

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4098 ORDINANCE COUNCIL SERIES NO. _____
COUNCIL SPONSOR: MR. BINDER PREPARED BY: COUNCIL OFFICE
INTRODUCED BY: MR. STEFANCIK SECONDED BY: MR. GOULD
ON THE 2ND DAY OF JULY, 2009

ORDINANCE TO EXTEND FOR AN ADDITIONAL SIX (6) MONTHS THE MORATORIUM ON THE SUBMISSION AND REVIEW OF ZONING AND CONDITIONAL USE PERMIT APPLICATIONS, PLANNING COMMISSION REVIEW AND ON THE ISSUANCE OF BUILDING PERMIT APPLICATIONS, FOR THE PURPOSE OF CONSTRUCTION OR PLACEMENT OF MULTI-FAMILY STRUCTURES ON PROPERTY WITHIN UNINCORPORATED AREAS OF COUNCIL DISTRICT 12.

WHEREAS, the Parish Council adopted Ordinance C.S. No. 09-2006 extending a six-month moratorium on the development and construction of multi-family properties within unincorporated areas of Council District 12; and

WHEREAS, it is necessary to further extend the moratorium to protect and preserve the health, safety and property interests of residents from the adverse effects of continued development and construction of multi-family properties, and to provide Parish Government with a reasonable opportunity to address the legitimate concerns related to adverse impact on recovery of single-family residential neighborhoods, roads, drainage ways, water and sewage infrastructure, and the ability of local government to meet the demand for services; and

WHEREAS, as the recovery from Hurricane Katrina has progressed, the demand for multi-family units has subsided and the number of vacant multi-family units has significantly increased. Construction of additional multi-family units has the potential to dramatically increase the number of vacancies in existing older multi-family properties, which would then be allowed to deteriorate or become abandoned, thereby causing an adverse impact on surrounding areas.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it extends for an additional six (6) months the moratorium on the submission and review of zoning and conditional use permit applications, planning commission review, and the issuance of building permits, for construction or placement of multi-family structures on property located in the following described area:

All that property located within the unincorporated area of Council District 12.

BE IT FURTHER ORDAINED that this Ordinance shall be effective August 6, 2009 and remain in effect through February 5, 2010.

BE IT FURTHER ORDAINED that the moratorium 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.

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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 _____ 2009; AND BECOMES ORDINANCE COUNCIL SERIES NO. _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: June 25, 2009

Published Adoption: _____, 2009

Delivered to Parish President: _____, 2009 at _____

Returned to Council Clerk: _____, 2009 at _____