ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5679

COUNCIL SPONSOR: DEAN/BRISTER

ORDINANCE COUNCIL SERIES NO:

PROVIDED BY: PLANNING DEVELOPMENT

INTRODUCED BY: MR. TANNER

SECONDED BY: MR. THOMPSON

ON THE <u>1</u> DAY OF <u>SEPTEMBER</u>, <u>2016</u>

(2016-314-ZC) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF ST. TAMMANY PARISH, LA, TO RECLASSIFY A CERTAIN PARCEL LOCATED ON MILNE CIRCLE, EAST OF ALEXANDER DRIVE & HIGHWAY 21 AND WHICH PROPERTY COMPRISES A TOTAL OF 1.199 ACRES OF LAND MORE OR LESS, FROM ITS PRESENT MD-1 (MEDICAL RESIDENTIAL DISTRICT) TO AN HC-2 (HIGHWAY COMMERCIAL DISTRICT), (WARD 5, DISTRICT 6). (2016-314-ZC)

Whereas, the Zoning Commission of the Parish of St. Tammany after hearing in accordance with law, <u>Case No. 2016-314-ZC</u>, has recommended to the Council of the Parish of St. Tammany, Louisiana, that the zoning classification of the above referenced area be changed from its present MD-1 (Medical Residential District) to an HC-2 (Highway Commercial District) see Exhibit "A" for complete boundaries; and

Whereas, the St. Tammany Parish Council has held its public hearing in accordance with law; 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 above described property as HC-2 (Highway Commercial District).

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

SECTION I: The zoning classification of the above described property is hereby changed from its present MD-1 (Medical Residential District) to an HC-2 (Highway Commercial District).

SECTION II: The official zoning map of the Parish of St. Tammany shall be and is hereby amended to incorporate the zoning reclassification specified in Section I hereof.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE <u>6</u> DAY OF <u>OCTOBER</u>, <u>2016</u>; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: <u>SEPTEMBER 22</u>, <u>2016</u>

Published Adoption: _____, 2016

Delivered to Parish President: _____, 2016 at _____

Returned to Council Clerk: _____, 2016 at _____

<u>2016-314-ZC</u>

All that certain parcel of ground situated in Section 5, Township 6 South, Range 12 East, St. Tammany Parish, Louisiana and more fully described as follows:

Commence from the 6" wood post found with ½" iron rod inside, also the quarter corner common to Sections 5 and 8, Township 6 South, Range 12 East, and go North 33 degrees 00 minutes 25 seconds East a distance of 468.11 feet to the Point of Beginning.

From the Point of Beginning go North 23 degrees 17 minutes 25 seconds East a distance of 163.98 feet; thence North 80 degrees 55 minutes 17 seconds East a distance of 151.04 feet; thence South 69 degrees 16 minutes 12 seconds East a distance of 151.42 feet; thence South 30 degrees 59 minutes 45 seconds West a distance of 131.63 feet; thence South 63 degrees 38 minutes 32 seconds West a distance of 128.11 feet; thence North 74 degrees 13 minutes 51 seconds West a distance of 179.78 feet back to the Point of Beginning.

Said parcel contains 1.199 acres of ground more or less.

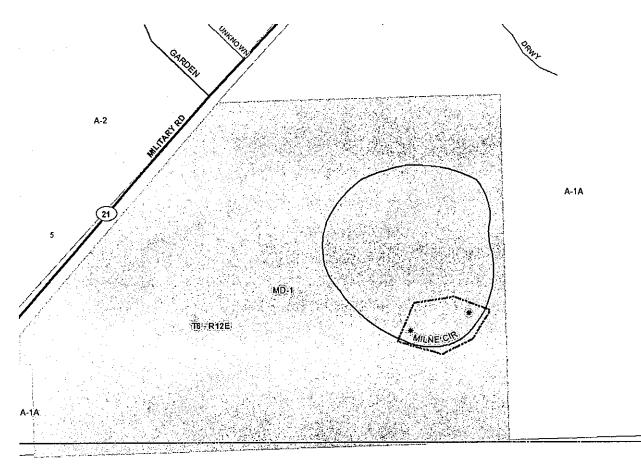
Case No.: 2016-314-ZC

PETITIONER: Frank D. Lamier

OWNER: Alexander Milne Development Services - Frank D. Lamier

REQUESTED CHANGE: From MD-1 Medical Residential District to HC-2 Highway Commercial District LOCATION: Parcel located on Milne Circle, east of Alexander Drive & LA Highway 21; S5, T6S, R12E; Ward 5, District

