

ARTICLE IV. TREE TRIMMERS, SURGEONS AND SPRAYERS

Sec. 13-56. Licensing for tree trimmers, tree surgeons and sprayers.

- (a) It shall be unlawful to engage in the business of tree trimming, cutting, or spraying within the corporate limits of the city without first having obtained a license therefore. The annual fee for such license shall be fifty dollars (\$50.00) and application shall be made to the director of public works for such permit. No such license shall be issued by the director of public works to any person, contractor or other entity who does not perform a substantial amount of work as a tree trimmer, surgeon or sprayer and said license shall not be issued to any person, contractor or other entity who does not possess a license issued by the State of Louisiana for a tree expert or tree surgeon.

Prohibition: It shall be unlawful for a licensee to subcontract with an unlicensed person, firm, corporation or association for work to be performed within the corporate limits of the city.

- (b) Prior to the issuance of such a license, the applicant must file and deposit with the director of public works a policy of liability insurance, which insurance policy shall provide liability coverage for property damage, personal injury, or death in an amount of not less than one hundred thousand dollars (\$100,000) and a policy of workers' compensation insurance, which policy shall provide coverage for all of the applicant's employees for the particular work to be performed, in an amount of not less than one hundred thousand dollars (\$100,000); and both policies of insurance must be issued by an insurance company in good standing and authorized and licensed to do business in this state, and the applicant must notify the insurance company on each policy to list the city as a party to be immediately notified in the event of cancellation or coverage termination of the policy of insurance.
- (c) Licenses are to be renewed in January of each year and will be valid for one year after its issuance. The annual fee for a license issued after January will be calculated on a pro rata basis for the number of months remaining in the calendar year. A license may be revoked for cause by the director of public works at any time. Substantial violation of any applicable city ordinance (including this ordinance), federal, state, or parish law, or substantial damage to person or property, shall specifically be among the causes that will constitute revocation of the license.
- (d) Each licensee will be assigned a specific identification number and will receive a windshield sticker for each work vehicle. The sticker will list the applicant's identification number and the calendar year for which the sticker is valid. The sticker must be displayed on the windshield of each work vehicle at all times and failure to display the sticker shall constitute a violation

of this article. The city may charge a fee for each sticker in an amount equal to the cost of printing the sticker.

- (e) Each job/project of a licensee must receive the approval of the director of public works for the city. A licensee must notify the director of public works of each job/project, prior to the commencement of the job/project, or in case of emergency the notification must be made immediately on the morning of the next business day. In addition to the annual fee described in subsection (a) above, a special permit shall be required for each job/project to trim, cut or spray any tree(s) at a fee in the amount of twenty dollars (\$20.00) per job/project.
- (f) No tree trimmer, surgeon or sprayer, shall trim, cut or spray any tree on public property owned by the city without the prior approval of the director of public works for the city.

Sec. 13-57. Responsibility for removal of refuse and debris.

- (a) Any person, firm or corporation engaged in the business of tree trimming, cutting, or spraying, and duly licensed under the provisions of section 13-56 above, who is engaged by anyone within the corporate limits of the city to cut, fell, trim; or remove a tree(s) shall be responsible for removing all refuse, limbs, trees, portions of trees, waste, trash, and other material from the worksite, and said person, firm or corporation shall be responsible for the disposal of the said refuse and remains in a manner consistent with all applicable federal, state, parish and city laws.
- (b) An owner, lessor or lessee of property wherein the cutting, felling, trimming, or removal of trees is to be performed may by written agreement assume the responsibility for the removal of all refuse, trash, waste, limbs, fallen trees, or others from the site. The owner, lessor or lessee shall pay the special permit fee set forth hereinabove, in addition to the normal trash fee collected by the city for disposal of waste. The person, firm, association or corporation engaged in the business of tree cutting, trimming, or spraying, shall have the responsibility of submitting a copy of the written agreement to the director of public works for the city.
- (c) The city may remove and properly dispose of any refuse or waste mentioned above which has been removed within five (5) days after completion of the project and is placed upon public property, or is determined to pose a threat to the public safety or health, and the city may charge a special fee for the collection based upon the amount of labor necessary for the removal, said charge to be paid by the person, firm, association, corporation, owner, lessor or lessee, that was responsible for the removal of the refuse and waste.

Sec. 13-58. Penalty.

Any person, firm or corporation violating any of the provisions of this article shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than six (6) months, or both.