

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO.: C-7125

COUNCIL SPONSOR: IMPASTATO/PRES. COOPER

PROVIDED BY: CIVIL DA

RESOLUTION TO DECIDE APPEALS FROM THE ST. TAMMANY  
PLANNING COMMISSION'S MAY 10, 2022, ADOPTION OF NEW  
DIRECTIONS 2040 AND FUTURE LAND USE MAP.

WHEREAS, Sec. 1-04(B) of the Home Rule Charter of St. Tammany Parish Government requires the Parish to "enact, enforce and maintain comprehensive plans for the development of the parish"; and

WHEREAS, pursuant to La. R.S. 33:106(A)(1) and St. Tammany Code of Ordinances Sec. 120-51, the Parish Planning Commission shall make and adopt a master plan for the physical development of the unincorporated territory of the Parish; and

WHEREAS, the comprehensive plan and associated documents, including the Future Land Use Map ("FLUM"), are administrative tools used to guide public and private decision-making about changes to the Parish's physical development, but does not change the underlying zoning or permitted uses on any parcels of land in the Parish; and

WHEREAS, on May 10, 2022, the Parish Planning Commission considered the adoption of New Directions 2040 after a public hearing, and voted unanimously to adopt New Directions 2040 and the appended FLUM; and

WHEREAS, on or about June 13, 2022, the Orleans Audubon Society, Marta Badon, William Badon, Jacqueline Baron, Jerald Beaujeaux, Ronald Bettencourt, Arthur Bouchon, Tara Bouchon, A.J. Bouchon, James Brocato, Gina Brown, Brett Cabirac, Chester Cabirac, Faye Cabirac; Robin Chatellier, Ariana Cooper, Hilda Cooper, Ralph Cooper, Claire Crawford, Collette Crawford, Fernell Cryar, Richard Cryar, Andrew B. Daray, Judith A. Daray, John J. Delchamps, Iii, Michelle Duffour, Kim Faucon, Cherie Franklin, Larry Franklin, Sr., Scott Gomez, Stephanie Gomez, Diane Harrauld, Jared Henninger, Carla R. Hurt, Corey Hurt, Dominique Hurt, Kerry Landrieu, Barbara Lefrere, Joycelyn B. Lowe, Maida Marks, Julie L. McGarry, Robert A. McGarry, Michael A. Meiners, Paula K. Meiners, Belinda Muse, Granse Nelson, Jerri Oestrieher, Robert Reedy, Alexandria Rittimann, Roy J. Rogge, Sheila Roig, Henry W. Rosenthal, Lisa R. Rustemeyer, Larry Ruthven, Thomas Sharp, Judy Sharp, Joan Simon, Jean Spizale, Terri Lewis Stevens, Elna Stokes, Fred M. Stouder, Carissa Torregano, Ernest Torregano, Joann Torregano, Christian Turner, Colleen Turner, Frank M. Wagar, Sharon Weber, and Andrew C. Wilson, filed suit in the Civil District Court for the 22<sup>nd</sup> Judicial District, State of Louisiana, bearing docket number 2022-12574, (hereinafter the "Suit") against St. Tammany Parish Government et. al., seeking certain relief including a writ of mandamus to compel the Defendants to docket their appeals from the Planning Commission's May 10, 2022 decision to adopt New Directions 2040 and the appended FLUM; and WHEREAS, on October 10, 2022, the District Court presiding over the Suit entered an order granting St. Tammany Parish Government's exception of no cause of action and dismissing the Suit with prejudice; and

WHEREAS, on November 3, 2023, the First Circuit Court of Appeal reversed the District Court's ruling and remanded the Suit to the District Court for further proceedings; and

WHEREAS, on June 24, 2024, the District Court presiding over the Suit entered an order of Judgment that called for the St. Tammany Parish Council to docket the Orleans Audubon Society et al's appeals at the next available Parish Council Meeting; and,

WHEREAS, the St. Tammany Parish Council docketed and heard the Orleans Audubon Society et al's appeals at a Special Council Meeting held on September 25, 2024;

WHEREAS, in connection with the Orleans Audubon Society et al's appeals the Parish Council heard evidence from Director of Planning and Development, Ross Liner, that established that the adoption of New Directions 2040 and FLUM by the St. Tammany Parish

Planning Commission conformed with all requirements of La. Rev. Stat. 33:107 and with the requirements of St. Tammany Parish Ordinance 120-51(4); and,

WHEREAS, the Parish Council received evidence from counsel for the Orleans Audubon Society et al in the form of a memorandum and attachments to the memorandum, which were submitted to the Council prior to the September 25, 2024, Special Council Meeting; and the Council having heard from the Orleans Audubon Society et al, Plaintiffs and their Counsel at the September 25, 2024, Special Council Meeting; and

WHEREAS, the St. Tammany Parish Council docketed and heard the Orleans Audubon Society et al's appeals at a Special Council Meeting held on September 25, 2024; and adopted by unanimous vote Council Resolution No. C-7008; and,

WHEREAS, on October 7, 2024, the Orleans Audubon Society et al filed a "Motion to Enforce Judgment and for Contempt" in the Suit; and,

WHEREAS, on May 15, 2025, the District Court issued a ruling from the bench wherein the Court found that it was implicit in the ruling from the First Circuit Court of Appeal that the Parish Council should decide whether or not the Planning Commission or the Planning Commission's consultants followed the statutory requirements in La. R.S. 33:107 and Parish Ordinance 120-51 concerning performing and or reviewing the requisite surveys and studies.

