-73. Demonstrations in or near buildings housing a court**  
66 **or occupied as residence by judge, juror, witness**  
67 **or court officer.**  
68

69 It shall be unlawful for any person, with the intent of  
70 interfering with, obstructing, or impeding the administration of  
71 justice, or with the intent of influencing any judge, juror, wit-  
72 ness, or court officer, in the discharge of his duty, to picket  
73 or parade in or near a building housing a court of the State of  
74 Louisiana, or in or near a building or residence occupied or used  
75 by such judge, juror, witness, or court officer, or with such  
76 intent use any sound-truck or similar device or resort to any  
77 other demonstration in or near any such building or residence.  
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10  
11 **Section 9-74. Handbills.**  
12

13 (A) Dropping Handbills prohibited. It shall be unlawful  
14 for any person to deposit, place, throw, scatter, drop or cast  
15 any handbill, poster, dodger or advertising matter of any kind on  
16 any street, sidewalk, alley, wharf, levee or other public place,  
17 or in the yard of any private residence or other private property.  
18

19 (B) Distribution on vacant premises prohibited. It shall  
20 be unlawful for any person to distribute, deposit, place, throw,  
21 scatter, drop or cast any handbill, poster, dodger or advertising  
22 matter of any kind in or upon any private residence which is  
23 temporarily or continuously uninhabited or vacant.  
24

25 (C) Distribution on inhabited private premises. It shall be  
26 unlawful for any person to distribute any handbill, poster,  
27 dodger or advertising matter of any kind in or upon any private  
28 residence which is inhabited, except by handling or transmitting  
29 such matter directly to the occupant, or other person then present  
30 upon such premises, provided, however, that, unless requested  
31 by anyone upon such premises not to do so, a person distributing  
32 such matter may place or deposit it in or upon such premises, if  
33 placed or deposited so as to secure or prevent it from being  
34 blown or drifted about, except that mailboxes may not be so used  
35 when prohibited by Federal postal laws or regulations.  
36

37 (D) Placing in vehicles prohibited. It shall be unlawful  
38 for any person to distribute, deposit, place, throw, scatter,  
39 drop or cast any handbill, poster, dodger, or advertising matter  
40 of any kind in or upon any automobile or other vehicle. The  
41 provisions of this section shall not be deemed to prohibit the  
42 handing, transmitting or distributing of any such matter to the  
43 owner or other occupant of any automobile or other vehicle, who  
44 is willing to accept the same.  
45

46 (E) Names and addresses required. It shall be unlawful for  
47 any person to distribute, place, hand out or circulate any  
48 handbill, poster, dodger or advertising matter of any kind which  
49 does not contain the name and address of the following:  
50

51 (1) The person who printed, wrote, compiled or manu-  
52 factured the same, and  
53

54 (2) The person who caused the same to be distributed;  
55 provided however, that in the case of a corporation,  
56 club, or other fictitious person, in addition to  
57 such fictitious name, the true names and addresses  
58 of the owners, managers or agents of the person  
59 sponsoring such matter shall also appear thereon.  
60

61 (F) Attachment to poles and other objects prohibited. It  
62 shall be unlawful for any person to paste, post, nail or attach  
63 in any other manner any handbill, dodger, sign, card, placard or  
64 advertisement of any kind, business or political, to any pole,  
65 post or object on any public street, alley, sidewalk, or other  
66 public way; it shall further be unlawful to suspend or erect any  
67 banner, placard or advertisement of any kind over or across any  
68 public street, alley, sidewalk, or other public way.  
69

70 (G) Agents, employees or servants. Whenever Paragraphs  
71 A,B,C,D,E, or F of this Section shall be violated by any person  
72 through an agent, employee or servant, both the employer and the  
73 agent, employee or servant shall be guilty of the offense.  
74

75 **Section 9-75. Fortune telling prohibited.**  
76

77 It shall be unlawful to practice or engage in "Fortune Tell-  
78 ing," "Palmistry," "Reading Futures" and the like.  
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11 **Section 9-76. False alarms.**

12  
13 It shall be unlawful for any person to intentionally make,  
14 turn in, or report a false alarm of fire or of need for police or  
15 ambulance assistance.

16  
17 **Section 9-77. False report of crime.**

18  
19 It shall be unlawful for any person to intentionally make  
20 to or file with, the police authorities any false, misleading  
21 or unfounded statement or report concerning the commission of  
22 alleged commission of any crime.

23  
24 **Section 9-78. Fireworks.**

25  
26 (A) Definition. The term "pyrotechnics," whenever used in  
27 this Section shall be held to mean any sparkler, squib, rocket,  
28 firecracker, roman candle, signal lights, fireworks, or other  
29 devices or composition used to obtain visible or audible  
30 pyrotechnic display.

31  
32 (B) Possession or Sale Prohibited. It shall be unlawful  
33 for any person to have, keep, store, use, manufacture, offer to  
34 sell, handle, or transport any pyrotechnics within the corporate  
35 limits except as herein provided, it being the intention of  
36 this Section to prohibit the sale of, distribution of, or dis-  
37 charge of pyrotechnics of any kind or description whatsoever  
38 within the corporate limits.

