

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4659

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. HAMAUEI

PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 6 DAY OF OCTOBER, 2011

ORDINANCE TO IMPOSE A SIX (6) MONTH MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS FOR NON-PROCESSING TRANSFER STATIONS ON PROPERTY ZONED I-2 (INDUSTRIAL DISTRICT).

WHEREAS, the Parish of St. Tammany is currently involved in litigation involving the issuance of a building permit for a non-processing transfer station on an I-2 (Industrial District) zoned property; and

WHEREAS, the legal issues involved in said litigation need to be resolved in order to give direction regarding the further issuance of building permits in I-2 (industrial District) zoned properties; and

WHEREAS, it is necessary to create a six (6) month moratorium on the issuance of building permits for non-processing transfer stations on property zoned I-2 (Industrial District) in order to allow sufficient time for a definitive resolution of the legal issues involved therein.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that in accordance with Section 2-14 of the Home Rule Charter, the Parish Council imposes a six (6) month moratorium on the issuance of building permits for Non-Processing Transfer Stations on property zoned I-2.

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon final adoption and remain in effect through May 4, 2012.

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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 shall remain in effect through May 4, 2012.

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 NOVEMBER, 2011; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: SEPTEMBER 29, 2011

Published Adoption: _____, 2011

Delivered to Parish President: _____, 2011 at _____

Returned to Council Clerk: _____, 2011 at _____