# AGENDA MEETING ST. TAMMANY PARISH BOARD OF ADJUSTMENT MEETING

### **SEPTEMBER 6, 2022 – 2PM**

### ST. TAMMANY PARISH GOVERNMENT COMPLEX BUILDING A 21490 KOOP DRIVE, PARISH COUNCIL CHAMBERS MANDEVILLE, LOUISIANA

#### CALL TO ORDER

#### ROLL CALL

#### **ANNOUNCEMENTS**

- Please silence all phones and electronic devices
- Appeals
- Speaker Cards
- Public Speaking Ten (10) minutes each side and five (5) minutes for rebuttal
- Please exit the building

#### **APPROVAL OF THE AUGUST 2, 2022 MINUTES**

#### 1- BOA CASE NO. 2022-2978-BOA

Request by applicant in an A-1 Suburban Zoning District for after the fact waivers of the required pond setbacks and of the required 50 foot no cut buffers along the east and west sides of the common property line.

The property is located: 20247 Tammany Avenue, Covington and 20140 Walden Street, Covington, Louisiana

Applicants & Representatives: Larry Aleman & Sherrel Philips

#### 2- BOA CASE NO. 2022-3006-BOA

Request by applicant in an A-2 Suburban Zoning District to reduce the required 50 foot no cut buffer to 25 feet on a portion of the north and south sides of the property and on the east side of the property.

The property is located: 292 Perrilloux Road, Madisonville, Louisiana

Applicant & Representative: Kimberly Autin

#### 3- **BOA CASE NO. 2022-3012-BOA**

Request by applicant in a HC-3 Highway Commercial Zoning District for:

- a waiver of a portion of the required 10 foot planting buffers on the north, east and west sides of the property.
- a waiver of the required buffers and required number of Class A & Class B trees within the interior required planting buffers of the newly created property.
- a reduction of the required street planting buffer.
- approval of the proposed landscape plan.

The property is located: 50 Park Place, Covington, Louisiana

Applicant: Rouse/Kingmill, LLC

Representative: Gulf States Development Services, LLC - Jason Reibert

#### **OLD BUSINESS**

#### **NEW BUSINESS**

#### **ADJOURNMENT**

#### **MINUTES**

## ST. TAMMANY PARISH BOARD OF ADJUSTMENT MEETING AUGUST 2, 2022 ST. TAMMANY PARISH GOVERNMENT COMPLEX BUILDING A 21490 KOOP DRIVE, PARISH COUNCIL CHAMBERS MANDEVILLE, LOUISIANA

The August 2, 2022 meeting of the St. Tammany Parish Board of Adjustment was called to order by the Chairman, Mr. Ballantine.

The roll was called as follows:

PRESENT: Mr. Ballantine, Mrs. Thomas, Mr. Spies, Mr. Blache, Mr. Daly, Mr. Swindell,

Dartanian Sanders

ABSENT: N/A

STAFF PRESENT: Mrs. Lambert, Mrs. Couvillon

#### APPROVAL OF THE MINUTES

Moved by Mrs. Thomas and seconded by Mr. Spies to accept the July 5, 2022 minutes.

# MOTION CARRIES UNANIMOUSLY 1- BOA CASE NO. 2022-2965-BOA

Request by applicant in an A-4 Single Family Residential District to reduce the required north side setback from 24 feet to 18 feet, the required south side setback from 24 feet to 18 feet and the required rear yard/east side setback from 39 feet to 8 feet to allow for the construction of a single family residence.

The property is located: 980 Marina Blvd, Mandeville, Louisiana

Applicant: Lewis & Chillon Kahn Representative: Paul J. Mayronne

(Mrs. Lambert read the staff report into the record...)

Paul J. Mayronne: Representative for Mr. & Mrs. Kahn, property owners. Property in question is located in Marina Beau Chene, which property is in a unique location. The property is abutting marsh area in the front and the rear of the lot is abutting the Tchefuncte River, On the south side It abuts the inlet to Marina Beau Chene and on the north side there is an adjoining neighbor. Letter of no objection from abutting neighbor has been submitted. The neighbor is planning on building home 80 feet from the property line. If the property would be located on a typical lot zoned A-4 it would meet the setback. It is not a typical parcel due to the proximity of the river. Under the Unified Development Code, the setbacks increase as the height of the house goes up. The reason for the variance request is due to the location of the lot, unusual shape of the lot, it is not a perfect square, and the provision of the Unified Development Code, which requires an increase in setback as the height of the residence is increased. The increase in setback as the height of the house increases is meant to protect abutting neighbors and to prevent to have direct look in abutting backyard. Not a factor to take into consideration because only one neighbor. The requested setback variances will have no negative impact on anyone in the area. Explains the requested setback

variance in the rear of the property, which is being requested due to the presence of stairs, which extends within the setback, towards the Tchefuncta River. Owner is requesting to elevate higher than the base flood elevation to make sure that it is high enough to sustain potential hurricanes or rain storms.