39  
40 Exceptions. Nothing contained in this Section shall be  
41 held to apply:

- 42  
43 (1) To the possession or use of signaling devices for  
44 current daily consumption by railroads, trucks  
45 or vessels requiring them.  
46  
47 (2) To pyrotechnic display of fireworks in public parks  
48 or other open places, where a permit for such display  
49 has been issued by the Fire Chief of Fire District No. 1.  
50  
51 (3) To the possession, sale or use of normal stacks of  
52 flashlight compositions by photographers or dealers in  
53 photographic supplies.  
54

55 **Section 9-79. Unnecessary noise.**

56  
57 (a) Definitions:

58  
59 The following words and phrases, when used in this ordinance  
60 shall have the meanings respectively ascribed to them:

61  
62 1. "A WEIGHTED SOUND LEVEL" means the sound sure level in  
63 decibels as measured on a sound level meter using the A weighing  
64 network. The level so read is designated db(A) or dBA.

65  
66 2. "CONSTRUCTION" means any site preparation, assembly,  
67 erection, substantial repair, alteration, or similar action, including  
68 demolition, for or of public or private rights-of-way, structures,  
69 utilities, or similar action, instructions, utilities, or similar  
70 property.

71  
72 3. "DECIBEL,(dB)" means a unit for measuring the volume  
73 of a sound, equal to twenty (20) times the logarithm to the base  
74 ten (10) of the ratio of the pressure, which is twenty (20) micro-  
75 pascals twenty (20) micronewtons per square meter.

76  
77 4. "DEMOLITION" means any dismantling, intentional  
78 destruction or removal of structures, utilities, public or private  
79 right of way, surfaces or similar property.  
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10 5. "EMERGENCY" means any occurrence or set of circumstances  
11 involving actual or imminent physical trauma or property-damage  
12 which demands immediate action.  
13

14 6. "EMERGENCY WORK" means any work performed for the purpose  
15 of preventing or alleviating the physical trauma or property  
16 damage threatened or caused by an emergency.  
17

18 7. "GROSS VEHICLE WEIGHT RATING (GVWR)" means the value  
19 specified by the manufacturer as the recommended maximum loaded  
20 weight of a single motor vehicle. In cases where trailers and  
21 tractors are separable, the gross combination weight rating  
22 (GCWR), which is the value specified by the manufacturer as the  
23 recommended maximum load weight of the combination vehicle, shall  
24 be used.  
25

26 8. "IMPULSIVE SOUND" means sound of short duration usually  
27 less than one second, with an abrupt onset and rapid decay.  
28 Examples of sources of impulsive sound include explosions, drop  
29 forge impacts, and the discharge of firearms.  
30

31 9. "MOTOR CARRIER VEHICLE ENGAGED IN INTERSTATE COMMERCE"  
32 means any vehicle for which regulations apply pursuant to section  
33 18 of the Federal Noise Control Act of 1972 (P.L. 92-574) as  
34 amended, pertaining to motor carriers engaged in interstate  
35 commerce.  
36

37 10. "MOTOR VEHICLE" means any vehicle which is propelled or  
38 drawn on land by motor, such as but not limited to passenger cars,  
39 trucks, truck-trailers, semi-trailers, campers, go-carts,  
40 amphibious crafts on land, dune buggies, or racing vehicles, but  
41 not including motorcycles.  
42

43 11. "MOTORBOAT" means any vessel which operates on water and  
44 which is propelled by a motor, including but not limited to boats,  
45 barges, amphibious craft, water ski, towing devices and hover  
46 craft.  
47

48 12. "MOTORCYCLE" means an unenclosed motor vehicle having a  
49 saddle for the use of the operator and two (2) or more wheels in  
50 contact with the ground, including but not limited to motor  
51 scooters and minibikes.  
52

53 13. "MUFFLER OR SOUND DISSIPATIVE DEVICE" means a device for  
54 abating the sound or escaping gases of an internal-combustion.  
55

56 14. "NOISE" means any sound which annoys or disturbs humans or  
57 which causes or tends to cause an adverse psychological effect on  
58 humans.  
59

60 15. "NOISE DISTURBANCE" means any sound which:

- 61 a. Endangers or injures the safety or health of  
62 humans or animals; or  
63  
64 b. Annoys or disturbs a reasonable person's  
65 normal sensitivities; or  
66  
67 c. Endangers or injures personal or real property.  
68  
69

70 16. "NOISE SENSITIVE ZONE" means any area designated for the  
71 purpose of ensuring exceptional quiet.  
72

73 17. "PERSON" means any individual, association, partnership  
74 or corporation, and includes any officer, employee, department,  
75 agency or instrumentality of a state or any political subdivision  
76 of a state.  
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10  
11 18. "POWERED MODEL VEHICLE" means any self propelled air-  
12 borne, waterborne, or landborne plane vessel or vehicle which  
13 is not designed to carry persons, including but not limited to  
14 any model airplane, boat, car, rocket.  
15

16 19. "PROPERTY LINE" means an imaginary line along ground  
17 surface, and its vertical extension which separates the real  
18 property owned by another person, but not including intrabuilding  
19 real property divisions.  
20

21 20. "PUBLIC RIGHT OF WAY" means any street, avenue, boulevard,  
22 highway, sidewalk, or alley or similar place which is owned or  
23 controlled by a government entity.  
24

25 21. "PUBLIC SPACE" means any real property or structure thereon  
26 which are owned or controlled by a governmental entity.  
27

