

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3904

ORDINANCE COUNCIL SERIES NO. 08-

COUNCIL SPONSOR: BINDER/DAVIS

PROVIDED BY: ENGINEERING

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MR. ARTIGUE

ON THE 7<sup>TH</sup> DAY OF AUGUST, 2008

ORDINANCE TO WAIVE SUBDIVISION REGULATIONS ORDINANCE NO. 499; SEC. 40-032.04; PARAGRAPH 1. (e) WHICH PROHIBITS PLACEMENT OF SUB-SURFACE DRAINAGE LONGITUDINALLY UNDER ANY NEW ROADWAY COURSE

WHEREAS, the developer of Enter the Parish Right of Way - Resolution No. 05-052 - Palm Plaza Subdivision, Phase 2 has agreed to improve Planche Road as a part of the approval to enter the right of way;

WHEREAS, Planche Road right of way does not allow for needed sub-surface drainage to be placed outside of the proposed widening of the roadway without destroying countless large trees that line the roadway;

WHEREAS, the St. Tamany Parish Planning Commission has waived SUBDIVISION REGULATIONS ORDINANCE NO. 499; SEC. 40-032.04; PARAGRAPH 1.(e) at the regular meeting July 8, 2008;

WHEREAS, the St. Tammany Parish Council has found it necessary for the purpose of providing an improved and safer roadway to waive the requirement which prohibits placement of sub-surface drainage longitudinally under any new roadway course.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, in regular session convened that:

SUBDIVISION REGULATIONS ORDINANCE NO. 499; SEC. 40-032.04, PARAGRAPH 1.(e) IS HEREBY WAIVED.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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: