



DEPARTMENT OF PLANNING
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 COVINGTON, LA 70434
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Kevin Davis
 Parish President

Appeal 10

A PETITIONER OR ANY AGGRIEVED PROPERTY OWNER HAS TEN (10) DAYS IN WHICH TO FILE AN APPEAL REGARDING A DECISION OF THE PLANNING COMMISSION. APPEALS MUST BE FILED WITH THE ST. TAMMANY PARISH DEPARTMENT OF PLANNING ON OR BEFORE THE TENTH DAY.
 (NOTE: FINAL SUBDIVISION APPROVAL CANNOT BE APPEALED EXCEPT BY THE DEVELOPER)

APPEAL REQUEST LETTER

DATE: 12/27/2005
 TO: ST. TAMMANY PARISH COUNCIL
 FROM: Roy Honeycutt
 RE: AGGRIEVED BY DECISION MADE BY THE ST. TAMMANY PARISH PLANNING COMMISSION

I, Roy Honeycutt, hereby request that the St. Tammany Parish Council review the below mentioned case and consider reversing the decision made by the St. Tammany Parish Planning Commission at their December 13th 2005 meeting.

The case for which I am aggrieved by, as depicted on the docket of the Planning Commission is as follows:

Entrance Parish Right-of-way (Mallville sp) 10th St. Ward 3 District 3

I therefore, respectfully request that the St. Tammany Parish Council consider my appeal at their next appropriate regularly scheduled meeting.

This letter shall suffice as official notice to be placed on the docket of the next appropriate regularly scheduled meeting of the St. Tammany Parish Council; whereby, I shall give truthful testimony and present evidence to support my appeal request.

(PLEASE PRINT THE FOLLOWING INFORMATION)

APPELLANT'S NAME: Roy Honeycutt

ASSOCIATION TO CASE (PLEASE CHECK ONE): Developer Neighbor Group

ADDRESS: 19442 North First St

CITY: Covington STATE: LA ZIP: 70433 PHONE NO: 985-892-2714

SIGNATURE: Roy Honeycutt

XC: ALL ST. TAMMANY PARISH PLANNING COMMISSIONERS

December 27, 2005

St. Tammany Parish Council

To whom it may concern:

I Fawnclair B. Honeycutt request an appeal on the public hearing with the planning and zoning commission, concerning the notice and subsequent hearing on the inter parish right of way, 10th Street, that occurred on December 13, 2005.

Thanking you in advance,

Fawnclair B. Honeycutt

Fawnclair B. Honeycutt
19442 N. First Street
Covington, LA 70433
(985)892-2714

Mrs. Fawnclair
Honeycutt
892-2714

12-27-2005

Richard Honeycutt
71567 Jefferson Ave
Covington La. 70433

(Object) to the Decree to
open up 10th Street in
ward (2) on Faberson Hill
because of wrong marking
in the locations of 10th
Street