Mr. Swindell: House needs to be elevated considering the location. Expect that other setback requests will be submitted in the area. Need to take that into consideration when making the decision on the request.

Mr. Ballantine: Letter of no objection from Marina Beau Chene HOA submitted. Did you obtain a letter from HOA of Beau Chene Subdivision? Are you part of Beau Chene?

Paul Mayronne: The property is not part of part of Beau Chene proper.

Mr. Ballantine: Are there any more properties/houses to be constructed?

Paul Mayronne: There are 2 other houses to be constructed.

Mr. Ballantine: The residence is too big for the lot.

Paul Mayronne: The size of the house would fit if the elevation would be reduced.

Chillon Kahn: Two other houses will be constructed. Refers to the approved survey.

Mr. Ballantine: Will a road be constructed?

Paul Mayronne: Yes, a road will be constructed to access the 2 other residences.

Mr. Ballantine: How far is the front door from the road?

Gary Grants: Adjacent homeowner. Front door will be approximately 50 feet from the road. I am currently building the pilings on my home.

Mr. Blache: Mr. Mayronne gave a good explanation of the regulation. No impact on adjacent neighbor since there is only one neighbor and he submitted a letter of no objection.

Motion by Mr. Blache and seconded by Mrs. Thomas to approved the variance as requested.

#### **MOTION CARRIES UNANIMOUSLY**

#### 2- BOA CASE NO. 2022-2970-BOA

Request by applicant in an A-3 Suburban District to increase the max allowable length of an accessory building from 50 feet to 70 feet.

The property is located: 30271 N. Dixie Ranch Road, Lacombe, Louisiana

Applicant & Representative: Allison Zinskie

(Mrs. Lambert read the staff report into the record...)

Christopher Zinskie: Letter to represent Mrs. Zinskie. Will be far setback from N. Dixie Ranch Road. It will not be an eyesore. The reason for the request to go to 70 feet is to allow to eliminate the need for center support and to allow motion of tractor and other vehicular uses inside the building.

Motion by Mr. Spies and seconded by Mr. Daly to approved the variance as requested.

#### MOTION CARRIES UNANIMOUSLY

#### 3- BOA CASE NO. 2022-2971-BOA

Request by applicant in an A-3 Suburban Zoning District for a waiver of the required pond setbacks.

The property is located: 12444 & 12448 Stanga Road, Covington, Louisiana Applicants & Representative: Albert Royce Keaton & Tommy Guidroz (Mrs. Lambert read the staff report into the record...)

Tommy Guidroz: Representatives for the property owners. Would like to have the pond crossing the middle property line. If we would have to meet setback, would need to build 2 separate ponds. Building only one pond will allow to preserve large trees.

Mr. Blache: Need to provide the maintenance agreement before the pond is dug and approved.

Mr. Ballantine: Who will be responsible to provide, draft the maintenance agreement?

Mrs. Lambert: Will provide template for the maintenance agreement to the homeowners and they can provide to our office.

Tina Keaton: Owns the property fronting Stanga Road. Lots of water draining in the area, need the pond.

Motion by Mr. Blache and seconded by Mrs. Thomas to approved the variance subject to obtaining the permit and submitting the maintenance agreement.

#### **MOTION CARRIES UNANIMOUSLY**

**OLD BUSINESS** 

Mr. Ballantine: Inquires about the progress on the possibility of having Board of Adjustment getting compensated for the meetings and expenses to visit sites. Suggest that Board member be

compensated in the amount of \$150 per meeting.

Mr. Blache: City of Mandeville Board of Adjustment member receive stipends.

Mrs. Couvillion: Planning Commissioners are compensated/\$50 per meeting, amount set by State

Statute. Zoning Commissioners are also compensated/\$50 per meeting, amount set by the Council.

Mr. Spies: Suggest a compensation of \$50 for Board members and \$100 for Chairman.

Mrs. Thomas: Suggest a compensation of \$50 for Board members, which is same amount paid

when working voting machines.

Mrs. Couvillion: No resolution needed. Discussion should begin with Director of Planning & Development to determine of there is any available money in funds. Can move forward with

resolution when ready to present to the Council.

