

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 6647

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: T. SMITH

PROVIDED BY: COUNCIL OFFICE

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MR. DEAN

ON THE 6 DAY OF MAY , 2021

AN ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES CHAPTER 130 &NDASH; UNIFIED DEVELOPMENT CODE, ARTICLE VII &NDASH; MINIMUM STANDARDS FOR SPECIFIC USES, DIVISION 1 &NDASH; GENERALLY, SEC. 130-2213 &NDASH; MINIMUM STANDARDS, RELATIVE TO CEMETERIES LOCATED IN CRITICAL DRAINAGE AREAS.

WHEREAS, SEE ATTACHED

THE PARISH OF ST. TAMMANY HEREBY ORDAINS:

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 3 DAY OF JUNE , 2021 ; AND BECOMES ORDINANCE COUNCIL SERIES NO \_\_\_\_\_.

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MICHAEL R. LORINO, JR. , COUNCIL CHAIRMAN

ATTEST:

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KATRINA L. BUCKLEY, COUNCIL CLERK

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MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: April 28 , 2021

Published Adoption: \_\_\_\_\_, 2021

Delivered to Parish President: \_\_\_\_\_, 2021 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2021 at \_\_\_\_\_

**ST. TAMMANY PARISH COUNCIL**

**ORDINANCE**

ORDINANCE CALENDAR NO. 6647

ORDINANCE COUNCIL SERIES NO: \_\_\_\_\_

COUNCIL SPONSOR: T. SMITH

PROVIDED BY: COUNCIL OFFICE

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MR. DEAN

ON THE 6TH DAY OF MAY, 2021

AN ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES CHAPTER 130 – UNIFIED DEVELOPMENT CODE, ARTICLE VII – MINIMUM STANDARDS FOR SPECIFIC USES, DIVISION 1 – GENERALLY, SEC. 130-2213 – MINIMUM STANDARDS, RELATIVE TO CEMETERIES LOCATED IN CRITICAL DRAINAGE AREAS.

WHEREAS, Sect. 130-2213(8) provides for minimum standards for cemeteries and mausoleums, including those located in critical drainage areas; and

WHEREAS, those cemeteries located in critical drainage areas are required to maintain the bottom of all caskets a minimum of one foot above the base flood elevation; and

WHEREAS, the St. Tammany Parish Council finds it to be in the interest of the health, safety, and welfare of St. Tammany Parish to provide for additional standards for cemeteries located in critical drainage areas.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that the St. Tammany Parish Code of Ordinances Section 130-2213(8) hereby amended to add a new subsection as follows:

(8) *Cemeteries and mausoleums.* In addition to all federal and state laws, the following

requirements must be met (excluding family-owned cemeteries which are limited to the burial of family members):

- a. Graves shall be considered as structures for the purpose of determining setbacks from property lines and in no case located closer than 50 feet from the property line.
- b. Each lot or group of lots forming a cemetery or mausoleum center shall be fenced to a height of four feet or more.
- c. Graves containing in-ground burials must not be located within 850 feet of any water well as verified by the owner, operator or manager of the cemetery through the use of a survey.
- d. Cemeteries located in designated critical drainage areas are required to maintain the bottom of all caskets a minimum of one foot above the base flood elevation. Notwithstanding the foregoing, if the buried casket is enclosed with a nonporous concrete or similar nonporous material vault, this requirement shall not be applicable.
- e. Twenty-five-foot no cut buffer zones must be maintained within the perimeters of cemeteries and comply with all landscape and tree regulations as specified in article VI, division 2, of this chapter.

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 ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 3RD DAY OF JUNE, 2021; AND BECOMES ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_.

\_\_\_\_\_  
MICHAEL R. LORINO, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
KATRINA L. BUCKLEY, COUNCIL CLERK

\_\_\_\_\_  
MICHAEL B. COOPER, PARISH PRESIDENT

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