

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3938 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. BURKHALTER PREPARED BY COUNCIL OFFICE

INTRODUCED BY MR. BURKHALTER SECONDED BY MR. BINDER

ON THE 11TH DAY OF SEPTEMBER, 2008.

ORDINANCE TO IMPOSE A SIX (6) MONTH MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY WITHIN PORTIONS OF BEVERLY HILLS AND KINGSPPOINT SUBDIVISIONS (WARD 8, DISTRICT 14).

WHEREAS, narrow roads and poor drainage coupled with small lot development have caused ongoing health and safety issues within portions of Beverly Hills and Kingspoint Subdivisions; and

WHEREAS, continued development within the areas will only exacerbate these problems while solutions are identified and implemented; and

WHEREAS, to protect and preserve the health, safety and property interests of residents from worsening conditions resulting from continued building construction activities in the area, it is necessary to impose a six (6) month moratorium on the issuance of building permits for the construction or placement of building structures on properties until implementation of proper solutions among regulatory agencies is accomplished and appropriate improvements to infrastructure are made.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it imposes a six (6) month moratorium on the issuance of building permits for construction or placement of building structures on property within certain portions of Beverly Hills Subdivision and Kingspoint Subdivision, Ward 8, District 14, as more fully described herein:

The properties subject to this moratorium shall be those located within an area whose boundaries begin at the intersection of La. Highway 190 Business (a.k.a Shortcut Highway) and Brookter Road, then commencing West along La. Highway 190 Business to its intersection with the imaginary line forming the section line separating Sections 13 and 14 of Township 9 South, Range 14 East, and then following the section line South to its intersection with Voters Road, then proceeding East along Voters Road to its intersection with Brookter Road, then following Brookter Road to its intersection with La. Highway 190 Business, and to include all properties directly abutting the east side of Brookter Road, and said intersection being the point of beginning; and as further described on the attached map.

BE IT FURTHER ORDAINED that this Ordinance shall be effective immediately upon final adoption and shall remain in effect through April 02, 2009.

BE IT FURTHER ORDAINED that the moratorium herein imposed may be vacated, in whole or in part, by Resolution of this governing body pursuant to Chapter 5, Article II, Section 5-056.00 of the Parish Code of Ordinances.

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.

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

ORDINANCE CALENDAR NO. 3938

ORDINANCE C. S. NO. _____

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MOVED FOR ADOPTION BY _____, SECONDED BY _____

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE
PARISH COUNCIL ON THE _____ DAY OF _____, 2008; AND BECOMES ORDINANCE
COUNCIL SERIES NO. _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: SEPTEMBER 18, 2008

Published Adoption: _____, 2008

Delivered to Parish President: _____, 2008 at _____

Returned to Council Clerk: _____, 2008 at _____