28 22. "PURE TONE" means sound which can be distinctly heard  
29 as a single pitch or a set of single pitches for the purpose of  
30 this ordinance a pure tone shall exist if the one-third octave  
31 band sound pressure level in the band when the tone exceeds  
32 the arithmetic average of the sound pressure levels of the two  
33 (2) contiguous one-third octave bands five (5) dB for center  
34 frequencies of five hundred (500) Hz and above by eight (8) dB  
35 for center frequencies between one hundred sixty (160) and  
36 four hundred (400) Hz and by fifteen (15) dB for center frequencies  
37 less than or equal to one hundred twenty-five (125) Hz.  
38

39 23. "SOUND" means an oscillation in pressure, particle dis-  
40 placement, particle velocity or other physical parameter, in a  
41 medium with internal forces that causes compression and rare-  
42 faction of that medium. The description of sound may include any  
43 characteristic of such sound, including direction, intensity and  
44 frequency.  
45

46 24. "SOUND LEVEL" means the weighted sound pressure level  
47 obtained by the use of a sound level meter and frequency weighting  
48 network such as A, B, or C as specified in American National  
49 Standards Institute specifications for sound level meters  
50 (ANSI SI 4-1971) of the latest approved revisions thereof. If  
51 the frequency weighting employed is not indicated, the A-weighting  
52 shall apply.  
53

54 25. "SOUND LEVEL METER" means an instrument which includes a  
55 microphone, amplifier, RMS detector, integrator or time averager,  
56 output meter, and weighting networks used to measure sound  
57 pressure levels.  
58

59 26. "SOUND PRESSURE" means the instantaneous difference between  
60 the actual pressure and the average barometric pressure at a given  
61 point in space, as produced by sound energy.  
62

63 27. "SOUND PRESSURE LEVEL" means twenty (20) times the logarithm  
64 to the base ten (10) of the ratio of the RMS sound pressure to  
65 the reference pressure of twenty (20) micropascals ( $20 \times 10.6$   
66  $N/n^2$ ). The sound pressure level is denoted L, or SPL and is  
67 expressed in decibels.  
68

69 28. "TERMINOLOGY" means all terminology used in this section, not  
70 defined herein, shall be in conformance with applicable  
71 publications of the American National Standards Institute (ANSI)  
72 or its successor body.  
73  
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9 29. "VIBRATION" means an oscillatory motion of solid bodies of  
10 deterministic or random nature described by displacement, velocity  
11 or acceleration with the respect to a given reference point.  
12

13 30. "WEEKDAY" means any day Monday thru Friday which is not a  
14 legal holiday.  
15

16 (B) ENFORCEMENT:

17  
18 1. PRIMA FACIA EVIDENCE OF A VIOLATION: Evidence  
19 establishing that an activity is causing or has caused the  
20 permissible sound level to be exceeded, shall be deemed to be  
21 prima facia evidence of a violation of this section. Sound level  
22 measurements taken in procedures as outlined in subsection (c).  
23

24 2. PROCEDURES AND MEASUREMENTS: Unless otherwise provided  
25 in this ordinance, sound level measurements shall be taken, by the  
26 appropriately trained and commissioned law officer, with a sound  
27 level meter microphone located at any point on the real property  
28 boundary or other point as provided in this ordinance, no closer  
29 than five (5) feet from any wall or vertical obstruction when  
30 possible, and where practicable not less than five (5) feet above  
31 ground level, but in no event less than three (3) feet above  
32 ground. A minimum of three (3) readings shall be taken at two (2)  
33 minute intervals. The sound level shall be the average of these  
34 readings.  
35

36 (C) PROHIBITIONS:

37  
38 1. MAXIMUM PERMISSIBLE SOUND LEVELS: No person shall  
39 operate or cause to be operated on private property, any source of  
40 sound in such a manner as to create a sound level which exceeds  
41 the limits set forth for the receiving land use category as  
42 defined in the Code of Ordinance of Chapter 9 in the following  
43 tables, when measured at or within the property boundary of the  
44 receiving land use. Neither shall any person create or cause to  
45 be created "any noise disturbance" which annoys or disturbs a  
46 reasonable person or normal sensitivities; or endangers or injures  
47 personal or real property; or endangers or injures the safety or  
48 health of humans or animals.  
49

Receiving Land Use Category	Time	Sound Level Limit dBA
Light Industrial	Dusk to Dawn	65 dBA
Commercial	Dusk to Dawn	60 dBA
Residential	Dusk to Dawn	40 dba
Residential/ Commercial (Hist. Dist.)	Dusk to Dawn	45 dBA

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63  
64 2. PLACES OF PUBLIC ENTERTAINMENT: It shall be unlawful  
65 for any person to operate or permit the operation of any radio,  
66 television, phonograph, drum, musical instrument, sound amplifier  
67 or similar device which produces, reproduces or amplifies sound in  
68 anyplace of public entertainment at a sound in anyplace of public  
69 entertainment at a sound level which exceeds ninety-five (95) dBA,  
70 except where a sign is posted at every public entrance which reads  
71 "Warning, sound levels created in this building may cause  
72 permanent hearing damage or loss".  
73

74 3. MAXIMUM PERMISSIBLE SOUND LEVELS BY MOTOR VEHICLES: No  
75 person shall operate or cause to be operated any motor vehicle on  
76 a pubic street in such a manner that the sound level emitted there  
77 from exceeds eighty-five (85) dBA on one measured reading from the  
78 curb of the street. The provisions of sub-section (B) (2) shall  
79 not apply to measurements taken to enforce this section.  
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11  
12 4. **NOISE SENSITIVE ZONES:** It shall be unlawful for any  
13 person to create any noise which exceeds the sound level of fifty  
14 (50) dBA as measured within twenty (20) feet from the exterior  
15 wall of any public school between the hours of 7:00 a.m. and 4:00  
16 p.m. on weekdays when school is in session.