Mr. Ballantine: Refers to yellow signs to advertise the location of the property in regards to each BOA case. Some of the signs were down. Noted that no after the fact variance requests have been

submitted for the past 2 months.

NEW BUSINESS

Mr. Swindell: Inquire about how to know if appeals filed after decision of the BOA is made.

Mrs. Couvillion: Approximately 3 cases have been appealed within the past year. More than within

the past decade. Gives additional information regarding the cases that have been appealed.

Mr. Swindell: How can I find out about the cases have been appealed?

Mrs. Couvillion: Information regarding court dates can be provided. Cases are heard at the Court

House.

Mr. Spies: After the case is heard in District Court, it is not referred back to the BOA.

Mrs. Couvillion: It may happen but not in all cases.

**ADJOURNMENT:** Mr. Ballantine, CHAIRMAN

MOTION CARRIED UNANIMOUSLY

4

# MR. TOM BALLANTINE, CHAIRMAN

# ST. TAMMANY PARISH BOARD OF ADJUSTMENTS

Disclaimer: These minutes are intended to represent an overview of the meeting and general representation of the testimony given; and therefore, does not constitute verbatim testimony or a transcription of the proceedings.

# STAFF COMMENTS ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number: BOA Case No. 2022-2978-BOA

Initial Hearing Date: 09/06/2022 Date of Report: 08/29/2022

**GENERAL INFORMATION** 

Applicant & Representative: Larry Aleman & Sherrel Philips

Location of Property: 20247 Tammany Avenue, Covington and 20140 Walden

Street, Covington, Louisiana

Zoning of Property: A-1 Suburban Zoning District

Variance(s) Requested: After the fact waivers of the required pond setbacks and of

the required 50 foot no cut buffers along the east and west

sides of the common property line.

#### **OVERVIEW**

Request by applicant in an A-1 Suburban Zoning District for after the fact waivers of the required pond setbacks and of the required 50 foot no cut buffers along the east and west sides of the common property line.

As per the Unified Development Code Sect. 130-2213. - Minimum standards. (47) Agricultural and decorative ponds. c. The pond shall be set back a minimum of 25 feet from the front, sides and rear property lines. The objective of the request is to allow for a waiver of the required setback from the property line to allow for the completion of the construction of 2 ponds crossing the common property line, as shown on the attached drawing.

There is no objection to the request since the proposed ponds will improve the drainage of both parcels of land in a more centralized location. Should the Board be in favor of the request, it should be subject to the following:

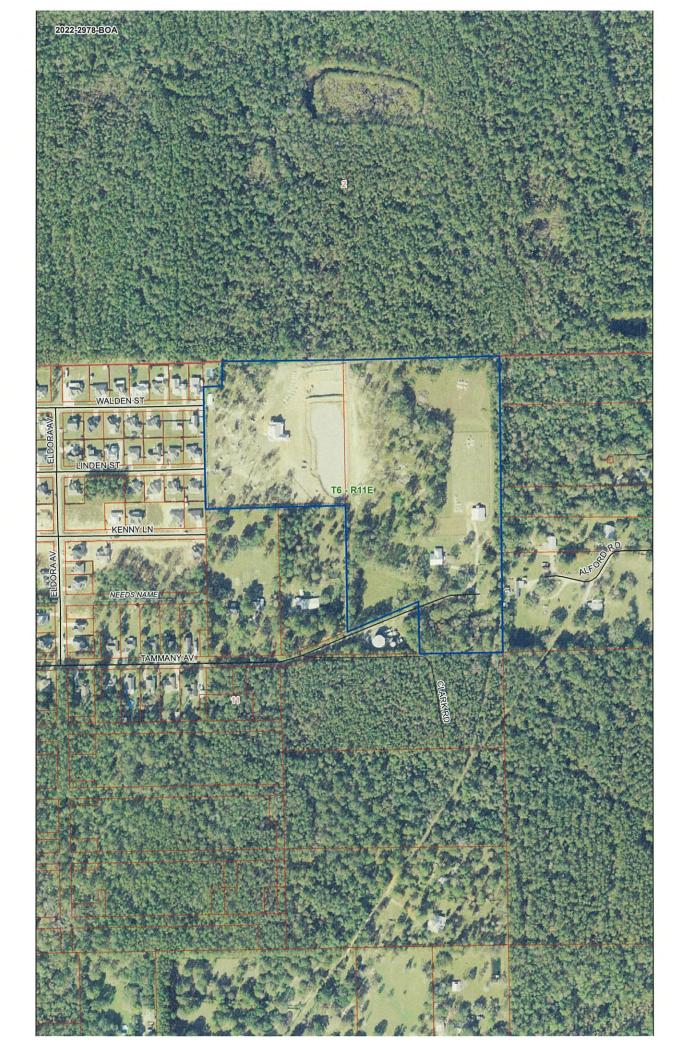
- Apply for pond permit and meet all other applicable requirements for a pond.
- Provide a maintenance agreement stipulating that the property owners are responsible for the maintenance of the pond.

