ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: <u>5281</u>

COUNCIL SPONSOR: FALCONER/BRISTER

ORDINANCE COUNCIL SERIES NO:

R PROVIDED BY: <u>DEVELOPMENT</u>

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. ARTIGUE

ON THE 2 DAY OF $\underline{OCTOBER}$, $\underline{2014}$

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF ST. TAMMANY PARISH, LA, TO RECLASSIFY 20.145 ACRES LOCATED ON THE NORTH OF I-12, WEST OF HOLIDAY SQUARE BLVD., SOUTH OF VERSAILLES SUBDIVISION TO PUD (PLANNED UNIT DEVELOPMENT OVERLAY) (WARD 3, DISTRICT 5). (ZC08-01-007)

WHEREAS, the Zoning Commission of the Parish of St. Tammany after hearing in accordance with law, <u>Case No. ZC08-01-007</u>, has recommended to the Council of the Parish of St. Tammany, Louisiana, that the zoning classification of the above referenced area be changed to include a PUD (Planned Unit Development Overlay) see Exhibit "A" for complete boundaries; and

WHEREAS, the St. Tammany Parish Council has held its public hearing in accordance with law; and

WHEREAS, the St. Tammany Parish Council has found it necessary for the purpose of protecting the public health, safety and general welfare, to designate the above described property as PUD (Planned Unit Development Overlay).

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, in regular session convened that:

SECTION I: The zoning classification of the above described property is hereby changed as PUD (Planned Unit Development Overlay(as outlined in the attached staff report (Exhibit "A").

SECTION II: The official zoning map of the Parish of St. Tammany shall be and is hereby amended to incorporate the zoning reclassification specified in Section I hereof.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: SECONDED BY:

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE <u>6</u> DAY OF <u>NOVEMBER</u>, <u>2014</u>; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

R. REID FALCONER, AIA, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: <u>SEPTEMBER 25</u>, 2014

Published Adoption: _____, 2014

Delivered to Parish President: _____, 2014 at _____

Returned to Council Clerk: _____, 2014 at _____

ZC08-01-007

A CERTAIN PIECE OR PORTION OF GROUND situated in Section 15, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana, and more fully described as follows:

From the Section Corner common to Sections 9, 10, 15, and 16, go South 89 degrees 59 minutes East 1362.7 feet to a point; thence South 00 degrees 10 minutes West 2056.5 feet to a point; thence South 00 degrees 09 minutes "East 678.2 feet to a point; thence North 89 degrees 24 minutes West 80.0 feet to a point; thence South 00 degrees 09 minutes East 225.0 feet to the point of beginning. From the point of beginning, continue South 00 degrees 09 minutes East 587.85 feet to a point; thence go southwesterly 1664.22 feet along a cuve to the right having a radius of 1023.63 feet to a point; thence North 00 degrees 09 minutes West 200.38 feet to a point; thence go northeasterly 1350.07 feet along a curve to the left having a radius of 823.63 feet to a point; thence North OO degrees O9 minutes West 130.47 feet to a point; thence North 89 degrees 24 minutes West 440.0 feet to a point; thence North 00 degrees 09 minutes West 460.0 feet to a point; thence South 89 degrees 24 minutes East 640.0 feet to the point of beginning.

Said property contains 14.27 acres and is designated as Tract "B" herein.

NOTE: This survey was done without the benefit of actual field measurements.

REFERENCE: Survey plat by Lyman L. Ellzey and Associates dated April 19, 1979, and being a 414.014 acre tract of ground situated in Sections 15, 16, and 17, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana.

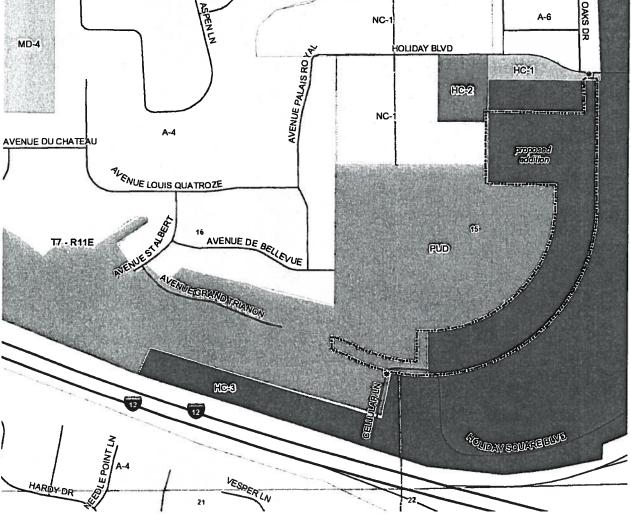
> A certain parcel of land located in Sections 15 and 16, Township 7 South, Range 11 East, St. Temmany Parish, Louisiana, more particularly described as follows, to-wit;