SIZE: 1.199 acres

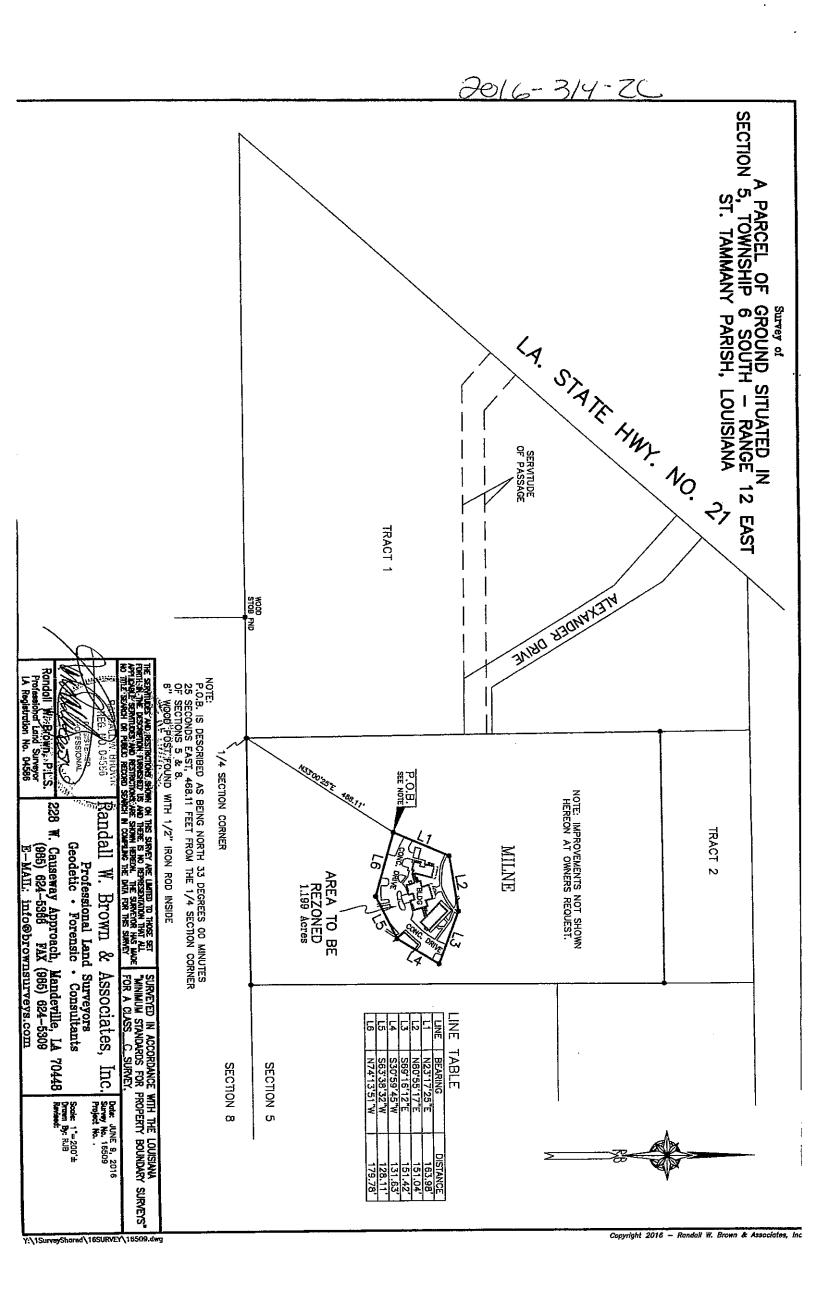


