

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 7253

ORDINANCE COUNCIL SERIES NO. \_\_\_\_\_

COUNCIL SPONSOR: MR. LORINO

PROVIDED BY: COUNCIL STAFF

INTRODUCED BY: MR. LORINO

SECONDED BY: MR. TOLEDANO

ON THE 6<sup>TH</sup> DAY OF APRIL, 2023

AN ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES SEC. 125-160 TO ALLOW DURING THE ADMINISTRATIVE REVIEW PROCESS TO EXEMPT CERTAIN DEVELOPMENTS FROM THE REQUIREMENT TO PROVIDE A TRAFFIC IMPACT ANALYSIS AND FOR RELATED MATTERS.

WHEREAS, it is necessary to amend the St. Tammany Parish Code of Ordinances Sections 125-160 to protect the health, safety and welfare of citizens; and

WHEREAS, it is further necessary to amend said section of the Parish Code of ordinances allow in the administrative review process the right of the Parish to exempt certain developments from the requirement to provide a Traffic Impact Analysis (TIA) when certain conditions are met.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that the St. Tammany Parish Code of Ordinances shall be amended as follows:

**Sec. 125-160. When required.**

\* \* \*

- (d) The parish has the right in the administrative review process to require mitigation efforts by the applicant. ~~However, a formal TIA may not be required. The applicant shall meet all applicable requirements found in this Code. Additionally, the parish has the right to request additional improvements or ingress/egress points above the current parish standards.~~
- (e) The parish has the right in the administrative review process to exempt a development from the required TIA if any of the following conditions are satisfied, unless required pursuant to Sec. 130-1674(a)(14):

(1) For developments with access connection to only right-of-way controlled by the State of Louisiana Department of Transportation and Development (LADOTD) and an access permit has been approved by LADOTD. Developer shall be responsible for requesting the exemption from the Department of Engineering through written request and for providing a copy of the approved LADOTD access permit.

(2) If the change in use or expansion of an existing development has a trip generation less than or equal to the existing use. Developer shall be responsible for requesting the exemption from the Department of Engineering through written request and for providing documentation demonstrating current and proposed trips generated from development.

(3) For developments where use of property generates less than 50 peak hour trips. Developer shall be responsible for requesting the exemption from the Department of Engineering through written request and for providing documentation demonstrating current and proposed trips generated from development.

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 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 1<sup>ST</sup> DAY OF JUNE, 2023; AND BECOMES ORDINANCE COUNCIL SERIES NO. 22- \_\_\_\_.

\_\_\_\_\_  
JAKE AIREY, COUNCIL CHAIRMAN

ATTEST:

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KATRINA L. BUCKLEY, COUNCIL CLERK

\_\_\_\_\_  
MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: April 19, 2023

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

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

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

**Staff Comment**

Amendments to relevant portions of the uniform development code to allow for the Parish during the administrative review process to exempt a development from the requirement to provide a Traffic Impact Analysis under certain circumstances and for related matters.