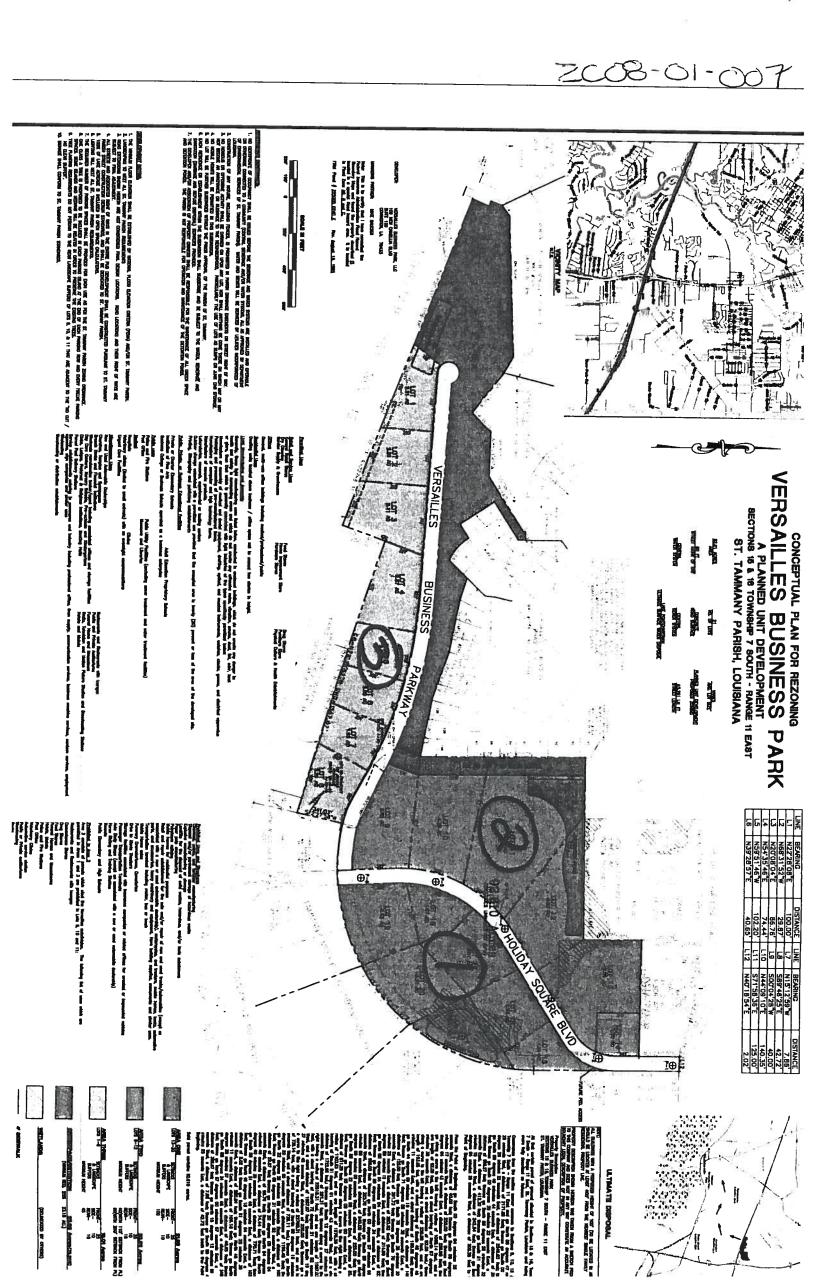
> Commence at the Section corner common to Sections 9, 10, 15, and 16, T-7-S, R-11-E, and measure: South 89 degrees 30 minutes 06 seconds East, 939.02 feat, thence South 00 degrees 02 minutes 41 seconds West, 1837.96 feet, thence South 00 degrees 12 minutes 59 seconds West, 178.34 feet, thence South 89 degrees 52 minutes 58 seconds East, 423.99 feet, thence South 00 degrees 07 minutes 46 seconds East, 678.11 feet to a point on the Southerly right-of-way of Holiday Drive, said point being the POINT OF BEGINNING, thence continue

