

City of New Orleans

Department of Safety and Permits

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Administrative Rule 17-06

Animal Drawn Carriages: Standards for Equine Sanitation

Effective December 11, 2017

Animal Drawn Carriages: Standards for Equine Sanitation

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NOTE: This document was received by the New Orleans City Council on October 26, 2017. No action was taken and in accordance with Section 2-1000 of the City Code, these rules became effective at 12:01 AM on December 11, 2017.

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Introduction

Pursuant to Section 162-46 of the Code of Ordinances of the City of New Orleans, the Department of Safety and Permits hereby promulgates sanitation standards for animal drawn carriages operating in the city of New Orleans. These standards are based on national best practices.

The purpose of creating these standards and requirements is to protect the health and welfare of the citizens of and visitors to New Orleans. Additionally, these standards will address the identified problem of waste in the streets of New Orleans which leads to malodorous conditions, disruption of drainage systems, and non-compliance with the standards of the Environmental Protection Agency.

Regulatory Standards

The Standards and Requirements for Animal Drawn Carriages contained herein shall not be read or construed to supersede or replace any standards of licensing or conduct outlined in Chapter 162 of the Code of Ordinances of the City of New Orleans.

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Equine Sanitation Standards

All Animal-Drawn Carriage operators shall comply with the following standards:

1. Pursuant to Section 162-549: It shall be unlawful for any person, firm, corporation or other entity to utilize any animal for the purpose of pulling any CPNC-licensed vehicle on city streets unless such animal is equipped with diapering apparatus that prevents the droppings of such animal from being deposited or otherwise left on city streets. It shall be the responsibility of the driver of a CPNC-licensed animal-drawn vehicle to see that the diapering apparatus is maintained in working order.
2. In order to protect the health and welfare of the community, maintain acceptable community sanitation standards, and ensure compliance with the standards of the Environmental Protection Agency, the following actions are required of any person, firm, corporation or other entity operating an animal-drawn, CPNC-licensed vehicle on city streets, in accordance with the responsibility placed on such operators by Section 162-549 of the City Code:
 - a. Holders of Animal-Drawn Carriage Certificates of Public Necessity and Convenience are hereby required to establish and maintain an Equine Sanitation Plan, subject to the approval of the Director of the Department of Safety and Permits, for ensuring the sanitary condition of the streets of New Orleans with respect to the excrement of carriage animals. Such plan or plans shall include the following provisions:
 - i. Solid waste must be removed from the public right-of-way within 15 minutes. Waste, including remaining fecal matter and urine, must be immediately treated with a Bureau-approved deodorizing solution.
 - ii. An employee or contracted agent shall be available at all times during which carriages are operating to immediately remove any animal waste and ensure that city streets are manure-free.

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- iii. Every CPNC-licensed animal-drawn vehicle shall be equipped with a two-way communication system to provide notice to the employee or contracted agent of areas in need of equine sanitation.
 - iv. Every CPNC-licensed animal-drawn vehicle shall be equipped with Bureau-approved flags to be used for marking of areas in need of equine sanitation.
- b. Holders of Animal-Drawn Carriage Certificates of Public Necessity and Convenience shall submit the Equine Sanitation Plan to the Director of Safety and Permits within 30-days of the effective date of this Rule; the plan shall be ready for implementation upon approval of the Director.
- c. Failure to establish and maintain an Equine Sanitation Plan as prescribed by this Rule shall be grounds for revocation of any and all Animal-Drawn Carriage Certificates of Public Necessity and Convenience held by any person, firm, corporation, or other entity which does not comply with this Rule.
- d. In the absence of approved Equine Sanitation Plans, the Department of Safety and Permits is authorized to establish and require compliance with a schedule of responsibility for clean-up of mule waste, distributing such responsibility among Animal-Drawn Carriage CPNC Holders in a manner roughly proportional to their share of the total number of Animal-Drawn Carriages approved for operation.

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Penalty for Violation

Any violations of these provisions may be cited as a violation of procedurally adopted Departmental Regulations, promulgated pursuant to Section 2-1000 of the City Code.

- (1) Any CPNC Holder or Operator cited as operating in violation of these Regulations shall be subject to the administrative adjudication processes of Chapter 162 of the City Code. Penalties may include fines not to exceed \$500 per violation, or suspension or revocation of the Operator's Permit or Animal Drawn Carriage CPNC.