

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7043

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: TOLEDANO

PROVIDED BY: CIVIL DA OFFICE

INTRODUCED BY: MR. CANULETTE

SECONDED BY: MR. AIREY

ON THE 7TH DAY OF JULY, 2022

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 ADD AN AREA OF SPECIAL CONCERN.

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 Department of Engineering has reviewed available data pertaining to the area generally surrounded by Eleventh Street, Harrison Avenue, Highway 59, Firetower Road, 5th Avenue, and Helenbirg Road, including the Northerly Homes Property subdivision and surrounding area, Ward 3, District 5, as described more particularly below and on the aerial map attached as Exhibit “A”; and,

WHEREAS, the Department of Engineering has determined that continued development of this area could make it susceptible to adverse drainage and flooding impacts; and,

WHEREAS, the area described below abuts an existing area of special concern that comprises a certain portion of the Tammany Hills and Alexiusville subdivisions, to include the Red Gap Acres Subdivision and The Birg Boulevard Subdivision; and,

WHEREAS, although the area described below currently lacks a hydrologic plan for development, there are several St. Tammany Parish Government infrastructure projects underway in this vicinity which will improve stormwater conveyance in the area; and,

WHEREAS, by designating the below-described area as an area of special concern, it will ensure that any stormwater storage volume currently provided by undeveloped lots in this area will not be lost due to fill placement during future development.

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, subsection (b)(8) be amended to add the following described area as an Area of Special Concern:

Sec. 115-3. Use of Fill Materials Prohibited.

(b) *Placement of fill material.*

(8) *Areas of special concern.*

g. All property situated in the area generally surrounded by Eleventh Street, Harrison Avenue, Highway 59, Firetower Road, 5th Avenue, and Helenbirg Road, including the Northerly Homes Property subdivision and surrounding area, Ward 3, District 5, as more particularly described on the attached aerial and described immediately below, to wit:

Beginning at the southeast corner of Harrison Avenue and 11th Street, proceed in a southerly direction along the eastern right of way line of 11th Street for a distance of approximately 5,588 feet to its intersection with the south right of way line of Helenbirg Road;

Thence proceed in a southwesterly direction along said right of way line for a distance of approximately 3,165 feet to its intersection with the northeast corner of 5th Avenue and Helenbirg Road;

Thence proceed in a southeast direction along the eastern right of way line of 5th Avenue for a distance of approximately 311 feet to a point at the southwest corner of the Northerly Homes Property subdivision;

Thence proceed in a easterly direction along the south boundary of said subdivision for a distance of approximately 3,749 feet to a point on the centerline of Firetower Road;

Thence proceed in a southeasterly direction along Firetower Road for a distance of approximately 3,604 feet to its intersection with Hwy 59;

Thence proceed in a northerly direction along Hwy 59 for a distance of approximately 5,543 feet to its intersection with the south right of way of Harrison Avenue;

Thence proceed in westerly direction along the south right of way line of Harrison Ave for a distance of approximately 5,390 feet to a point located at the southeast corner Harrison Avenue and 11th Street, said point being the Point of Beginning.

THE PARISH OF ST. TAMMANY FURTHER ORDAINS that the area of special concern described above is reflected in the aerial 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 4TH DAY OF AUGUST, 2022; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

JERRY BINDER , COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: JUNE 29, 2022

Published Adoption: _____, 2022

Delivered to Parish President: _____, 2022 at _____

Returned to Council Clerk: _____, 2022 at _____