South 00 degraes 07 minutes 46 seconds East, 811.62 feet, thence along the arc of a curve to the right, having a radius of 1103.63 feet, an arc length of 2286.71 feet, and a chord which bears South 59 degraes 08 minutes 26 seconds West, having a chord distance of 1899.06 feet to a point of reverse curve, thence along the arc of a curve to the left, having a radius of 200.00 feet, an arc length of 41.61 feet, and a chord which bears North 67 curve, thence along the arc of a curve to the left, having a radius of 200.00 feet, an arc langth of 41.61 faet, and a chord which bears North 67 degrees 27 minutes 39 seconds West, having a chord distance of 41.53 feet to a point of reverse curve, thence along the arc of a curve to the right, having a radius of 22230.00 feet, an arc langth of 43.74 feet, and a chord which bears North 73 degrees 21 minutes 51 seconds West, having a radius of 43.74 feet, thence North 00 degrees 04 minutes 04 seconds West, 85.81 feet, thence along the arc of a curve to the left, having a radius of 22147.84 feet, an arc length of 68.33 feet, and a chord which bears South 73 degrees 19 minutes 55 seconds East, having a chord distance of 58.33 feet to a point of reverse curve, thence along the arc of a curve to the right, having a radius of 282.16 feet, an arc length of 58.70 feet, and chord which bears South 67 degrees 27 minutes 39 seconds East, having a chord distance of 452.10 feet, and a chord which bears South 67 degrees 27 minutes 39 seconds East, having a chord distance of 58.59 feet to a point of reverse curve, thence along the arc of a curve to the left, having a radius of 1021.47 feet, an arc length of 452.10 feet, and a chord which bears South 74 degrees 10 minutes 51 seconds East, having a chord distance of 1486.89 feet to a point of tangency, thence Morth 00 degrees 06 minutes 02 seconds West, thence along the arc of a curve to the left, having a radius of 1023.63 feet, an erc length of 1664.22 feet, and a chord which bears South 74 degrees 10 minutes 51 seconds East, having a chord distance of 1486.89 feet to a point of tangency, thence North 00 degrees 06 minutes 02 seconds West, thence along the arc of a curve to the left, having a radius of 1023.63 feet, an erc length of 199.16 feet, and a chord which bears South 87 degrees 24 minutes 51 seconds East, having a chord distance of 29.16 feet to a point of tangency, thence South 89 degrees 19 minutes 30 seconds East, 51.93 feet to the FOINT OF BEGINNING.

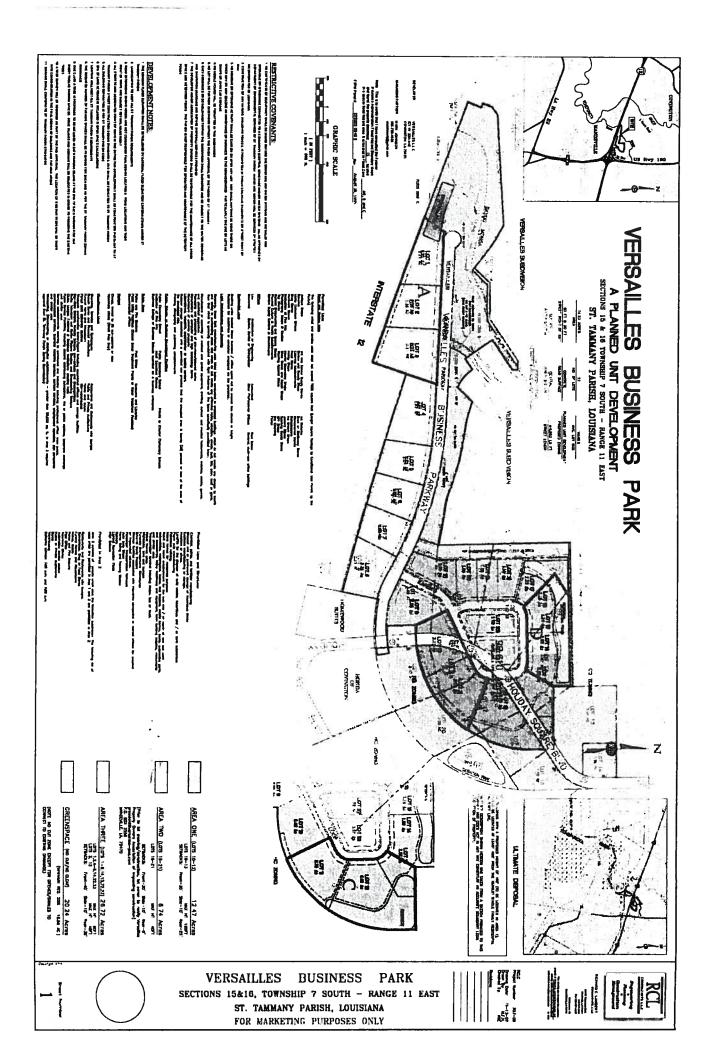
Said parcel contains 5.875 Acres.