Richard Honeycutt
and
Marie Honeycutt

Property Owners

Mr. Richard Honeycutt
Mrs. Marie Honeycutt

892 2714

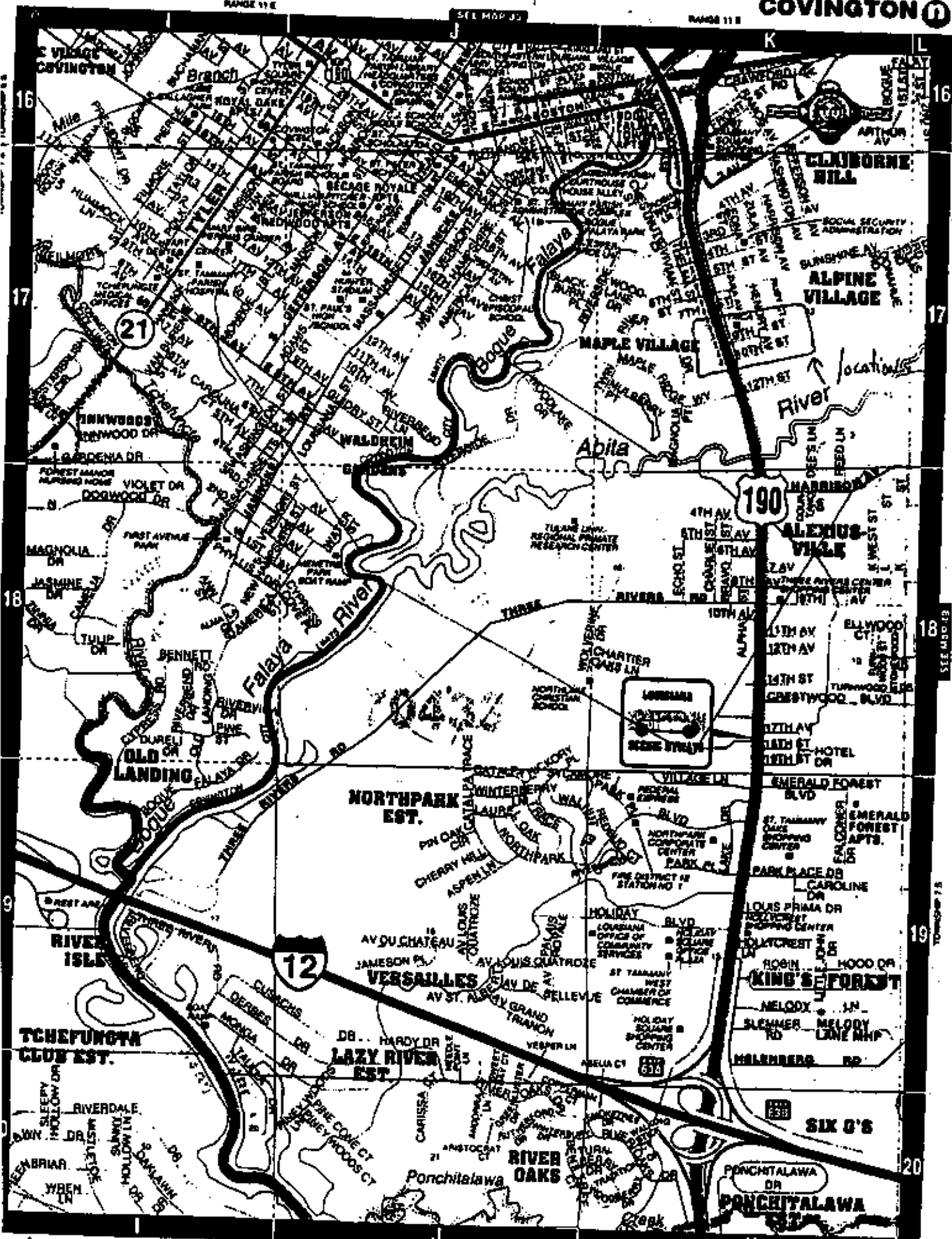
To Ms. Dena L Lopez

This letter is in reference to the resolution granting permission to Couington Gardens LLC. To Enter Parish Right of way specifically the unopened portion of 10th street within Mailleville subdivision for the purpose of gain access to the property by way of Jefferson Ave., I am opposed to that resolution. (not in favor of it). I want to appeal that ruling.

Thank you
William H. Roger

MR. William Rogers
892-1543 (home)
504-915-7610 (cell)

Mailing address



ST. TAMMANY PARISH PLANNING COMMISSION

RESOLUTION

RESOLUTION PLANNING COMMISSION SERIES NO. _____

TITLE: A RESOLUTION AUTHORIZING COVINGTON GARDENS, LLC TO ENTER PARISH RIGHT-OF-WAY.

SUB-TITLE: A RESOLUTION GRANTING PERMISSION TO COVINGTON GARDENS, LLC, 15487 TCHEFUNCTE DRIVE; COVINGTON, LA 70433; TO ENTER PARISH RIGHT-OF-WAY, SPECIFICALLY THE UNOPENED PORTION OF 10TH STREET, LOCATED WITHIN MAILLEVILLE SUBDIVISION, FOR THE PURPOSE OF GAINING ACCESS TO PROPERTY. WARD 3, DISTRICT 3.