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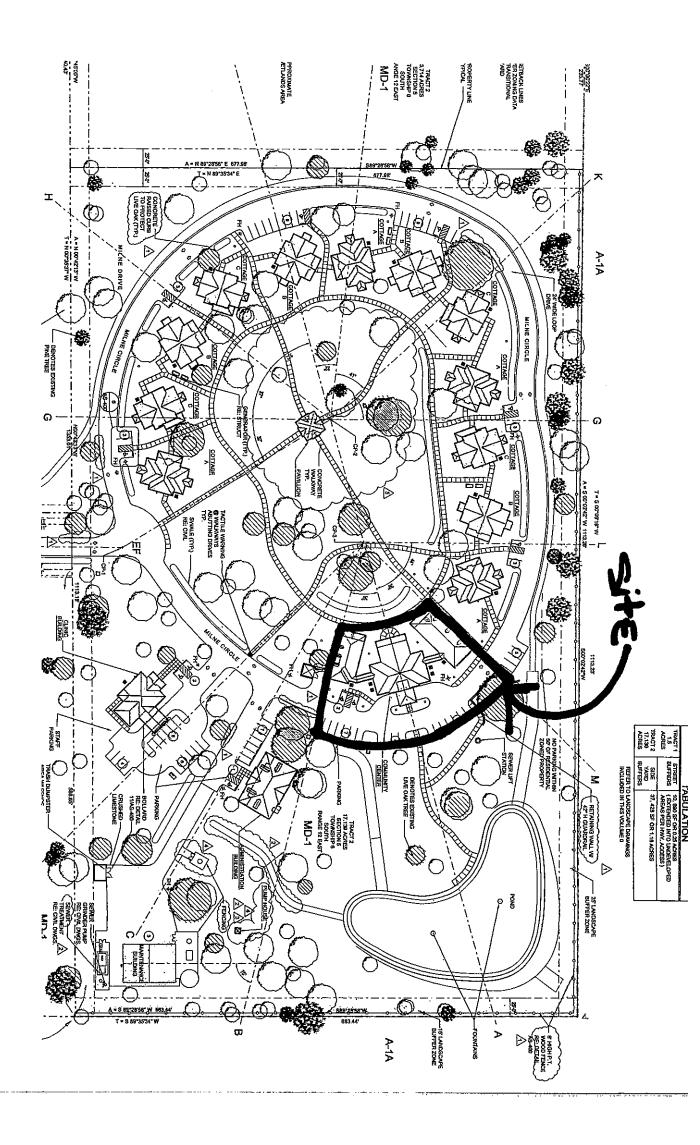