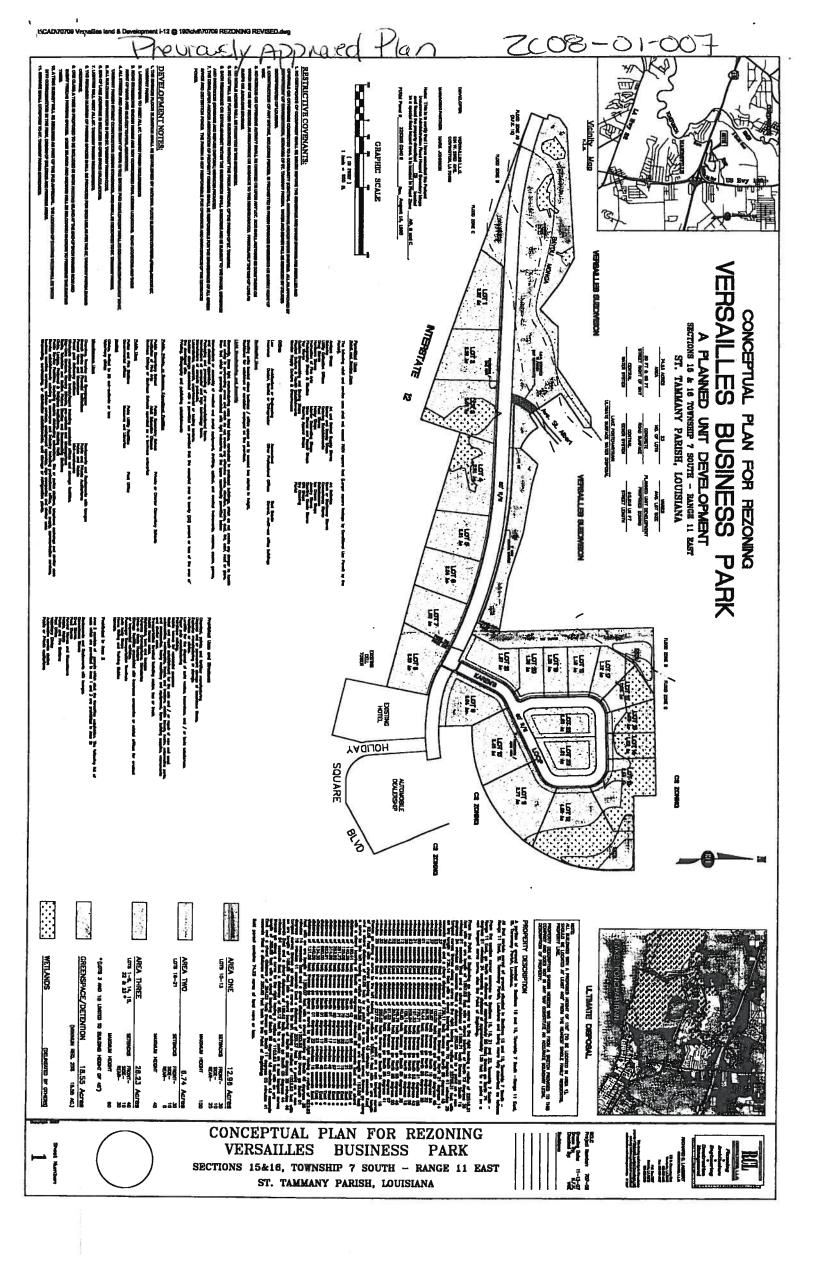
CASE NO.: ZC08-01-007 **PETITIONER:** Gulf States Real Estate Services, L.L.C. **OWNER:** Versailles LLC & Lucky 7 Irrevocable Trust Major Amendment to the PUD (Planned Unit Development Overlay) **REQUESTED CHANGE:** & addition of 20.145 acres of PUD (Planned Unit Development Overlay) Parcel located on the north of I-12, west of Holiday Square Blvd., LOCATION: south of Versailles Subdivision; S15 & 16,T7S,R11E; Ward 3, District 5 SIZE: 92.61 acres EMERA HC-3 A-6 NC-





