

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3567

ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_

COUNCIL SPONSOR: MR. GOULD

PREPARED BY: COUNCIL OFFICE

INTRODUCED BY MR. STEFANCIK

SECONDED BY MR. BURKHALTER

ON THE 7TH DAY OF JUNE 2007

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, on January 4, 2007, the Parish Council adopted Ordinance C.S. No. 07-1499, imposing a six-month moratorium on the placement of fill and issuance of building permits for construction or placement of building structures on property within Dove Park Subdivision; and

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, it is necessary to extend the moratorium to allow sufficient time to review present drainage conditions, infrastructure, and regulations and requirements affecting the area more fully described herein.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it extends for an additional six (6) months the 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.

**LESS AND EXCEPT:** Those parcels of land released from the effects of this moratorium per Resolutions duly adopted by the Parish Council.

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 January 3, 2008.

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 hereof, this ordinances 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.

W.D. C. 2001