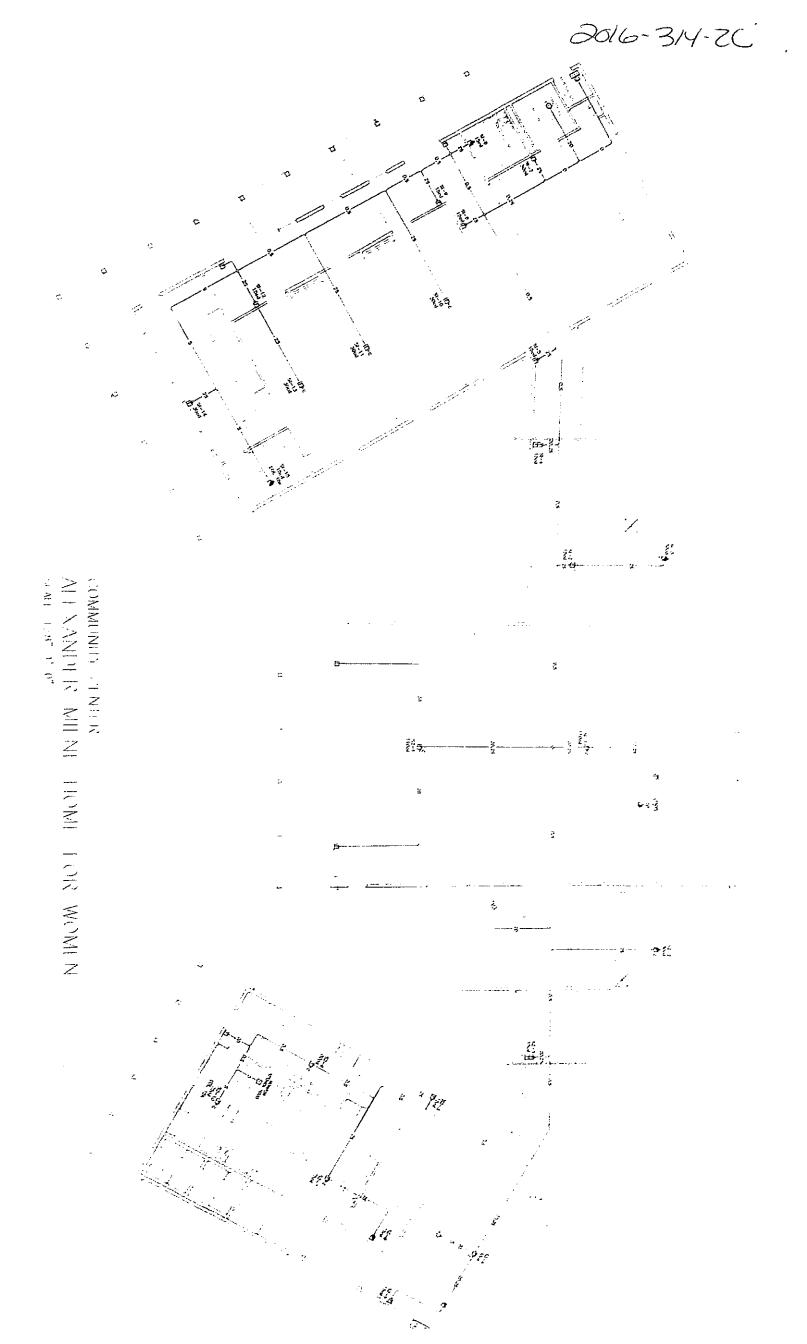
300 Feet

N



2016-314-2C





ADMINISTRATIVE COMMENT

ZONING STAFF REPORT

Date: 7/25/2016 Case No.: 2016-314-ZC Posted: 7/20/2016 Meeting Date: 8/2/2016 Determination: Approved

GENERAL INFORMATION

PETITIONER: Frank D. Lamier

OWNER: Alexander Milne Development Services - Frank D. Lamier

REQUESTED CHANGE: From MD-1 Medical Residential District to HC-2 Highway Commercial District

LOCATION: Parcel located on Milne Circle, east of Alexander Drive & LA Highway 21; S5, T6S, R12E; Ward 5, District

SIZE: 1.199 acres

GENERAL INFORMATION

ACCESS ROAD INFORMATION

Type: Private Road Surface: Concrete

LAND USE CONSIDERATIONS SURROUNDING LAND USE AND ZONING:

Direction	Surrounding Use
North	Residential
East	Residential
South	Undeveloped
West	Commercial / Office

Surrounding Zone MD-1Medical Residential MD-1Medical Residential MD-1Medical Residential MD-1Medical Residential

Multi occupancy development: No

Condition: Good

EXISTING LAND USE:

Existing development: Yes

COMPREHENSIVE PLAN:

Residential / Agricultural – Agricultural and related or other active or passive uses that use or preserve the countryside, forests and other areas and rural residential uses – widely ranging in dwelling size or type, siting and organization; both of which are generally located some distance from more intense land uses. Permitted uses include single-family residential, and uses ancillary to either of these primary uses. Other uses require a change in zoning.

STAFF COMMENTS:

The petitioner is requesting to change the zoning from MD-1 Medical Residential District to HC-2 Highway Commercial District. This site is located on Milne Circle, east of Alexander Drive & LA Highway 21. The 2025 future land use plan calls for the area to be developed with residential and agricultural uses. The site is currently developed as residential assisted living facility for residents who are intellectually and physically challenged in their daily activities. Staff does not have any compelling reason to recommend approval to the request considering that there are no parcel of land zoned HC-2 Highway Commercial Zoning District and/or commercial uses in the immediate vicinity of the site.

Note that the objective of the request is to allow for the operation of a restaurant to be open to the general public.

STAFF RECOMMENDATION:

The staff recommends that the request for a HC-2 Highway Commercial District designation be denied.