ZC08-01-007





2008-01-007

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ENVIRONMENTAL ASSESSMENT DATA FORM

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Applicant's Name: Nersailles Businer Park LLC	10-
Developer's Address: 109 Vew Comellia Blud, Suite 100, Countin, LA, 7 Street City State Zip Code Developer's Phone No. <u>785-792-4385</u> <u>485-964-0981</u> Mike Sauctie	0433
Developer's Phone No. <u>185-792-4385</u> <u>485-944-008</u> Mike Saucie (Business) (Cell)	r
Subdivision Name: Nersailles Business Park	
Number of Acres in Development: <u>92.6</u> Number of Lots/Parcels in Development: <u>9</u>	
Ultimate Disposal of Surface Drainage: Lake Vortchartrain	
Water Surface Runoff Mitigation Proposed:	
(Please check the following baxes below, where applicable:)	
- Type of Sewerage System Proposed: 🕅 Community 🛛 Individual	
- Type of Water System Proposed: 🕅 Community 🛛 Individual	
- Type of Streets and/or Roads Proposed: A Concrete D Asphalt D Aggregate D Other	
- Land Formation: A Flat Colling Hills Co Marsh Co Swamp Conducted Co Title Flow	
- Existing Land Use: AUndeveloped 🗆 Residential 🗆 Commercial 🗆 Industrial 🗆 Other	
- Proposed Land Use: Undeveloped Residential Commercial Industrial Other	
- Surrounding Land Use: 🗆 Undeveloped 💥 Residential 💢 Commercial 🗆 Industrial 📮 Other	
- Does the subdivision conform to the major street plan? A Yes I No	
- What will the noise level of the working development be? 🗆 Very Noisy 🖾 Average 🗮 Very Little	
- Will any hazardous materials have to be removed or brought on-site for the development? 🗆 Yes 💥 No	
If yes, what are the hazardous materials?NA	
- Does the subdivision front on any waterways? 🛛 Yes 🗆 No	
If yes, what major streams or waterways? Baye Mange	

- Does the subdivision front on any major arterial streets? 🛱 Yes 🛛 No	
If yes, which major arterial streets? Holiday Barlevard	<u> </u>
- Will any smoke, dust or fumes be emitted as a result of operational construction? A Yes	□ No
If yes, please explain? Normal Construction Actuaties Associated	with Site work
- Is the subdivision subject to inundation? 🗆 Frequently 🕅 Infrequently 🗆 None at all	Picpuis
- Will canals or waterways be constructed in conjunction with this subdivision? Q Yes	No
(Does the proposed subdivision development)	
 a.) have or had any landfill(s) located on the property? b.) disrupt, alter or destroy any historical or archeological sites or district? c.) have a substantial impact on natural, ecological recreation, or scenic resources? 	□ Yes Ø(No □ Yes Ø(No □ Yes Ø(No
 d.) displace a substantial number of people? e.) conform with the environmental plans and goals that have been adopted by the parish? f.) cause an unwarranted increase in traffic congestion within or near the subdivision? g.) have substantial esthetic or adverse visual impact within or near the subdivision? 	□ Yes XNo X Yes □ No □ Yes XNo □ Yes XNo
h.) breach any Federal. State or Local standards relative to:	
 air Quality noise water Quality contamination of any public or private water supply ground water levels flooding/inundation erosion sedimentation 	□ Yes A No □ Yes A No
 rare and/or endangered species of animal or plant habitat interfering with any movement of resident or migratory fish or wildlife species inducing substantial concentration of population 	□Yes MNo □Yes MNo □Yes MNo

