

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-1380

COUNCIL SPONSOR MR. GOULD

PROVIDED BY COUNCIL OFFICE

RESOLUTION TO VACATE, IN PART, THE MORATORIUM ESTABLISHED BY ORDINANCE C.S. NO. 05-1070 ON ISSUANCE OF BUILDING PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY WITHIN A PORTION OF THE BIRG BOULEVARD SUBDIVISION. (WARD 3, DISTRICT 5)

WHEREAS, pending review of existing land use and to formulate measures to protect residents in and near the area more fully described within the ordinance, and for such other reasons stated therein, the Parish Council adopted Ordinance C.S. No. 05-1070, establishing a six (6) month moratorium on the issuance of building permits for construction or placement of any building structures on the specified property within a portion of The Birg Boulevard Subdivision, Ward 3, District 5; and

WHEREAS, the owner and developer of LOTS 61, 62, 63, 64, 65, 66, 67 and 68 has voluntarily entered into a "Mitigation/Development Agreement," in order to address, remedy, lessen and/or alleviate the adverse impacts that the development of said property will have on the potential hazards of a proliferation of driveways and increased traffic on a substandard roadway, and the adverse effects of flooding by continued development along Helenbirg Road, within the area of the moratorium, and an initial evaluation and determination having been made that the agreed upon resubdivision (reconfiguration) of the eight (8) existing lots, LOTS 61, 62, 63, 64, 65, 66, 67 and 68, each measuring thirty (30) feet by one hundred forty (140) feet, into four (4) lots, being LOTS 61-A, 61-B, 61-C, and 61-D, each measuring seventy (70) feet by one hundred twenty (120) feet, each fronting on 5th Avenue, all as more particularly shown on the attached resubdivision plat of D & S Surveyors, Inc., Job No. 04-124, date of 8-19-2004, and the agreement that ingress and egress to said lots shall be via 5th Avenue, will adequately address the current impacts resulting from the particular development of said lots, which will also assist in addressing the overall impacts in the area, LOTS 61, 62, 63, 64, 65, 66, 67 and 68, now LOTS 61-A, 61-B, 61-C, and 61-D, should, therefore, be removed from the provisions and restrictions of the moratorium.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the Parish Council vacates, in part, the moratorium established by Ordinance C.S. No. 05-1070 on the issuance of building permits for construction or placement of building structures within a portion of The Birg Boulevard Subdivision, to remove LOTS 61, 62, 63, 64, 65, 66, 67 and 68, now resubdivided into LOTS 61-A, 61-B, 61-C, and 61-D, from the restrictions established by the moratorium, said lots being situated in Square 10 in the Birg Boulevard Subdivision, in Section 14, Township 7 South, Range 11 East (S14-T7S-R11E), in Parish of St. Tammany, Louisiana, and more particularly described in the attached resubdivision plat of D & S Surveyors, Inc., Job No. 04-124, date of 8-19-2004.

BE IT FURTHER RESOLVED that, in all other respects, the moratorium established by Ordinance C.S. No. 05-1070 shall continue to be in full force and effect.