As per the Unified Development Code Sec. 130-2250. (b) (2) A minimum uncut buffer of 50 feet in depth shall be required adjacent to residential zoning district. While the buffers along the east and west sides of the property line, where the ponds are located, were cleared without a permit, the front half of the parcel located on Walden street is still wooded and only a small portion of the buffer was removed on the parcel located on Tammany Avenue. As stated in the attached, additional native trees and shrubs are proposed to be planted on property to attract wildlife.

There is no objection to the request; however, the Board should consider postponing the request to allow the owners to submit a landscape plan showing proposed location and species of trees to be planted and impose a timeline to complete.

Should the Board be in favor of the requested waiver, it should be subject to the following:

• Submit a landscape plan showing the proposed location and species of trees to be planted and impose a timeline to complete.



The eastern side of the Aleman's property is 7' lower than the western side. The Western property line is 6.3' lower than the eastern side of the Thillips property line. During a wet season we are losing about 4t acres of unusable property because it stats wet. We would like a variable in the wooded buffer to be lifted for the pond to be shared by both property owners. Neighbors cannot see the buffer or the pond and would be benificial to our property and the properties South of US; with the pond retaining excessive water shed. During heavy (3') rains Tammany Ave goes underwater.

t druking water for houses + 10003 we were planning to plant native threes and bushes to attract wildlife







# STAFF COMMENTS ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number: BOA Case No. 2022-3006-BOA

Initial Hearing Date: 09/06/2022 Date of Report: 08/29/2022

#### **GENERAL INFORMATION**

Applicant & Representative: Kimberly Autin

Location of Property: 292 Perrilloux Road, Madisonville, Louisiana

Zoning of Property: A-2 Suburban Zoning District

Variance(s) Requested: Reduce the required 50 foot no cut buffer to 25 feet

#### **OVERVIEW**

Request by applicant in an A-2 Suburban Zoning District to reduce a portion of the required 50 foot no cut buffer to 25 feet on the sides and to reduce the entire 50 foot no cut buffer to 25 feet in the rear of the property.

As per the Unified Development Code Sec. 130-2250. (b) (2) A minimum uncut buffer of 50 feet in depth shall be required adjacent to residential zoning district.

### Requested variances:

- Reduction of a portion of the north side 50 foot no cut buffer (364.09 feet) to 25 feet.
- Reduction of a portion of the south side 50 foot no cut buffer (195.79 feet) to 25 feet.
- Reduction of the rear 50 foot no cut buffer to 25 feet.

The objective of the request is to allow for the construction of a single family residence, accessory building and drainage pond. As shown on the attached survey and drawing, the 3.5 acre parcel is encumbered by several natural elements creating a hardship when trying to design the property:

- Existing Parish maintained ditch/canal crossing the property
- Required 50 foot no buffers along each side of the drainage ditch/canal
- most of the property is located within Flood Zone A and a Special Flood Hazard Area, requiring the need to provide a cut and fill plan meeting St. Tammany Parish Drainage Requirements.

Should the Board be in favor of the request, it should be subject to final approval of the required drainage plan, pond and land clearing permits.



To whom it concerns,

We own Parcel B (3.51 Acres) on the east side of Perrilloux Rd. Per St. Tammany Parish, there are buffer requirements for this property because it's been deemed a "Special Flood Hazard Area". The buffer is to help absorb runoff. The said buffers are 25' on the front and 50' on sides and rear property lines. There is also a 50' buffer on both sides of the canal running through the property. These buffers allow for natural vegetation only, no structures including driveways and buildings can be built within said buffers.

We were asked to hire a civil engineer to do a cut/fill plan because we are in a flood zone and are adding fill from our site to accommodate the road crossing the canal and to size the culvert underneath the crossing. It's come to our attention once the driveway, home, and shed were graded the bottom of the slopes were crossing into the buffers by 10-25'. Several iterations of grading were done and the best-case scenario was the one approved by Maria Robert. At this stage we are under a huge practical hardship when trying to fit our house and shed plans into this limited area. Please assist us in becoming a St. Tammany Parishioner by reducing the buffers accordingly.

