

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7322

ORDINANCE COUNCILSERIES NO.: \_\_\_\_\_

COUNCIL SPONSOR: TOLEDANO

PROVIDED BY: COUNCIL STAFF

INTRODUCED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

ON THE 13<sup>TH</sup> DAY OF JULY, 2023

ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES, PART II – LAND DEVELOPMENT CODE, CHAPTER 115 – DRAINAGE AND FLOOD CONTROL, ARTICLE I – IN GENERAL, SEC. 115-3 – USE OF FILL MATERIALS PROHIBITED, TO REMOVE AN AREA OF SPECIAL CONCERN (70117 EIKE ST.-ABITA SPRINGS).

WHEREAS, Section 115-3 of the Land Development Code allows St. Tammany Parish Government to declare certain designated areas as Areas of Special Concern when the Department of Engineering, after careful consideration of the available data, has determined that an area is particularly susceptible to adverse drainage and flooding impacts that are likely to result from continued development and fill, necessitating the application of specific fill and building restrictions to address those impacts; and,

WHEREAS, the area in question was designated as an Area of Special Concern by St. Tammany Parish, Ordinance Council Series No. 22-4944, referred to as Red Gap Acres/Northern Homes Property area; and

WHEREAS, the Department of Engineering has reviewed the proposed redevelopment of the property located at 71077 Eike St., Abita Springs, which is consistent with the current use of single family residential, map of location attached as Exhibit “A”; and

WHEREAS, the Department of Engineering is of the opinion by removing the property from the designated Area of Special Concern, it will have no negative effects to surrounding property by allowing fill placement during redevelopment.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that, St. Tammany Parish Code of Ordinances, Part II – Land Development Code, Chapter 115- Drainage and Flood Control, Article I – In General, Sec. 115-3 – Use of Fill Materials Prohibited, be amended to remove the property at 70117 Eike St., Abita Springs, from the Area of Special Concern called Red Gap Acres/Northern Homes Property, map attached hereto as Exhibit “A”.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 be 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 3RD DAY OF AUGUST, 2023; AND BECOMES ORDINANCE COUNCIL SERIES NO. 23-\_\_\_\_\_.

\_\_\_\_\_  
JACOB "JAKE" A. AIREY, COUNCIL CHAIR

ATTEST:

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

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MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: JUNE 28, 2023

Published Adoption: \_\_\_\_\_, 2023

Delivered to Parish President: \_\_\_\_\_, 2023 at \_\_\_\_\_

Returned to Council Clerk: \_\_\_\_\_, 2023 at \_\_\_\_\_