17  
18 5. **RECREATIONAL MOTORIZED VEHICLES OPERATING OFF PUBLIC**  
19 **RIGHTS-OF-WAYS:** No person shall operate or cause to be operated  
20 any recreational motorized vehicle on a public right-of-way or on  
21 private property in such a manner that the sound level emitted  
22 therefrom exceeds forty (40) dBA at or across the boundary of any  
23 private property receiving the noise. This section shall apply to  
24 all recreational motorized vehicles, whether or not fully licensed  
25 and registered, including but not limited to commercial or non-  
26 commercial racing vehicles, motorcycles, go-carts, minibikes,  
27 snowmobiles, amphibious crafts, campers, and dune buggies, but not  
28 including motorboats. The provisions of Sub-section (B) will not  
29 apply to measurements taken to enforce this section.

30  
31 6. **MOTOR VEHICLE HORNS AND SIGNALING DEVICES:** It shall be  
32 a violation of this chapter to do either of the following:

- 33  
34 a. Sound any horn or other auditory signaling  
35 device on or in any motor vehicles on any  
36 public right-of-way or public spa, except  
37 as a warning of danger, a signal of arrival;  
38 or  
39  
40 b. Sound any horn or other auditory signaling  
41 device which produces a sound level in  
42 excess of ninety-five (95) dBA at fifty  
43 (50) feet.  
44

45 7. **ANIMALS AND BIRDS:** It shall be a violation of this  
46 section for any person to own, possess or harbor any animal or  
47 bird which frequently or for a continued duration howls, barks,  
48 meows, squawks or makes any other sound, in an excessive manner  
49 which shall disturb the comfort or the repose of a person dwelling  
50 in the vicinity of where the animal or bird is kept.

51  
52 8. **PERMISSIBLE TIME FOR CONSTRUCTION ACTIVITY, OPERATION OF**  
53 **DOMESTIC TOOLS, ETC:**

- 54  
55 a. It shall be unlawful for any person to do, perform  
56 or engage in any construction work of any nature  
57 between the hours of dusk and dawn, or at any time  
58 on Sunday, if any such activity shall cause noises  
59 whose levels result in excess of forty (40) dBA  
60 at the receiving property line. This section  
61 shall not prohibit any work performed because of  
62 emergency as defined in sub-section (A).  
63  
64 b. It shall be unlawful to operate or permit the  
65 operation of any mechanically powered saw, drill,  
66 snader, grinder, lawn, or garden tool, snow blower,  
67 or similar device used outdoors in residential  
68 areas between dusk to dawn, so as to cause the  
69 sound level limits established in this section  
70 to be exceeded at the property line. At no time  
71 shall the sound level caused by or emitted from  
72 any of the above tools exceed eighty (80) dBA at  
73 the property line.  
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(D) VARIANCES AND EXCEPTIONS:

1. VARIANCE PERMIT:

- a. The city shall have the authority, consistent with this section, to grant special variances which may be requested when it finds or determines that:
  1. The offending noise will be for a short duration and compliance with this section will be impractical; or
  2. The benefit in the community of the activity creating the offending noise is greater than the adverse effect on the community of the noise created; or
  3. The applicant needs additional time to modify equipment or take other action in order to comply with the provisions of this section.
- b. Special variances shall be granted by notice to the applicant containing all necessary conditions, including a time limit on the permitted activity. The special variances shall not become effective until all conditions are agreed to by applicant. Noncompliance with any condition of a special variance shall terminate it and subject the person holding it to those provisions of this section regulating the source of sound or activity for which the special variances or for modifications of other substantial conditions shall be treated like applications for initial variances.

2. EXCEPTIONS:

a. AIRPORT AND AIRCRAFT OPERATIONS: Nothing in this section shall be construed to prohibit, restrict, penalize, enjoin, or in any manner regulate the movement of aircraft which are in all respects conducted in accordance with or pursuant to applicable federal laws or regulations.

b. PUBLIC FUNCTIONS: Nothing in this section shall be construed to prohibit, restrict, penalize, enjoin or in any manner regulate any public or private school function occurring on the property of the school.

c. GOVERNMENTAL ACTIVITIES: Nothing in this section shall be construed to prohibit, restrict, penalize, enjoin or in any manner regulate any federal, state or local governmental agency or any employee or agent of the same in the fulfillment of any official duty or activity sanctioned by or on behalf of the governmental agency.

(E) PENALTY:

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be fined \$25.00 or not more than \$200.00 per day, or not more than thirty (30) days in jail, or both.

**Section 9-79.1. Violations relating to building construction, operation or maintenance; fire and fire prevention; public health and sanitation; and zoning.**

(A) Violations. It shall be illegal to violate any ordinances relating to building construction, operation or maintenance; public health and sanitation; and zoning.

(B) Issuance of citation. The building inspector, zoning administrator and all persons appointed as acting inspectors of the City of Slidell are empowered to serve a citation upon persons charged with violations of any provision contained in Chapters 7, 10, 11 and Appendix A, Zoning of the Code of Ordinances of the City of Slidell, or to post a notice of violation at the place of violation. The inspectors are not authorized to arrest or otherwise take a violator in custody. The building inspector, zoning administrator and all persons appointed as acting inspectors shall be so commissioned by the mayor of the City of Slidell for the purpose of enforcing this section.