Sincerely, Bobby and Kimberly Autin To whom it concerns,

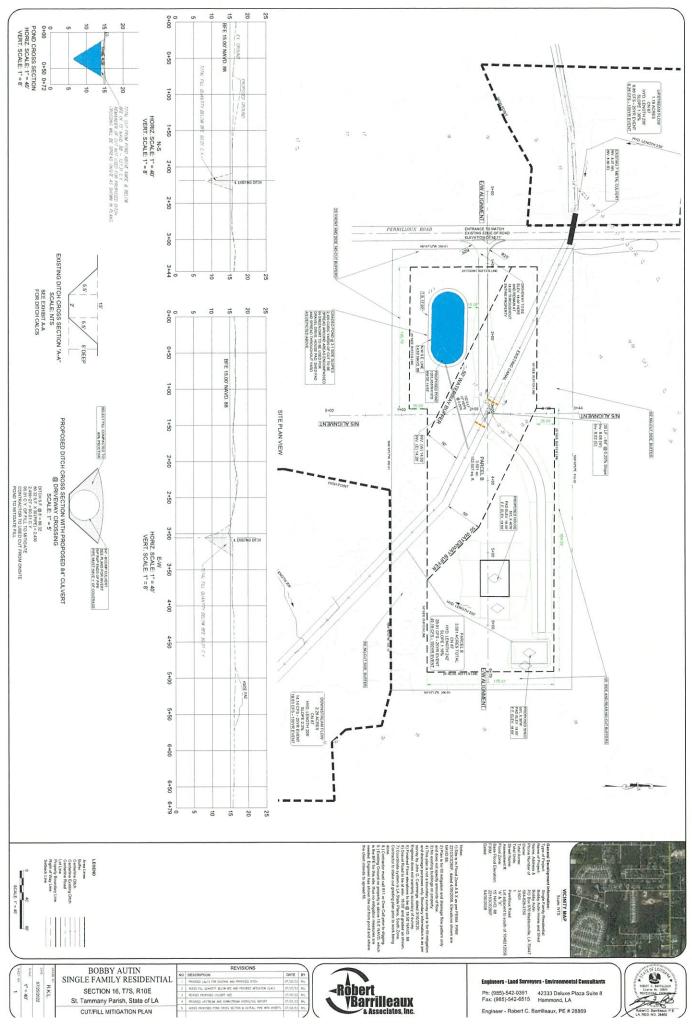
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We were asked to hire a civil engineer to do a cut/fill plan because we are in a flood zone and are adding fill from our site to accommodate the road crossing the canal and to size the culvert underneath the crossing. It's come to our attention once the driveway, home, and shed were graded the bottom of the slopes were crossing into the buffers by 10-25'. Several iterations of grading were done and the best-case scenario was the one approved by Maria Robert. At this stage we are under a huge practical hardship when trying to fit our house and shed plans into this limited area. Please assist us in becoming a St. Tammany Parishioner by reducing the buffers accordingly.

Sincerely, Bobby and Kimberly Autin

I. Brian Grayson, Donor object to the reduction in the buffer from 50' to 25' on the South side Property line.

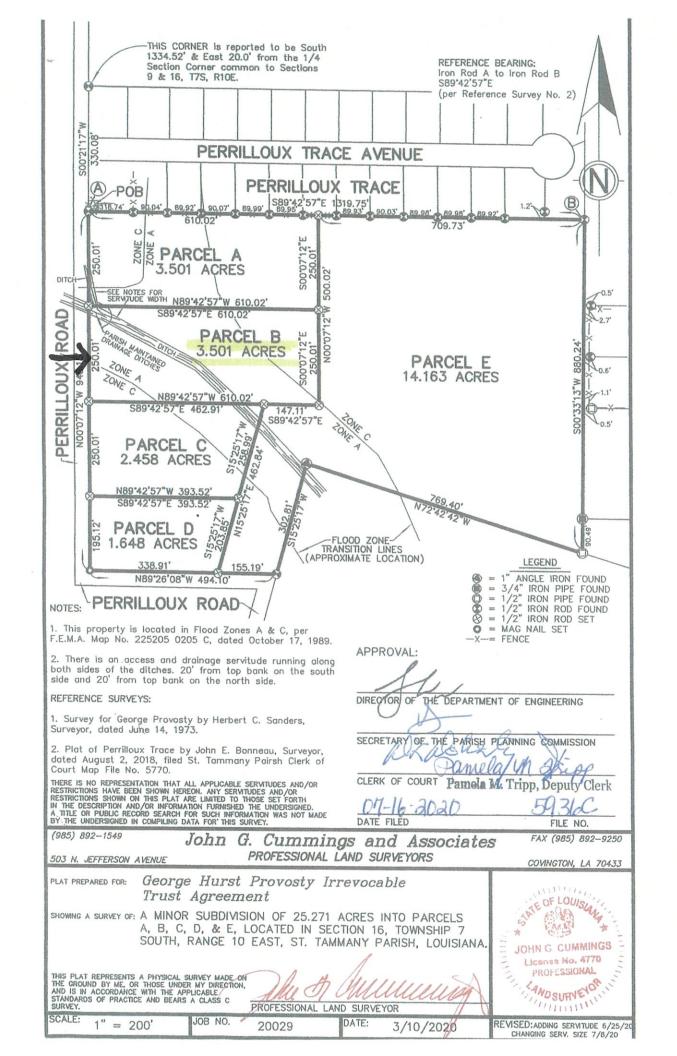
Bun Suph 274 Perr, Mout Rd Madison ville, LA 70447