2008-01-007

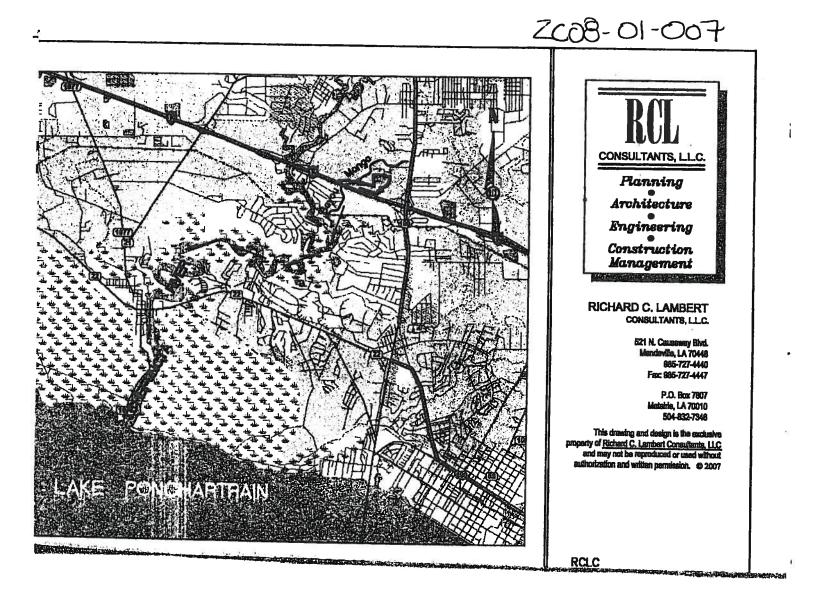
inducing substantial concentration of population
 dredging and spoil placement
 U Yes M No

I hereby certify to the best of knowledge and ability, that this subdivision development will not adversely impact the surrounding environment, inclusive of all the information contained herein; and further, said information provided and answered above is accurate, true and correct.

WWWMA ENGINEER/SURVEXO DE ANA DATE (SIGNATURE) THOMAS H. BUCKEL License No. 31022 PROFESSIONAL ENGINEER ING CUL IN SMITHER ENGINEER

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ADMINISTRATIVE COMMENT

ZONING STAFF REPORT

GENERAL INFORMATION

Date: July 29, 2014 Case No.: <u>ZC08-01-007</u> Prior Action: Tabled (08/05/14) Posted: 08/15/14

Meeting Date: September 2, 2014 Determination: Approved

PETITIONER: Gulf States Real Estate Services, L.L.C. **OWNER:** Versailles LLC & Lucky 7 Irrevocable Trust **REQUESTED CHANGE:** Major Amendment to the PUD (Planned Unit Development Overlay) & addition of 20.145 acres of PUD (Planned Unit Development Overlay) **LOCATION:** Parcel located on the north of I-12, west of Holiday Square Blvd., south of Versailles Subdivision; S15 & 16,T7S,R11E; Ward 3, District 5 SIZE: 92.61 acres SITE ASSESSMENT ACCESS ROAD INFORMATION Type: Parish Road Surface: 2 lane asphalt **Condition:** Good LAND USE CONSIDERATIONS SURROUNDING LAND USE AND ZONING: Direction Land Use Zoning North Residential & Undeveloped A-4 (Single Family Residential) & C-2 (Highway Commercial) Districts South I-12 East Commercial C-2 (Highway Commercial) District West Undeveloped A-4 (Single Family Residential) District **EXISTING LAND USE:** Existing development? No Multi occupancy development? No

COMPREHENSIVE PLAN:

Residential - Areas that provide for dwelling units. Such areas may vary in site design, structure design, and in the density of units per acre. Certain areas such as "village or town residential" may include mixed uses and would have the highest number of units per acre, while "Rural residential" would have the lowest number of units per acre, and may include agricultural or open space uses as well. In between these two types of residential areas would be varying levels of single-family detached dwellings, multi-family attached residential, and planned subdivisions for manufactured homes.