(C) Contents of citation. As used in this article, the term "citation" shall mean a written or printed notice served upon the person charged with a violation. Such citation shall be in

**NOTE:**

**CONTINUED ON FOLLOWING PAGE DUE TO SIZE OF THE ORDINANCE AND PRINTING REQUIREMENTS. UPON FINAL ENACTMENT, PROPER SPACING WILL BE MADE.**

10 substantially the following form:

- 11  
12  
13 (1) The name of the person creating the violation or the  
14 owner or person in charge of the premises at which  
15 the violation occurs.  
16  
17 (2) The date and place of violation.  
18  
19 (3) A short description of the violation followed by  
20 the number and section of the Code provisions  
21 violated.  
22  
23 (4) The date and place at which the person shall appear  
24 and a notice that if the person does not respond to  
25 the citation a warrant shall be issued for such  
26 person's arrest.  
27  
28 (5) A notice that the person charged may be represented  
29 by counsel, that he may plead guilty or not guilty,  
30 and that he has a right to a court hearing.  
31

32 (D) Disposal of violations. Violations shall be disposed of  
33 as provided in section 4 of the Model Municipal Criminal Code of  
34 the City of Slidell and Louisiana Revised Statutes 32:398.2 and  
35 32:398.4 and acts amendatory thereof relating to traffic  
36 violations.  
37

38 (E) For guilty pleas, fines as per the schedule below shall  
39 be imposed.  
40

- 41 (1) Zoning Code Violations: \$50.00 per offense.  
42  
43 (2) Health and Sanitation Code Violations: \$50.00 per  
44 offenses.  
45  
46 (3) Building Code violations:  
47

48 CODE SECTION	VIOLATION TYPE	FINE
49 S.B.C. Ch. I	Administration	\$ 50.00
50 S.B.C. Ch. III	Fire District	50.00
51 S.B.C. Ch. IV	Occupancy Classification	100.00
52 S.B.C. Ch. V	Special Occupancy requirements	100.00
53 S.B.C. Ch. VI	Classification by construction	50.00
54 S.B.C. Ch. VII	Fire protection requirements	150.00
55 S.B.C. Ch. VIII	Appurtenance requirements	100.00
56	(H.V.A.C.) gas piping and 57 plumbing	
58 S.B.C. Ch. IX	Sprinklers and standpipes	150.00
59 S.B.C. Ch. X	Fire resistance standards for 60 materials and construction	150.00
61 S.B.C. Ch. XI	Means of egress requirements	200.00
62 S.B.C. Ch. XII	Minimum design loads	50.00
63 S.B.C. Ch. XIII	Foundations, excavations, footings	50.00
64 S.B.C. Ch. XIV	Masonry construction	50.00
65 S.B.C. Ch. XV	Steel Construction	50.00
66 S.B.C. Ch. XVI	Concrete construction	50.00
67 S.B.C. Ch. XVII	Wood Construction	50.00
68 S.B.C. Ch. XVIII	Lathing, plastering, and gypsum 69 wallboard	50.00
70 S.B.C. Ch. XIX	Rat-proof construction	50.00
71 S.B.C. Ch. XX	Light, ventilation, and sanitation	150.00
72 S.B.C. Ch. XXI	Safeguards during construction	100.00
73 S.B.C. Ch. XXII	Use of public property	50.00
74 S.C.B. Ch. XXIII	Signs and outdoor display	50.00
75 S.C.B. Ch. XXIV	Elevators, dumbwaiters, escalators 76 and moving walks	100.00
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11	S.B.C. Ch. XXV	Prefabricated construction	100.00
12	S.B.C. Ch. XXVI	Light transmitting plastics	100.00
13	S.B.C. Ch. XXVII	Glass	50.00
14	S.B.C. Ch. XXVIII	Aluminum construction	50.00
15	S.B.C. Ch. XXIX	Acoustical ceiling systems	50.00
16	S.B.C. Ch. XXX	Listing of referenced standards	--
17	S.B.C. App. A	Weights of building materials	--
18	S.B.C. App. B	Fire resistance ratings for	
19		materials and construction	--
20	S.B.C. App. C	Wood preservatives	--
21	S.B.C. App. D	Hurricane requirements	100.00
22	S.B.C. App. E	Recommended guide for sound	
23		isolation in multifamily	
24		dwelling	100.00
25	S.B.C. App. F	Fallout shelter construction	50.00
26	S.B.C. App. G	Recommended guide for establish-	
27		ment of fire district	--
28	S.B.C. App. H	Mobile home tie down standards	50.00
29	S.B.C. App. I	Standards for demolition	50.00
30	S.B.C. App. J	Energy conservation	100.00
31	S.B.C. App. K	Recommended Schedule of permit	
32		fees	--
33	S.B.C. App. L	Power operated exit doors	50.00
34	S.B.C. App. M	Flood plain construction standards	100.00

35

36 **Section 9-80. Soliciting upon private residence.**

37  
38 The going in and upon private residences in this municipality  
39 by solicitors, peddlers, hawkers, itinerant merchants, and tran-  
40 sient vendors of merchandise, not having been requested or invited  
41 to do so by the owner or owners, occupant or occupants of said  
42 private residences, for the purpose of soliciting orders for the  
43 sale of goods, wares and merchandise, and/or for the purpose of  
44 disposing of and/or peddling or hawking the same, is hereby de-  
45 clared to be unlawful. The provisions of this section shall not  
46 apply to bona fide charitable and civic organizations registered  
47 with the secretary of state in accordance with R.S. 12:501.  
48

49 **Section 9-81. Regulating parades.**

50  
51 (A) Definitions.