St. Tammany Parish, State of LA CUT/FILL MITIGATION PLAN

T E BOTTLE

Engineer - Robert C. Barrilleaux, PE # 28869



# STAFF COMMENTS ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 2022-3012-BOA

Initial Hearing Date: Date of Report: 09/06/2022 08/29/2022

#### **GENERAL INFORMATION**

Applicant:

Rouse/Kingsmill, LLC

Representative:

Gulf States Development Services, LLC – Jason Reibert

Location of Property:

50 Park Place, Covington, Louisiana

Zoning of Property:

HC-3 Highway Commercial Zoning District

Variance(s) Requested:

A waiver of a portion of the required 10 foot planting buffers and the required number of Class A & Class B trees within the interior required planting buffers of the newly created property. A reduction of the required street planting buffer.

Approval of the proposed landscape plan.

#### **OVERVIEW**

Request by applicant in a HC-3 Highway Commercial Zoning District for:

- 1. a waiver of a portion of the required 10 foot planting buffers on the north, east and west sides of the property.
- 2. a waiver of the required buffers and required number of Class A & Class B trees within the interior required planting buffers of the newly created property.
- 3. a reduction of the required street planting buffer.
- 4. approval of the proposed landscape plan.

#### STAFF COMMENTS

As per the Unified Development Code Sec.130-1976 (a) (1) – Street Planting areas -A street planting area is the area along the street or road along which a property abuts which is designated for the preservation of trees and for landscaping. If a property abuts only one street or road, the street planting area shall be provided based on the depth of the property. Considering that the existing parcel is more than 700 foot deep, a 35 foot front buffer is required where the grocery store is currently located and a 25 foot front buffer is required for the new proposed parcel of land. Class A and Class B trees and shrubs are also required to be provided within the buffers, as per the UDC, Section 130-1976 (f) (1).

As per the Unified Development Code Sec.130-1977 (a), (b) & (e) (1) A buffer planting area is defined as an area of land located along the side and rear property lines, common to adjacent properties, designated for the preservation of trees and landscaping. Buffer planting areas terminate at, and do not include any area within, street planting areas. Buffer planting areas shall be designed to provide a horizontal distance and landscaped open space between properties. Buffer planting area width shall be a minimum of ten feet and shall be planted with a minimum of 1 Class A tree and 1 Class B tree every 30 feet.

As shown on the attached drawing the site is proposed to be developed as follow:

- 0.6 acre parcel to be subdivided from the existing grocery store site to be developed with a drive thru restaurant.
- The existing grocery store is proposed to be renovated as an entrainment venue and a swimming school.

The additional attached drawings show:

- The existing buffers and landscaping to be preserved. Note that the property was developed before the adoption of the Unified Development Code and does not currently meet the required number of trees, shrubs and buffer requirements.
- The proposed landscape plan showing additional trees to be provided within the existing buffers and parking area and within the newly created 0.6 acre site.

While the proposed landscape plan does not meet all the current landscaping regulation, it will greatly improve the appearance of the site. Also, the waiver of the interior buffers will facilitate the circulation on the site and shared parking between the two commercial businesses.

Should the Board be in favor of the request waivers, it should be subject to the following:

• Providing a minimum of one double parking island within the existing parking rows where there is no interruption and 1 Class A tree within the islands.