STAFF COMMENTS:

CHARACTERISTICS OF THE PROPOSED DEVELOPMENT

The petitioner is requesting a major Amendment to the originally approved PUD (Planned Unit Development Overlay) and the addition of 20.145 acres of PUD (Planned Unit Development Overlay) to the development. The commercial subdivision is now proposed to be developed with a total of 20 lots (originally approved to be developed with a total of 23 lots). The lots are identified on the plan, by 3 different colors representing the maximum height allowable for each area (see below, charts depicting the differences between the original approval and new proposal). Note that the maximum allowable height in Area 2 is proposed to be between 40 feet & 60 feet. The rear yard setbacks have been adjusted, according to the maximum height allowable within Area 2 and by taking into consideration that a portion of Area 2 is directly abutting Versailles Residential Subdivision (see below, chart).

The site will be accessed through Holiday Square Blvd and an extension of Holiday Square Blvd connecting to Holiday Blvd, to the north of the site.

A list of permitted and prohibited uses has been provided as required. Also, as indicated on the plan, the landscaping, lighting, parking and signage will meet all Parish Requirements. Note that a land clearing permit and trees survey will have to be submitted for each parcel, before application for building permit.

ADMINISTRATIVE COMMENT

Case No.: <u>ZC08-01-007</u>

SUBDIVISION INFORMATION (Proposed)

Section	Setbacks & Landscape buffer	Maximum Height
Area 1 Lot 12-20	Front: 30' Side: 10' Rear: 10'	100'
Area 2 Lot 9-11	Front:30' Side: 10' Rear: 10' 110' setback from property line: max height of 40' 200' setback from property line: max height of 60' 100' buffer in the rear, abutting residential (as shown on the plan)	40' & 60'
Area 3 Lot 1-8	Front: 40' Side: 10' Rear: 10'	45'

SUBDIVISION INFORMATION (Currently approved)

Section	Setbacks	Maximum Height
Area 1	Front: 30' Side: 10' Rear: 25'	100'
Area 2	Front:30' Side: 10' Rear: 0' 100' buffer in the rear, abutting residential	40'
Area 3	Front: 40' Side: 10' Rear: 30'	60' Lots 3 & 15: limited to 45'

GENERAL PUD CRITERIA

Required information	Staff Comments
Title of the project, name of the developer, legal description	Provided as Required
Existing Land Use within 500' of all boundaries on the plan	Provided as Required
Minimum front, side, & rear setbacks & maximum height for Residential	Provided as Required
Restrictive Covenants	Provided as Required
Water & Sewer facilities	Provided as Required (to be located off site)
Wetland Delineations	Provided as Required
Flood Zone Demarcation Lines	Provided as Required
Ultimate Disposal of Surface Drainage	Provided as Required
Environmental Assessment Data Form	Provided as Required

ADMINISTRATIVE COMMENT

Case No.: <u>ZC08-01-007</u>

GREENSPACE

The proposed amendment and addition will create an increase of the total acreage of greenspace from 18.55 acres (25%) to 23.95 acres (25.86%). The most important environmental feature of the property, Bayou Monga and its surroundings, will remain undeveloped and preserved as part of the required greenspace for the PUD. Additional greenspace is also proposed to be provided, in the rear of lot 16, for detention purposes (identified as lot 21). As shown on the plan, a 4' sidewalk is proposed to be provided along Versailles Business Parkway & Holiday Square Blvd, allowing pedestrians to access the different businesses within the development.

COMPREHENSIVE PLAN ANALYSIS

The 2025 future land use plan designates the area to be developed with residential uses. The proposed development does not meet the 2025 future land use plan, considering that it is proposed to be entirely developed with commercial uses. However, considering the proximity of the interstate and the presence of existing commercial businesses directly abutting the site, staff feels that the proposed PUD is appropriate for the area.

STAFF RECOMMENDATION:

The staff recommends that the request for a Major Amendment to the PUD (Planned Unit Development Overlay) & addition of 20.145 acres of PUD (Planned Unit Development Overlay) be approved.