- 52  
53 (1) "Chief of Police" is the Chief of Police of this  
54 municipality.  
55  
56 (2) "Parade" is any parade, march, ceremony, show,  
57 exhibition, pageant, or procession of any kind, or any  
58 similar display, in or upon any street, park or  
59 other public place in this municipality.  
60  
61 (3) "Parade Permit" is a permit as required by this section.  
62  
63 (4) "Person" is any person, firm, partnership, association,  
64 corporation, company or organization of any kind.  
65

66 (B) Permit Required.

67  
68 No person shall engage in, participate in, aid, form or start  
69 any parade, unless a parade permit shall have been obtained from  
70 the Chief of Police.

71  
72 (1) Exception. This Section shall not apply to:

- 73  
74 (a) Funeral processions;  
75  
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11 (b) Students going to and from school classes and part-  
12 icipating in educational activities, providing such  
13 conduct is under the immediate direction and super-  
14 vision of the proper school authorities.  
15

16 (c) A governmental agency acting within the scope of  
17 its functions.  
18

19 (C) Application.  
20

21 A person seeking issuance of a parade permit shall file an  
22 application with the Chief of Police on forms provided by such officer.  
23

24 (1) Filing Period. An application for a parade permit  
25 shall be filed with the chief of police not less than  
26 fourteen (14) days nor more than sixty (60) days be-  
27 fore the date on which it is proposed to conduct the  
28 parade. Application for a carnival parade permit must  
29 be submitted sixty (60) days before the date on which  
30 it is proposed to conduct the parade.  
31

32 (2) Contents. The application for a parade permit shall set  
33 forth the following information:  
34

35 (a) The name, address and telephone number of the person  
36 seeking to conduct such parade;  
37

38 (b) If the parade is proposed to be conducted for, on  
39 behalf of, or by an organization, the name, address  
40 and telephone number of the headquarters of the  
41 organization, and of the authorized and responsible  
42 heads of such organization;  
43

44 (c) The name, address and telephone number of the person  
45 who will be the parade chairman and who will be  
46 responsible for its conduct;  
47

48 (d) The date when the parade is to be conducted;  
49

50 (e) The route to be traveled, the starting point and the  
51 termination point;  
52

53 (f) The approximate number of persons who, and animals  
54 and vehicles which, will constitute such parade;  
55 the type of animals, and description of the vehicles;  
56

57 (g) The hours when such parade will start and terminate;  
58

59 (h) A statement as to whether the parade will occupy all  
60 or only a portion of the width of the streets proposed  
61 to be traversed;  
62

63 (i) The location by streets of any assembly areas for such  
64 parades;  
65

66 (j) The time at which the units of the parade will begin  
67 to assemble at any such assembly area or areas;  
68

69 (k) The interval of space to be maintained between units of  
70 such parade.  
71

72 (l) If the parade is designed to be held by, and on  
73 behalf of or for, any person other than the applicant,  
74 the applicant for such permit shall file with the  
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11  
12 Chief of Police a communication in writing from  
13 the person proposing to hold the parade, authorizing  
14 the applicant to apply for the permit on his behalf.

15  
16 (m) Any additional information which the Chief of Police  
17 shall find reasonably necessary to a fair determination  
18 as to whether a permit should issue.

19  
20 (3) Late applications. The chief of police, where good  
21 cause is shown, therefore, shall have the authority to  
22 consider any application hereunder which is filed less  
23 than thirty (30) days before the date such parade is  
24 proposed to be conducted.

25  
26  
27  
28 (D) Standards for Issuance.

29  
30 The Chief of Police shall issue a permit as provided for here-  
31 under when, from a consideration of the application and from such  
32 other information as may otherwise be obtained, he finds that:

33  
34 (1) The conduct of the parade will not substantially  
35 interrupt the safe and orderly movement of other  
36 traffic contiguous to its route;

37  
38 (2) The conduct of the parade will not require the diversion  
39 of so great a number of police officers of this munic-  
40 ipality to properly police the line of movement, and  
41 the areas contiguous thereto as to prevent normal police  
42 protection to this municipality;

43  
44 (3) The conduct of such parade will not require the diversion  
45 of so great a number of ambulances as to prevent normal  
46 ambulance service to portions of this municipality other  
47 than that to be occupied by the proposed line of march  
48 and areas contiguous thereto;

49  
50 (4) The concentration of person, animals and vehicles at  
51 assembly points of the parade will not unduly interfere  
52 with proper fire and police protection of, or ambulance  
53 service to, areas contiguous to such assembly areas;

54  
55 (5) The conduct of such parade will not interfere with the  
56 movement of fire-fighting equipment enroute to a fire;

57  
58 (6) The conduct of the parade is not reasonably likely to  
59 cause injury to persons or property, to provoke dis-  
60 orderly conduct or create disturbance.

61  
62 (7) The parade is scheduled to move from its point of origin  
63 to its point of termination expeditiously without  
64 reasonable delays enroute.

65  
66 (8) The parade is not to be held for the sole purpose of  
67 advertising any product, cause, goods or event and  
68 is not designed to be held for a private profit.