## TURNING IDEAS INTO REALITY

August 2, 2022

Helen Lambert Assistant Director Department of Planning & Development St. Tammany Parish Government 21454 Koop Drive, Suite 1B, Mandeville, LA 70471 P.O. Box 628, Covington, LA 70434

Re: Board of Adjustment Application 50 Park Place Covington, LA 70433

Dear Helen,

Enclosed you will find the completed Board of Adjustment (BOA) Variance Request application for the referenced project, per our recent discussions with Parish staff, to be placed on the September 6, 2022, agenda.

As discussed, Gulf States Development Services has this property under contract for purchase to redevelopment and re-tenant the current Rouses' store. As part of this re-development, we will be creating a new 0.604 at the southwest corner of the project through the resubdivision process as shown on the attached site plan. A separate resubdivision application will be submitted to your office for this request.

Due to common property lines located in existing drive-aisles due to cross access and cross parking to be established within the existing parking lot, a variance for the required landscape buffers and required plantings is required as per below:

- A waiver of required 10' landscape buffer and required number of Class "A" and "B" trees at the north buffer (and associated adjacent parcel 10' buffer at this common property line)
- A waiver of required 10' landscape buffer and required number of Class "A" and "B" trees at the
  east buffer (and associated adjacent parcel 10' buffer at this common property line)

Enclosed are landscape plans prepared by Reich Associated which propose mitigation of the required trees in the referenced buffers elsewhere on the project. A table and chart of the existing and proposed planting are included on Sheet L4.0. These mitigation trees are placed within existing greenspace already provided for on the project.

We appreciate you and your staff's time to date regarding this request and please advise if you have any additional questions or need anything further to fully process this application.

Sincerely,

Jason Reibert Vice President

Attachments

CC: Mike Saucier (w/ attachments)
Cathy Saucier (w/ attachments)
Rick Durham (w/ attachments)
Charles Merrell (w/ attachments)

August 1, 2022

Helen Lambert
Assistant Director
Department of Planning & Development
St. Tammany Parish Government
21454 Koop Drive, Suite 1B, Mandeville, LA 70471
P.O. Box 628, Covington, LA 70434

Re:

Board of Adjustment and Resubdivision Applications

50 Park Place

Covington, LA 70433

Dear Helen,

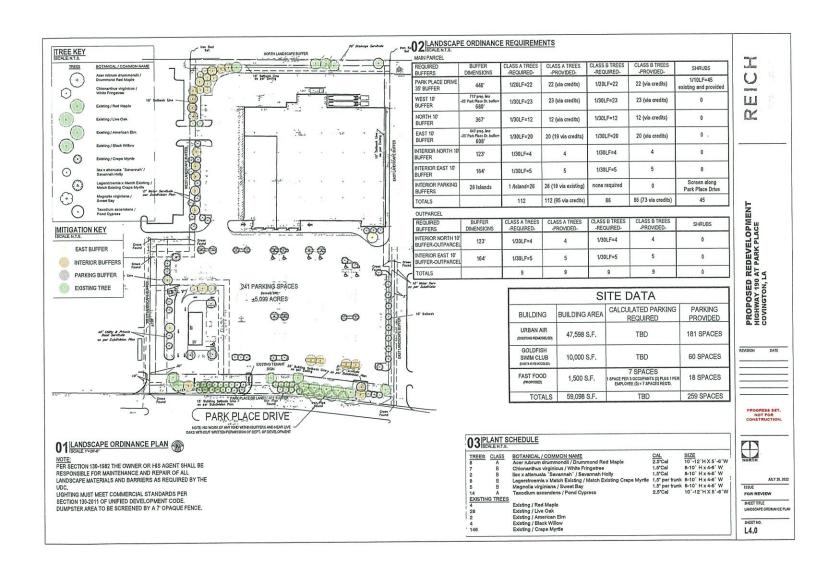
Please allow this letter to service as authorization from Rouse Holdings, L.L.C. for Gulf States Development Services LLC to submit Board of Adjustment and Resubdivision applications on the above property as part of their acquisition of the property which is currently under contract, provided, however, the final approved Board of Adjustment approval and Resubdivision will not be recorded until closing of the acquisition.

