

ORDINANCE NO. 15-103

The following Ordinance was offered by Council Member Barthelemy who moved its adoption:

An Ordinance establishing permit fees and service charges for the production and editing of commercial motion pictures; and otherwise to provide with respect thereto.

WHEREAS, Plaquemines Parish is picturesque and home to many delightful and entertaining people who inhabit an area rich in culture and history;

WHEREAS, Louisiana has become a major location for the production and editing of motion pictures;

WHEREAS, Plaquemines Parish Government benefits from enhanced tourism, and positive exposure whenever a film is made or edited within its territory;

WHEREAS, Plaquemines Parish Government nevertheless incurs costs associated with hosting film crews and studios

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

No one may engage in the production or editing of commercial films without first obtaining a properly issued permit from Plaquemines Parish Government and the approval of the Plaquemines Parish Council.

SECTION 2

Any person or entity wishing to produce or edit a film in Plaquemines Parish for a commercial purpose shall first apply for a permit from the Permit Department. Said permit shall include language holding Plaquemines Parish Government harmless and an affirmative agreement by the permitted party to indemnify Plaquemines Parish Government from all liability, including the cost of defense, court, and attorney's fees. All permitted activities must carry an insurance policy that names Plaquemines Parish as an insured party with coverage in the amount of at least one million dollars. No Permit shall be issued unless signed by the applicant or its legal representative with written evidence of that authority; documentary evidence of indemnification; and proof of insurance. Moreover, the applicant must provide the Permit Department with written evidence of a right of use or entry by a private land owner, whenever commercial filming related activities shall will take place on private property. All Film related permits shall require the permitted party to restore the area to its pre-use state whenever it is altered by the applicant's activities. The permit shall contain language encouraging the applicant to use local services and labor whenever possible.

SECTION 3

Studio related activities, including animation, associated with the production or editing of motion pictures shall be subject to a yearly permit fee of \$2500 in addition to any other charges or occupation taxes owed.

SECTION 4

Commercial filming related activities shall be subject to a monthly permit fee of \$250 per filming location within the Parish in addition to any other charges or occupation taxes owed.

SECTION 5

Scouting related activities associated with the production or editing of motion pictures shall be subject to a weekly permit of \$25 per scout crew with a surcharge of \$10 per scouted location within Plaquemines Parish in addition to any other charges or occupation taxes owed.

SECTION 6

Any person who engages in the commercial production or editing of a motion picture without a permit, shall be guilty of a misdemeanor and subject to imprisonment for not more than Thirty days or fined not more than Five Hundred Dollars.

SECTION 7

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish employees and officials are authorized to carry out the purposes of this Ordinance, both without further reading and approval.

WHEREUPON, in open session the above Ordinance was read and considered section by section and as a whole.

Council Member Rousselle seconded the motion to adopt the Ordinance.

The foregoing Ordinance having been submitted to a vote, the vote resulted as follows:

YEAS: Council Members John L. Barthelemy, Jr., W. Beau Black, Kirk M. Lepine, Irvin Juneau, Benedict Rousselle, Audrey Trufant-Salvant and Jeff Edgecombe

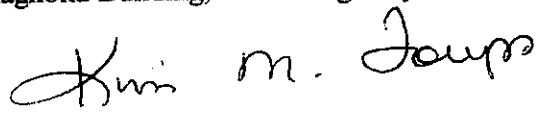
NAYS: None

ABSENT: Council Members Charlie Burt and Nicole Williams

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 23rd day of July, 2015.

I hereby certify the above and foregoing to be a true and correct copy of an Ordinance adopted by the Plaquemines Parish Council at a meeting held in the Temporary Magnolia Building, 17563 Highway 15, Pointe-a-la-Hache, Louisiana, on Thursday, July 23, 2015.


Secretary