

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4173 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. GOULD PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 5th DAY OF NOVEMBER, 2009

ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE 2009 SOUTH WEST COMPREHENSIVE REZONING AREA TWO (CRA-2) OF ST. TAMMANY PARISH, LA TO RECLASSIFY LOTS 1, 2, 3 AND 4 OF SECTION D, SQUARE 20, ALEXIUSVILLE SUBDIVISION, FROM ITS PRESENT NC-1 (PROFESSIONAL OFFICE) DISTRICT TO NC-5 (RETAIL AND SERVICE) DISTRICT (WARD 3, DISTRICT 5).

WHEREAS, the Zoning Commission of the Parish of St. Tammany after hearing in accordance with law has made its recommendation to the Council of the Parish of St. Tammany, Louisiana, regarding the requested zoning classification of the subject property; and

WHEREAS, the St. Tammany Parish Council held its public hearing in accordance with law and adopted Resolution Council Series No. C-_____, concurring with the Zoning Commission’s recommendation; and

WHEREAS, the current owner of the subject property have voluntarily restricted the use of the property pursuant to an act of Deed Restriction recorded in the official records of the St. Tammany Parish Clerk of Court, a copy of which is attached hereto as Exhibit “A”; and

WHEREAS, the St. Tammany Parish Council has found it necessary, for the purpose of protecting the public health, safety and general welfare, to designate the property described herein below as NC-5 (Retail and Service) District. For complete boundaries, see attached Exhibit A(1), Plat Prepared for Winston C. Cannon by John G. Cummings and Associates, Louisiana Registered Professional Land Surveyor, Reg. No. 4770, Job No. 0251, dated November 30, 2000.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, in regular session convened that: The official zoning map of 2009 South West Comprehensive Rezoning Area Two (CRA-2) of St. Tammany Parish, Louisiana shall be and is hereby amended to designate the zoning classification of the property described immediately herein after as NC-5 (Retail and Service) District, to-wit:

A CERTAIN PIECE OR PARCEL OF GROUND, together with all buildings and improvements thereon, and all the rights, ways, privileges, servitudes and appurtenances thereunto belonging or in anywise appertaining situated in the Subdivision of Alexiusville in Section 10, Township 7 South, Range 11 East, of St. Tammany Parish, Louisiana, in accordance with the plat of survey made by K.H. Barrow on file in the records of the Clerk of Court of St. Tammany Parish more fully described as follows, to-wit: Lots, 1,2,3 and 4 in Section D, Square 20 of said Subdivision. Said four lots forming a parcel of ground 120 feet on “I” Street by 120 feet on 2nd Avenue.

Being the same property acquired by Heather Barranger Case, 605 South Vermont Street, Covington, Louisiana 70433, by Act executed before _____, Notary Public, on _____, and recorded in the official records of the Clerk of Court of St. Tammany Parish, on _____, in COB ____ Folio _____, Instrument No. _____.

REPEAL: All Resolutions, 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

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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 _____, 2009; AND BECOMES ORDINANCE COUNCIL SERIES NO. 09-_____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: October 29, 2009

Published Adoption: _____, 2009

Delivered to Parish President: _____, 2009 at _____

Returned to Council Clerk: _____, 2009 at _____