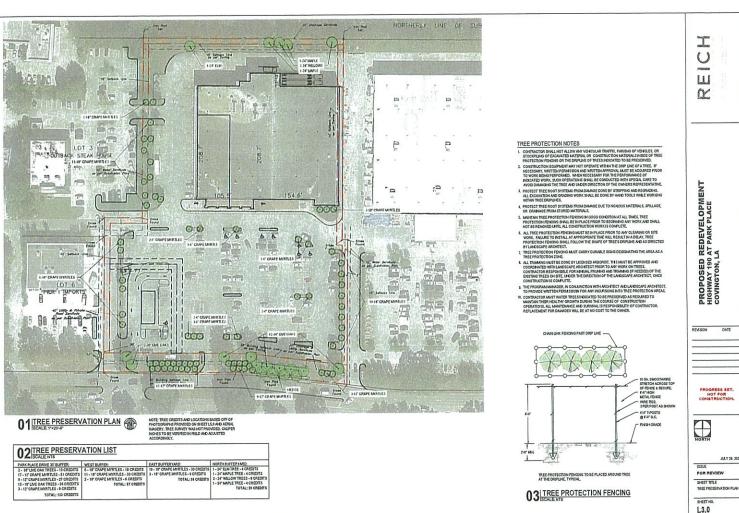
Please let me know if you need anything further at this time.

Thomas B. Rouse

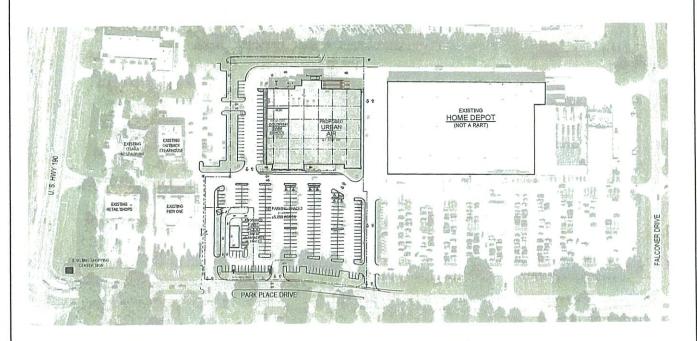
Sincerel

Manager of Rouse Holdings, L.L.C.



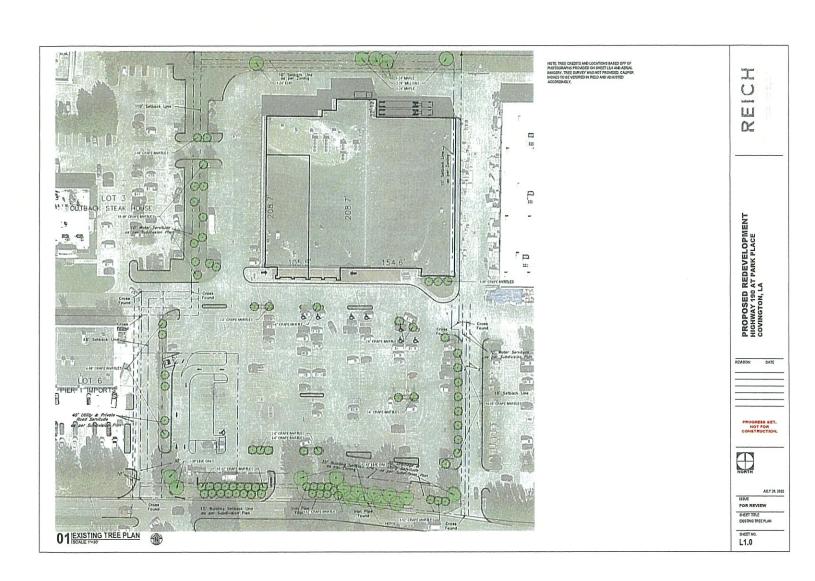






	SI	ITE DATA	
BUILDING	BUILDING AREA	CALCULATED PARKING REQUIRED	PARKING PROVIDED
URBAN AIR	47,598 S.F.	TBD	181 SPACES
GOLDFISH SWM CLUB (DISTRIBUTED REWOODLED)	10,000 S.F.	TBD	60 SPACES
FAST FOOD (PROPOSED)	1,500 S.F.	7 SPACES 1 SPACE PER 3 OCCUPANTS (2) PLUS 1 PER EMPLOYEE (5) = 7 SPACES REQ'D.	18 SPACES
TOTALS	59,098 S.F.	TBD	259 SPACES





S S S S

02 BUFFERS KEY

NORTHERLY LINE OF SU

PROPOSED REDEVELOPMENT HIGHWAY 190 AT PARK PLACE COVINGTON, LA

PROGRESS SET. NOT FOR CONSTRUCTION,

NOT FOR CONSTRUCTION

NORTH

ISSUE
FOR REVIEW
SHEET TITLE
SHEET HO.
L2.0

TOTAL STREET STR

HORDILANDSCAPE BUFFER - MESS

01 SITE BUFFERS AND DIMENSIONS

SHEET NO.



03 EAST BUFFER



01 STREET PLANTING AREA



02 WEST BUFFER



04 NORTH BUFFER