NOW, THEREFORE, BE IT RESOLVED, by the St. Tammany Parish Planning Commission that it hereby grants permission to the aforementioned petitioner to enter Parish right-of-way for the aforementioned purposes, subject to the following conditions:

1. That the improvements that will be undertaken will be at the sole expense of the petitioner.
2. That the petitioner agrees to accept full responsibility, financial and all other, for the damage and/or relocation of utilities currently located within Parish right-of-way.
3. That the petitioner shall submit plans prepared by a licensed engineer to the Department of Engineering for review and approval. The drainage and road design with soil borings must meet the Asphalt road standards as established under the "Subdivision Regulatory Ordinance". The Parish's engineer may require additional off-site work to minimize the potential impact of the proposed construction with special emphasis regarding drainage. The plans must include sewerage and water systems, where applicable. Upon approval of plans and specifications by the Director of Engineering, the petitioner must notify the Department of Engineering prior to the commencement of any activity.
4. That should the petitioner commence work thereon, petitioner by such act acquiesces and acknowledges thereby that he will hold this Parish, its officials, agents, servants, and employees free and harmless from any liability or responsibility whatsoever in connection with the construction of the project. Petitioner will provide copy of Liability Insurance Policy including the naming of the Parish as an insured party. The insurance will remain in effect until the Parish takes over the maintenance.
5. That nothing herein shall be construed as a revocation of the dedication of the aforementioned right-of-way.
6. That no maintenance nor financial nor material nor assistance shall be provided by the Parish for the project nor the maintenance thereof, except for the inspection of the plans and specifications by the Department of Engineering to insure the construction complies with Parish specifications.
7. That the petitioner post a Performance Letter of Credit in the amount of \$14,000 for a period of six (6) months.
8. That the petitioner agree to post a Warranty Obligation upon completion of the project.

9. That the petitioner and any assignees submit a Hold Harmless Agreement in connection with the construction of the project and utilization of the access by (an) individual (s) until the time that the access is upgraded to Parish standards and accepted into the Parish's Selective Road Maintenance System.
10. That the petitioner and any assignees agrees to provide maintenance for this access at his/hers own expense until such time as the Parish agrees to accept this portion of right-of-way into the Parish's Selective Road Maintenance System.
11. Petitioner acknowledges and accepts full responsibility for the installation and maintenance of drainage, specifically from the on-site mechanical sewerage treatment plants, on the public right of way he/she seeks permission to enter.
12. That the petitioner agrees to provide the Parish with all necessary additional servitudes needed for drainage and utilities.
13. That the petitioner shall produce from the U.S. Army Corps of Engineers either: a written statement that the road is not in a wetland area, within the meaning of Section 404 of the federal "Clean Water Act" or a Section 404 Permit under the federal "Clean Water Act" authorizing the opening of the portion of the right-of-way in question.
14. That the petitioner shall submit a site plan of Petitioner's property and the unopened right-of-way.
15. Permission is valid for the issuance of building permits according to current zoning only, issued to AS INDICATED ABOVE, WARD 3, DISTRICT 3.
16. That the petitioner submit as-built drawings certifying that road is constructed within the parish right-of-way.
17. That the petitioner submit all documentation required within SIX (6) months from date of adoption, additionally petitioner has two (2) years to complete all work on this project, if not completed within two (2) years, approval of this work will be voided and petitioner will be required to reapply for permission.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY _____, SECONDED BY _____; A VOTE THEREON RESULTED IN THE FOLLOWING:

YEA:

NAY:

ABSTAIN:

ABSENT:

AND THIS RESOLUTION WAS DECLARED DULY ADOPTED ON THE _____ DAY OF _____, 200_, AT A REGULAR MEETING OF THE PLANNING COMMISSION, A QUORUM OF THE MEMBERS BEING PRESENT.

EMILE LOMBARD, CHAIRMAN
ST. TAMMANY PARISH PLANNING COMMISSION

ATTEST:

RON KELLER, SECRETARY
ST. TAMMANY PARISH PLANNING COMMISSION