

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3473 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. GOULD PREPARED BY: COUNCIL OFFICE

INTRODUCED BY MR. GOULD SECONDED BY MR. CANULETTE

ON THE 7TH DAY OF DECEMBER 2006

ORDINANCE TO IMPOSE A SIX MONTH MORATORIUM ON THE PLACEMENT OF FILL AND ON THE ISSUANCE OF BUILDING PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY WITHIN DOVE PARK SUBDIVISION (WARD 4, DISTRICT 5)

WHEREAS, to protect and preserve the health, safety and property interests of residents from the adverse effects of flooding by the placement of fill and continued development within Dove Park Subdivision, Ward 4, District 5 of St. Tammany Parish, it is necessary to impose an emergency moratorium on the placement of fill and on the issuance of building permits for the construction or placement of building structures within said subdivision.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that, in accordance with Section 2-14 of the Home Rule Charter, the Parish Council imposes a 30-day emergency moratorium on the placement of fill and on the issuance of permits for construction or placement of building structures on property within, in whole or in part, Dove Park Subdivision, Ward 4, District 5, described as follows:

All that property within Dove Park Subdivision comprising any and all lots recorded therein, located within Section 26, Township 7 South, Range 11 East and as more fully shown on the vicinity map attached hereto.

BE IT FURTHER ORDAINED that final adoption of this Moratorium shall operate to immediately prohibit the placement of fill and the issuance of any building permit for property within the affected area regardless of any currently pending permit application.

BE IT FURTHER ORDAINED that this Ordinance shall be effective immediately upon final adoption and remain in effect through July 5, 2007.

BE IT FURTHER ORDAINED that the placement of fill may be authorized and a building permit issued only upon compliance with the following: Upon the applicant's submission of a building permit, the application must be reviewed by the Department of Engineering for consideration of adverse drainage impacts resulting from the proposed placement of fill and construction. The Department of Engineering shall determine, based on best engineering practices, the amount of fill that may be placed on the property, if any, and whether the proposed residence may be built on a slab or must be elevated. A building permit shall not be issued until the application has been reviewed and approved by the Department of Engineering.

REPEAL: Upon the effective date of this ordinance, this ordinance shall supercede all prior Ordinances imposing a moratorium on the property described herein.

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.

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

