

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6454

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. DEAN

PROVIDED BY: COUNCIL OFFICE

INTRODUCED BY: MR. STEFANCIK

SECONDED BY: MS. TANNER

ON THE 3 DAY OF SEPTEMBER , 2020

ORDINANCE TO EXTEND FOR SIX (6) MONTHS THE MORATORIUM ON RECEIPT OF SUBMISSIONS BY THE PARISH PLANNING AND ZONING COMMISSION FOR THE RE-SUBDIVISION OR RE-ZONING OF PROPERTY AND/OR ON THE ISSUANCE OF PERMITS BY THE PARISH DEPARTMENT OF PLANNING AND DEVELOPMENT/PERMITS FOR THE CONSTRUCTION OR PLACEMENT OF ANY COMMERCIAL BUILDING STRUCTURES ON PROPERTY HAVING ACCESS TO AND/OR FRONTING ON BREWSTER ROAD, ALL AS MORE PARTICULARLY DESCRIBED HEREIN AND ON THE ATTACHED MAP. (WARD 1, DISTRICT 1)

WHEREAS, an area of unincorporated St. Tammany Parish known as Brewster Road south of I-12, as more fully described below, has some existing drainage issues and has sustained flooding creating an emergency situation; and

WHEREAS, continued development of property along Brewster Road within the defined area will worsen drainage problems and place an increasing burden on the drainage and already heavily impacted road infrastructure, adversely impacting the health, safety, and general welfare of parish citizens; and

WHEREAS, additionally, an assessment of the traffic issues of the area should be conducted to address the above referenced conditions and concerns; and

WHEREAS, on April 4, 2019, the Parish Council adopted Ordinance C.S. No. 19-4065 imposing a six-month moratorium on receipt of submissions to the Parish Planning and Zoning Commissions for the re-subdivision or re-zoning of property and/or on the issuance of permits for the construction or placement of any commercial building structures on property having access to and/or fronting on Brewster Road, Ward 1, District 1, pending completion of the above referenced drainage and traffic assessment; and

WHEREAS, it is necessary to extend for six (6) months the moratorium on the receipt of submissions by the Parish Planning and Zoning Commissions for the re-subdivision or re-zoning of property and/or on the issuance of permits for the construction or placement of any commercial building structures on property having access to and/or fronting on Brewster Road, Ward 1, District 1, pending completion of the above referenced drainage and traffic assessment; and

WHEREAS, this moratorium will not affect the development of property for which the issuance of permits has already been approved by the Parish Department of Planning & Development/Permits section prior to adoption of this ordinance.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that in accordance with Section 2-14 of the Parish Home Rule Charter, the Parish Council extends for six (6) months moratorium on Receipt of Submissions by the Parish Planning and Zoning Commission for the Re-Subdivision or Re-Zoning of property and/or on the issuance of permits by the Parish Department of Planning and Development/Permits for the construction or placement of any commercial building structures on property having access to and/or fronting on Brewster Road, all as more particularly described herein and on the attached map, Ward 1 , District 1:

A certain area of land situated in the State of Louisiana, Parish of St. Tammany, Ward 1, District 1, fronting on and/or having access to Brewster Road bounded on the North by the Southern boundary of I-12, bounded on the East by the Western boundary of Hwy 21, bounded on the South by the Northern

boundary of Keys Road, and bounded on the West by the Eastern boundary of Hwy 1077, then from Hwy 1077 North to I-12, all as indicated on the map identified as Exhibit "A" attached hereto and made a part hereof.

BE IT FURTHER ORDAINED that this moratorium will not affect the development of property for which issuance of permits for construction or placement of any building structures has already been approved by the Parish Department of Planning & Development/Permits prior to April 4, 2019.

BE IT FURTHER ORDAINED that this ordinance shall be effective immediately upon final adoption and shall remain in effect through April 2, 2020.

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 2, Article XVI, Section 2-264 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.

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 1 DAY OF OCTOBER , 2020 ; AND BECOMES ORDINANCE COUNCIL SERIES NO ____.

MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: AUGUST 26 , 2020

Published Adoption: _____, 2020

Delivered to Parish President: _____, 2020 at _____

Returned to Council Clerk: _____, 2020 at _____

