

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3580 ORDINANCE COUNCIL SERIES NO. 07-
COUNCIL SPONSOR BAGERT/DAVIS PROVIDED BY: PLANNING
INTRODUCED BY MR. STEFANCIK SECONDED BY MR. BURKHALTER
ON THE 7TH DAY OF JUNE 2007

ORDINANCE TO AMEND APPENDIX B OF THE ST. TAMMANY PARISH CODE OF ORDINANCES, SUBDIVISION REGULATORY ORDINANCE NO. 499, SPECIFICALLY, TO RESCIND SECTION 40-035.0 SETBACK LINES AND TO PROVIDE FOR REPEAL, SEVERABILITY AND DATE OF ENACTMENT

WHEREAS, said section as captioned above is obsolete due to the fact that all current zoning districts, in which subdivisions are created within, with the exception of Planned Unit Developments where setbacks are established at public hearing, have underlying minimum setback requirements that take precedent over this section; and

THEREFORE, for those reasons, Section 40-035.0 Setback Lines, of Subdivision Regulatory Ordinance No. 499 is irrelevant and obsolete and should therefore be rescinded.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that Section 40-035.0 Setback Lines, of Subdivision Regulatory Ordinance No. 499 is irrelevant and obsolete and is henceforth rescinded.

Section 40-035.0 Setback Lines currently reads as follows:

~~All lots fronting on streets in a subdivision shall have a setback of not less than thirty (30) feet and all lots fronting on boulevards or avenues shall have a setback of not less than forty (40) feet. No part of any building shall encroach upon such setback area. All title transfers of lots shall incorporate a covenant that all lots have the respective stipulated setback.~~

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 _____ DAY OF _____, 2007; AND BECOMES ORDINANCE COUNCIL SERIES NO. 07-