69  
70 (E) Notice of Rejection.

71  
72 If the Chief of Police disapproves the application, he shall  
73 mail to the applicant within ten (10) days after the date upon which  
74 the application was filed, a notice of his action.  
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6 **ORDINANCE NO.**

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9 **48**

10  
11 (F) Alternative Permit.

12  
13 The Chief of Police, in denying an application for a parade  
14 permit, shall be empowered to authorize the conduct of the parade  
15 on a date, at a time, or over a route different from that named by  
16 the applicant. An applicant desiring to accept an alternative  
17 permit shall, within five (5) days after notice of the action of  
18 the Chief of Police, file a written notice of acceptance with the  
19 Chief of Police. An alternative permit shall conform to the re-  
20 quirements of, and shall have the effect of a parade permit under,  
21 this Section.

22  
23 (G) Contents of Permit.

24  
25 Each parade permit shall state the following information:

- 26  
27 (1) Starting time;  
28  
29 (2) Minimum speed;  
30  
31 (3) Maximum speed;  
32  
33 (4) Maximum interval of space to be maintained between the  
34 units of the parade;  
35  
36 (5) The portions of the streets to be traversed that may  
37 be occupied by the parade;  
38  
39 (6) The maximum length of the parade in miles or fractions  
40 thereof;  
41  
42 (7) Such other information as the Chief of Police shall  
43 find necessary to the enforcement of this Ordinance.  
44

45 (H) Duties of Permittee.

46  
47 A permittee shall comply with all permit directions and conditions  
48 and with all applicable laws and ordinance. The parade chairman or  
49 other person heading or leading such activity shall carry the parade  
50 permit upon his person during the conduct of the parade.  
51

52 (I) Revocation of Permit.

53  
54 The Chief of Police shall have the authority to revoke a parade  
55 permit issued upon application of the standards for issuance as  
56 herein set forth.  
57

58 **Section 9-82. Telephone communications, improper language, harassment.**

59  
60 (A) No person shall:

- 61  
62 (1) Engage in or institute a telephone call, telephone con-  
63 versation or telephone conference, with another person,  
64 anonymously or otherwise, and therein use obscene,  
65 profane, vulgar, lewd, lascivious, or indecent language,  
66 or make any suggestion or proposal of an obscene nature  
67 or threaten any illegal or immoral act with the intent  
68 to coerce, intimidate, or harass another person; or  
69  
70 (2) Make repeated telephone communications anonymously or  
71 other wise in a manner reasonably expected to annoy,  
72 abuse, torment, harass, embarrass or offend another,  
73 whether or not conversation ensues; or  
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10  
11 (3) Make a telephone call and intentionally fail to hang  
12 up or disengage the connection.

13  
14 (4) Knowingly permit any telephone under his control to  
15 be used for any purpose prohibited by this Section.  
16

17 (B) Any offense committed by use of a telephone as set forth  
18 in this Section shall be deemed to have been committed at either  
19 the place where the telephone call or calls were originated or  
20 received.  
21

22 **Section 9-83. Riot.**

23  
24 (A) It shall be unlawful for any person to participate in a  
25 riot or incite any other person to riot.  
26

27 (B) A riot is a public disturbance involving an assemblage  
28 of three or more persons acting together or in concert which by  
29 tumultuous and violent conduct, of the imminent threat of tumultuous  
30 and violent conduct, results in injury or damage to persons or  
31 property or creates a clear and present danger of injury or damage  
32 to persons or property.  
33

34 (C) Inciting to riot is the endeavor by any person to incite  
35 or procure any other person to create or participate in a riot.  
36

37 (D) Any law enforcement, peace officer or public official  
38 responsible for keeping the peace may issue a command to disperse  
39 under the authority of R.S. 14:329.1 - 14:329.8 if he reasonably  
40 believes that riot is occurring or about to occur. The command to  
41 disperse shall be given in a manner reasonably calculated to be  
42 communicated to the assemblage.  
43

44 **Section 9-84. Wrongful use of public property; permits for use of**  
45 **public property.**  
46

47 (A) It shall be unlawful for any person to wrongfully use  
48 public property. Wrongful use of public property is:  
49

50 (1) The intentional entering of or onto any public property  
51 without the permission of the lawful custodian thereof,  
52 or his designated representative, at any time when the  
53 public property is not open to the public and the  
54 remaining in or occupying of any public property after  
55 having been requested to leave by the lawful custodian  
56 thereof, or his designated representative, or any law  
57 enforcement or peace officer, and  
58

59 (2) The depriving of the general public of the intended use  
60 of public property without a permit.  
61

62 (B) In accordance with the provisions of this code and the  
63 law of this state, permits to occupy or use public property may be  
64 obtained from the lawful custodian thereof, or his designated  
65 representative, upon written application therefor. All such  
66 applications shall (1) describe the public property sought to be  
67 occupied or used, and (2) state the period of time during which the  
68 public property will be occupied or used.  
69

70 The lawful custodian, or his designated representative, may  
71 issue the permit if he determines that the use or occupation of  
72 the public property will not reasonably interfere with the intended  
73 or customary use of the public property by the general public and  
74 that the intended use will not destroy or damage the public property.  
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10  
11 For the purpose of this section, the term "public property"  
12 means any public land, building, facility, structure or enclosure  
13 used for public purpose or as place of public gathering, owned  
14 and/or under the control of the state or one of its agencies or  
15 political subdivisions.  
16

