



Item 12.B.6  
Section 17-5014, Drainage Servitudes



## Appendix V – Drainage

### 17-5014. – Drainage servitudes.

*Commentary: This section was modified to include the servitude design requirements from the current subdivision regulations in Section 17-4045, Drainage: Design and construction criteria. In subsection E.9, privately owned and maintained stormwater detention facilities were exempted from the servitude dedication requirement.*

- A. Drainage servitudes are dedicated to the Parish for the exclusive purpose of maintaining adequate storm water drainage. Any encroachment ~~within such~~ into a dedicated servitudes ~~that may inhibit this purpose presently, or in the future, as determined by the Department of Public Works and/or the appropriate drainage district~~ is prohibited.
- B. ~~The removal of such~~ Any encroachments into a dedicated servitude shall be removed by the ~~the responsibility of the~~ landowner, ~~and shall be accomplished no later than~~ within ten days from the date of notice by the Department of Public Works and/or the appropriate drainage district.
- C. ~~If the~~ The landowner fails to remove an encroachment within the ten-day period, they shall be assessed a penalty of \$100.00 per day ~~thereafter~~ until the encroachment is removed and verified by the Department of Public Works and/or the appropriate drainage district.
- D. When imminent flooding or damage from storm events are possible, as determined by the Department of Public Works and/or the appropriate drainage district, the Parish ~~forces~~ shall have the right to enter the property and remove the encroachment. The property owner shall be assessed all costs incurred in the removal of the encroachment.
- E. The following servitude criteria shall be required for each ditch, canal, ~~sewer collection line,~~ and storm sewer:
  1. Proposed swale ditches with a maximum depth of 1.5 feet' and with maximum side slopes of 5H:1V require a minimum seven and one-half foot servitude on each side of the centerline of the swale. Existing ditches that meet ~~this~~ these dimensional criteria will not be required to provide additional servitude.
  2. Existing or pProposed ditches or canals with a top width less than 20 feet require a minimum of ten-foot servitude from the top bank on each side.
  3. Existing or pProposed ditches or canals with a top width greater than 20 feet require a minimum 15-foot servitude from the top bank of each side.
  4. Existing or pProposed ditches or canals with a top width greater than 30 feet require a minimum 20-foot servitude from the top bank on each side.
  5. Existing or pProposed ditches or canals with a top width in excess of 40 feet require a minimum of 25-foot servitude on both sides.
  6. For subsurface drainage pipes smaller than 60 inches" in diameter, a 7.5-foot drainage servitude is required on each side of the outer wall of the pipe.
  7. For drainage pipes 60 inches" in diameter and larger and box culverts wider than 60 inches", the servitude width shall be a minimum of four times the diameter of the pipe or four times the width of the box culvert.
  8. For double runs of pipe or other special circumstances, the Parish Engineer Drainage Department ~~shall~~ establish the width of servitude.
  9. Stormwater ponds/lakes require a 30-foot servitude from the inlet to the outlet of the pond/lake. Privately owned and maintained stormwater ponds/lakes shall be exempt from this 30-foot servitude requirement.



(Ord.# DR07-01, 9/6/07; DR09-01, 716/09; DC09-09, 12/17/09, <<insert ordinance #, date>>)