

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4138 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. GOULD PREPARED BY COUNCIL OFFICE

INTRODUCED BY MR. BILLIOT SECONDED BY MR. ARTIGUE

ON THE 3RD DAY OF SEPTEMBER 2009

ORDINANCE TO EXTEND FOR AN ADDITIONAL SIX (6) MONTHS THE MORATORIUM ON ISSUANCE OF PERMITS FOR CONSTRUCTION OR PLACEMENT OF BUILDING STRUCTURES ON PROPERTY WITHIN A PORTION OF TAMMANY HILLS SUBDIVISION AND A PORTION OF INGRAM ESTATES SUBDIVISION IN WARD 3, DISTRICT 5.

WHEREAS, the Parish Council adopted Ordinance C. S. No. 09-2024 extending the six (6) month moratorium on the issuance of permits for construction or placement of building structures on property within portions of Tammany Hills and Ingram Estates Subdivisions; and

WHEREAS, the moratorium was initiated to protect and preserve the health, safety and property interests of residents from the adverse effects of flooding by continued development within a portion of Tammany Hills Subdivision and Ingram Estates Subdivision; and

WHEREAS, it is necessary to further extend the moratorium for additional time to allow for the review of existing land use and formulate measures to protect residents in and near the area more fully described within this ordinance.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that it extends for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures within a certain portion of Tammany Hills Subdivision and a certain portion of Ingram Estates Subdivision, Ward 3, District 5. The property subject to this moratorium shall be any property that is located inside the boundaries described immediately below, to-wit:

Beginning at the southeast corner of 5th Street and Harrison Avenue, proceed in a southerly direction along the eastern edge of 5th Street to its intersection with Quincy Avenue, then proceed in an easterly direction along Quincy Avenue to its intersection with 7th Street, then proceed in a southerly direction along the eastern edge of 7th Street to its intersection with an imaginary line, which would be a westerly extension of the northern edge of the Washington Avenue right-of-way, then proceed in an easterly direction along said imaginary line and the northern edge of the Washington Avenue right-of-way to its intersection with the western edge of the Lionel Court right-of-way, then northerly along an imaginary line, which would be a northerly extension of the western edge of the Lionel Court right-of-way, to its intersection with Harrison Avenue, then proceed westerly along the southern edge of the Harrison Avenue right-of-way to its intersection with 5th Street and the point of beginning, all as shown within the highlighted portion on the attached area map.

LESS AND EXCEPT those properties previously released from the moratorium area by Ordinances or Resolutions adopted by the Parish Council.

BE IT FURTHER ORDAINED that this Ordinance shall be effective immediately upon final adoption and shall remain in effect through April 2, 2010.

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.

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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:

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

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: August 27 _____, 2009

Published Adoption: _____, 2009

Delivered to Parish President: _____, 2009 at _____

Returned to Council Clerk: _____, 2009 at _____