

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3987

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. GOULD

PREPARED BY: COUNCIL OFFICE

INTRODUCED BY MR. STEFANCIK

SECONDED BY: MR. BURKHALTER

ON THE 4TH DAY OF DECEMBER 2008

ORDINANCE TO EXTEND FOR AN ADDITIONAL SIX (6) MONTHS THE 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, the Parish Council adopted subsequent Ordinances extending the six (6) month moratorium in order 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; and

WHEREAS, 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.

BE IT FURTHER ORDAINED that this Ordinance shall become effective January 8, 2009 and remain in effect through July 6, 2009.

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: 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.

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 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: November 27, 2008
Published Adoption: _____, 2009

Delivered to Parish President: _____, 2009 at _____
Returned to Council Clerk: _____, 2009 at _____