

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4788

COUNCIL SPONSOR: MR. DEAN

PROVIDED BY: COUNCIL ATTORNEY

RESOLUTION TO VACATE, IN PART, THE SIX (6) MONTH 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 BUILDING STRUCTURES ON PROPERTY WITHIN A PORTION THE BAYOU DE ZAIRE BASIN AND A PORTION OF THE FLOWERS BAYOU BASIN SOUTH OF I-12 BEING THE STORM SEWER SYSTEM THAT FLOWS INTO THE FLOWERS BAYOU BASIN, WARD 1, DISTRICT 1.

WHEREAS, on March 2, 2017 the Parish Council adopted Ordinance Calendar No. 5785 imposing a thirty (30) day plus five (5) day emergency moratorium ("Emergency Moratorium") on receipt of submissions by the Parish Planning and Zoning Commission for the Re-Subdivision or Re-Zoning of property and/or the issuance of permits by the Parish Department of Planning Development/Permits for the construction or placement of any building structures on property within an area of unincorporated St. Tammany Parish known as a portion of the Bayou de Zaire Basin and a portion of the Flowers Bayou Basin south of I-12 being the storm sewer system that flows into the Flowers Bayou Basin, as more fully described below, has some existing drainage issues and has sustained flooding creating an emergency situation ; and

WHEREAS, on April 6, 2017 the Parish Council adopted Ordinance Calendar No. 5786 imposing a six (6) month moratorium ("Moratorium") on receipt of submissions by the Parish Planning and Zoning Commission for the Re-Subdivision or Re-Zoning of property and/or the issuance of permits by the Parish Department of Planning Development/Permits for the construction or placement of any building structures on property within an area of unincorporated St. Tammany Parish known as a portion of the Bayou de Zaire Basin and a portion of the Flowers Bayou Basin south of I-12 being the storm sewer system that flows into the Flowers Bayou Basin, as more fully described below; and

WHEREAS, prior to the adoption of said ordinance Lot 8-B of the American Factory Direct/Kent Design Build project ("Lot 8-B"), located within the area of the above described moratorium, was approved by the St. Tammany Parish Planning Commission at its February 14, 2017 meeting, prior to the adoption of the Moratorium and Emergency Moratorium; and

WHEREAS, Lot 8-B appeared on the agenda of the St. Tammany Parish Board of Adjustments on March 7, 2017, prior to the adoption of the Moratorium; and

WHEREAS, the developers of Lot 8-B, after completing the above Parish required processes, are ready to pull permits for the development of Lot 8-B; and

WHEREAS, failure to remove Lot 8-B from the moratorium will result in a delay in a project which has been under review by the Parish for several months.

NOW THEREFORE be it resolved that the St. Tammany Parish Council hereby vacates, in part, the six (6) month 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 building structures on property within a portion the Bayou de Zaire Basin and a portion of the Flowers Bayou Basin south of I-12 being the storm sewer system that flows into the Flowers Bayou Basin, removing Lot 8-B of the American Factory Direct/Kent Design Build project ("Lot 8-B") from said moratorium.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 6 DAY OF APRIL , 2017, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