THE PARISH COUNCIL OF ST. TAMMANY HEREBY RESOLVES to acknowledge the adoption of New Directions 2040 and FLUM by the St. Tammany Parish Planning Commission on May 10, 2022;

THE PARISH COUNCIL OF ST. TAMMANY FURTHER FINDS that in the fall of 2020, the Parish Council established a steering committee to work with Parish staff and the consultants to develop an updated comprehensive plan to succeed New Directions 2025, which had been adopted in 1999; and

THE PARISH COUNCIL OF ST. TAMMANY FURTHER FINDS that studies and plans were reviewed to help establish the goals and strategies of New Directions 2040 and FLUM, including the 2020 Multi-Jurisdictional Hazard Mitigation Plan Update, Thrive2023 Economic Development Strategic Plan, 2017 Community Needs Assessment, and 2019 Adaptation Strategy (LASAFE), the Coastal Protection and Restoration Authority's 2017 Coastal Master Plan, the DRAFT 2025 Land Use Plan and Transportation Plan which were introduced in 2001 and 2002, New Directions 2025, and the 2017 DRAFT St. Tammany Parish Major Street Plan.

THE PARISH COUNCIL OF ST. TAMMANY FURTHER FINDS that New Directions 2040 and FLUM were developed over the course of fourteen (14) months with input from the steering committee, community stakeholders, members of the public, and representatives of St. Tammany Parish Government. Public engagement sessions were held in November of 2020, and three growth scenario workshops were held in June 2021.

THE PARISH COUNCIL OF ST. TAMMANY FURTHER FINDS that all studies and surveys required by La. Rev. Stat. 33:107 and St. Tammany Parish Ordinance 120-51(4) were performed and considered in the drafting and adoption of New Directions 2040 and the Future Land Use Map.

THE PARISH COUNCIL OF ST. TAMMANY FURTHER FINDS that the appeals of the Orleans Audubon Society, MARTA BADON, WILLIAM BADON, JACQUELINE BARON, JERALD BEAUJEAUX, RONALD BETTENCOURT, ARTHUR BOUCHON, TARA BOUCHON, A.J. BOUCHON, JAMES BROCATO, GINA BROWN, BRETT CABIRAC, CHESTER CABIRAC, FAYE CABIRAC; ROBIN CHATELLIER, ARIANA COOPER, HILDA COOPER, RALPH COOPER, CLAIRE CRAWFORD, COLLETTE CRAWFORD, FERNELL CRYAR, RICHARD CRYAR, ANDREW B. DARAY, JUDITH A. DARAY, JOHN J. DELCHAMPS, III, MICHELLE DUFFOUR, KIM FAUCON, CHERIE FRANKLIN, LARRY FRANKLIN, SR., SCOTT GOMEZ, STEPHANIE GOMEZ, DIANE HARRALD, JARED HENNINGER, CARLA R. HURT, COREY HURT, DOMINIQUE HURT, KERRY LANDRIEU, BARBARA LEFRERE, JOYCELYN B. LOWE, MAIDA MARKS, JULIE L. MCGARRY, ROBERT A. MCGARRY, MICHAEL A. MEINERS, PAULA K.

MEINERS, BELINDA MUSE, GRANSE NELSON, JERRI OESTRIECHER, ROBERT REEDY, ALEXANDRIA RITTIMANN, ROY J. ROGGE, SHEILA ROIG, HENRY W. ROSENTHAL, LISA R. RUSTEMEYER, LARRY RUTHVEN, THOMAS SHARP, JUDY SHARP, JOAN SIMON, JEAN SPIZALE, TERRI LEWIS STEVENS, ELNA STOKES, FRED M. STOUDER, CARISSA TORREGANO, ERNEST TORREGANO, JOANN TORREGANO, CHRISTIAN TURNER, COLLEEN TURNER, FRANK M. WAGAR, SHARON WEBER, AND ANDREW C. WILSON are denied.

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

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDDED BY: \_\_\_\_\_

YEAS: ()

NAYS: ()

ABSTAIN: ()

ABSENT: ()

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 5<sup>TH</sup> DAY OF JUNE, 2025, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

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JOE IMPASTATO, COUNCIL CHAIR

ATTEST:

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KATRINA L. BUCKLEY, CLERK OF COUNCIL