



Office of the Secretary
PO Box 94245 | Baton Rouge, LA 70804-9245
ph: 225-379-1200 | fx: 225-379-1851

John Bel Edwards, Governor
Shawn D. Wilson, Ph.D., Secretary

SECRETARY WAIVER ORDER

City of New Orleans - Flood Event

- WHEREAS,** The Governor declared a State of Emergency in Proclamation No. 95 JBE 2017, issued on August 10, 2017, regarding flooding in the City of New Orleans; and
- WHEREAS,** Governor's Proclamation No. 95 JBE 2017 was effective until September 3, 2017; and
- WHEREAS,** Proclamation No. 95 JBE 2017 was extended by Proclamation No. 107 JBE 2017 to extend the State of Emergency until October 3, 2017; and
- WHEREAS,** Pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, La. R.S. 29:721, *et seq.*, the Governor declared a state of emergency via Emergency Proclamation;
- WHEREAS,** The safety and welfare of the inhabitants of the affected area of Louisiana require that the movements of operators of commercial motor carriers traveling on the public highways of the state of Louisiana for the purpose of emergency preparedness and disaster relief efforts be expedited; and
- WHEREAS,** In accordance with Louisiana Revised Statute 32:387, the Governor has delegated the authority to the Secretary of the Department of Transportation and Development to waive the requirements relative to the rules of permits for the purpose of disaster, emergency or emergency preparedness; and
- WHEREAS,** To deal with emergency disasters and to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana, including the authority to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, or regulations of any state agency, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency; and
- WHEREAS,** On August 9, 2017, the Sewerage and Water Board of New Orleans' (S&WB) power plant malfunctioned and continues to be in need of immediate, emergency repair; and
- WHEREAS,** Generators that provide much of the power for pumps throughout the city are located at the S&WB's power plant; and
- WHEREAS,** There still exists a possibility of heavy rainfall during hurricane season which could result in flooding in parts of the city.

NOW THEREFORE, I, SHAWN DAVID WILSON, Secretary of Department of Transportation and Development, State of Louisiana, by virtue of the authority vested by the Constitution and the laws of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: Emergency equipment transported in Louisiana on behalf of the City of New Orleans State of Emergency shall not be subject to applicable permit requirements for up to 16 feet in width, 14 feet 6 inches in height, 120 feet in length and 152,000 pounds in weight and are authorized to move at night. All loads over width, weight, or length traveling at night shall have an escort equipped with a dome, bar, or strobe light that is amber in color with 360 degree visibility.

SECTION 2: Nothing in this Order shall be construed to allow any vehicle transporting commodities for disaster preparedness and relief to exceed weight limits posted for bridges and like structures, or relieve any vehicle or carrier, owner or driver of any vehicle from compliance with any restrictions other than those specified, or from any statute, rule, order, or other legal requirement not specifically waived herein.

SECTION 3: Nothing in this Order shall be construed or interpreted as being applicable to travel on non-state maintained highways, or as being applicable to construction and building projects that are not in support of rescue, recovery and repair efforts associated with the emergency which necessitated the emergency declaration in Proclamation No. 95 JBE 2017 and the extension in Proclamation No. 107 JBE 2017.

SECTION 4: This Order is effective as of September 4, 2017, and shall remain in effect until October 3, 2017, unless otherwise amended, modified or rescinded.



SHAWN D. WILSON, Ph.D.
SECRETARY
LOUISIANA DEPARTMENT
OF TRANSPORTATION
AND DEVELOPMENT