17 **Section 9-85. Prohibition of interference with educational process;**  
18 **certain activities excepted.**

19  
20 (A) No person shall, on the campus or lands of any university,  
21 college, junior college, trade or vocational-technical school,  
22 special school, elementary or secondary school in this state,  
23 hereinafter referred to as "institutions of learning," or at or  
24 in any building or other facility thereof owned, operated or controlled  
25 by the state or any of its agencies or political subdivisions, will-  
26 fully deny to students, school officials, faculty, employees, invitees  
27 and guests thereof;  
28

- 29 (1) Lawful freedom of movement on the campus or lands; or  
30  
31 (2) Lawful use of the property, facilities or parts of any  
32 institution of learning; or  
33  
34 (3) The right of lawful ingress and egress to and from  
35 the institution's physical facilities.  
36

37 (B) No person shall, on the campus of any institution of  
38 learning or at or in any building or other facility thereof owned,  
39 operated or controlled by the state or any agency of political  
40 subdivision thereof, willfully impede the staff or faculty of such  
41 institution in the lawful performance of their duties, or willfully  
42 impede a student of such institution in lawful pursuit of his  
43 educational activities, through use of restraint, abduction, coercion,  
44 or intimidation, or when force and violence are present or threatened.  
45

46 (C) No person shall willfully refuse or fail to leave the  
47 property of, or any building or other facility owned, operated  
48 or controlled by the state or any agency or political subdivision  
49 thereof, upon being requested to do so by the chief administrative  
50 officer thereof, or by his designee charged with maintaining order  
51 on the campus or grounds and in its facilities, or a dean of such  
52 institution of learning, if such person is committing, threatens  
53 to commit, or incites others to commit, any act which would or is  
54 likely to disrupt, impair, interfere with or obstruct the lawful  
55 missions, processes, procedures or functions of such institutions  
56 of learning.  
57

58 Nothing contained herein shall apply to a bona fide legitimate  
59 labor organization or to any of its legal activities such as lawful  
60 picketing, lawful assembly or concerted activity in the interest of  
61 members for the purpose of accomplishing or securing more favorable  
62 wage standards, hours of employment or working conditions.  
63

64 **Section 9-86. Desecration of graves.**

65  
66 It shall be unlawful for any person to desecrate a grave.  
67 Desecration of graves is the:  
68

69 (A) Unauthorized opening of any place of interment, or  
70 building wherein the dead body of human being is located, with  
71 the intent to remove or to mutilate the body or any part thereof,  
72 or any article interred or intended to be interred with the said  
73 body; or  
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11 (B) Intentional or criminally negligent damaging in any  
12 manner, of any grave, tomb, or mausoleum erected for the dead.  
13

14 Section 9-87. Truck Routes.

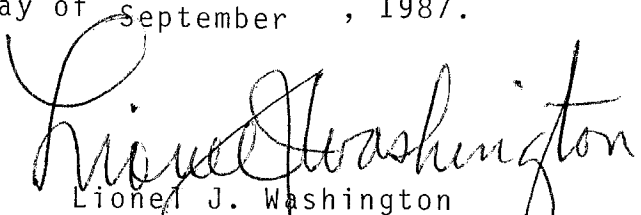
15  
16 I-10, I-12, U.S. Highway 11 (Front Street), U.S. Highway 190E  
17 (Gause Boulevard), U.S. Highway 190E (Fremaux Avenue), U.S. Highway  
18 190W, Louisiana 433 (Rigolets Road or Old Spanish Trail) and  
19 Louisiana 433 (Bayou Liberty Road) and Louisiana 1090 (Robert Road),  
20 are established as designated truck routes, and shall be posted as  
21 such. No road, street, avenue, boulevard, alley, etc., shall be  
22 used, traversed or occupied by a truck or other vehicle of similar  
23 nature over the load capacity of one and one-half (1½) tons except  
24 for local delivery and for which no other route exists. Trucks  
25 and other similar vehicles over one and one-half (1½) ton load  
26 capacity shall use established truck routes only except for local  
27 delivery and for which no other route exists.  
28

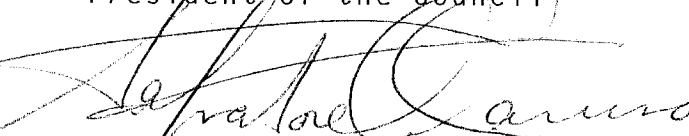
29 SECTION 8. BE IT FURTHER ORDAINED that it is hereby  
30 declared to be the intention of the Slidell City Council that the  
31 sections, subsections, sentences, clauses and phrases of the  
32 Criminal Code of any section, subsection, paragraph, clause or  
33 phrase of such code shall be declared unconstitutional and invalid,  
34 such unconstitutionality or invalidity shall not affect any of the  
35 remaining sections, subsections, paragraphs, sentences, clauses  
36 and phrases of this code, since the same would have been enacted  
37 by this body without the incorporation in such code of any such un-  
38 constitutional or invalid section, subsection, paragraph, sentence,  
39 clause or phrase.  
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51 ADOPTED this 22nd day of September, 1987.

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57 DELIVERED 3:45 P.M.  
58 9/23/87 to the Mayor

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61 RECEIVED 4:10 P.M.  
62 9/28/87 to the Mayor

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Lionel J. Washington  
Councilman, District A  
President of the Council

  
Salvatore A. Caruso  
Mayor

  
Davis Dautreuil  
Council Administrator/Clerk of the Council