

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5569

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. BELLISARIO

PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 5 DAY OF MAY, 2016

ORDINANCE TO IMPOSE A SIX (6) MONTH MORATORIUM ON RECEIPT OF SUBMISSIONS BY THE PARISH PLANNING AND ZONING COMMISSIONS FOR THE RE-SUBDIVISION OR REZONING OF PROPERTY AND/OR ON THE ISSUANCE OF PERMITS FOR THE CONSTRUCTION OR PLACEMENT OF ANY BUILDING STRUCTURES ON PROPERTY WITHIN OAK DOWNS SUBDIVISION, WARD 8, DISTRICT 9.

WHEREAS, an area of unincorporated St. Tammany Parish constituting Oak Downs Subdivision, and specifically property in the vicinity of Oak Downs Drive, Thistledown Court, and Meadowlands Lane, is experiencing severe drainage problems and periodic flooding; and

WHEREAS, continued development of property within the subdivision is worsening already severe drainage problems and placing an increasing burden on drainage and road infrastructure within the subdivision and downstream, adversely impacting the health, safety, and general welfare of parish citizens; and

WHEREAS, a drainage improvement study within the subdivision and surrounding area is to be completed; and

WHEREAS, it is necessary to temporarily suspend 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 building structures on property within Oak Downs Subdivision, Ward 8, District 9, pending completion of drainage improvements; 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 Permits prior to May 05, 2016.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it imposes a six (6) month 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 building structures on property within Oak Downs Subdivision, Ward 8, District 9.

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 Permits prior to May 05, 2016.

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 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.

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 immediately upon final adoption and remain in effect through December 02, 2016.

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 2 DAY OF JUNE, 2016; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: April 28, 2016

Published Adoption: _____, 2016

Delivered to Parish President: _____, 2016 at _____

Returned to Council Clerk: _____, 2016 at _____