

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 7511

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. IMPASTATO

PROVIDED BY: CIVIL DA

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 7TH DAY OF MARCH, 2024

ORDINANCE TO IMPOSE A SIX (6) MONTH MORATORIUM ON THE RECEIPT OF SUBMISSIONS BY THE ST. TAMMANY PARISH DEPARTMENT OF PLANNING AND DEVELOPMENT AND/OR THE ISSUANCE OF PERMITS BY THE DEPARTMENT OF PERMITS AND INSPECTIONS FOR THE CONSTRUCTION OR PLACEMENT OF ANY NEW RESIDENCE OR DWELLING WITHIN TAMMANY FOREST SUBDIVISION, AS DESCRIBED IN THE ATTACHED RECORDED PLAT, LOCATED WITHIN THE GEOGRAPHIC BOUNDARIES OF COUNCIL DISTRICT 7, EAST OF HWY 434 AND ON THE EAST AND WEST SIDES OF BERRY TODD ROAD.

WHEREAS, the St. Tammany Parish Code of Ordinances, Chapter 2, Article XVI, Section 2-620 provides for the issuances of moratoriums in the Parish when necessary to protect and preserve the health, safety and property interests of residents; and,

WHEREAS, the St. Tammany Parish Code of Ordinances, Chapter 2, Article XVI, Section 2-619 specifically allows for a moratorium in the receipt of submissions by the Department of Planning and Development and the issuance of building permits for the construction and/or placement of structures by the St. Tammany Parish Permits and Inspection Department; and

WHEREAS, in accordance with the St. Tammany Parish Code of Ordinances, Chapter 2, Article XVI, Section 2-620, a copy of this proposed ordinance has been placed on the Parish website for a period of thirty (30) days prior to its introduction, and all other requirements of said section have been met prior to its introduction; and,

WHEREAS, high density residential dwellings within Tammany Forest, which is zoned a critical drainage area, are rapidly expanding to outpace the Parish's current infrastructure, including roads, bridges, and highways and drainage that has resulted in flooding issues; and,

WHEREAS, the State and Federal Governments are currently addressing and planning infrastructure improvements, such as improvements to local, state, and federal highways; and,

WHEREAS, the data on which these plans and studies are based must be relatively stable in order to provide the most accurate means to address Tammany Forest's infrastructure needs; and,

WHEREAS, in order to maintain such stability, it is necessary to suspend receipt of applications or the issuance of permits for the construction or placement of new residences or dwellings within Tammany Forest Subdivision.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that, for a period of six (6) months from the effective date of this ordinance, there shall be a moratorium on the receipt of submissions by the St. Tammany Parish Department of Planning and Development and/or the issuance of permits by the St. Tammany Parish Department of Permits and Inspections for the construction or placement of any new residence or dwelling within Tammany Forest Subdivision, as described in the attached recorded plat, located within the geographic boundaries of Council District 7, east of Hwy 434 and on the east and west sides of Berry Todd Road.

BE IT FURTHER ORDAINED that nothing in this moratorium shall prevent the St. Tammany Parish Department of Planning and Development from considering matters for which an application has been received prior to the effective date of this moratorium.

BE IT FURTHER ORDAINED that nothing in this moratorium shall prevent the St. Tammany Parish Department of Planning and Development or the Department of Permits and Inspection from considering applications for the construction of or issuance of permits for remodeling of an existing dwelling or the construction of any accessory structure or pool within Tammany Forest Subdivision.

BE IT FURTHER ORDAINED that this ordinance shall be effective immediately upon final adoption and shall remain in effect for six (6) months at which time it may be extended.

BE IT FURTHER ORDAINED that the moratorium herein imposed may be vacated, in whole or in part, either by resolution or ordinance of the governing body pursuant to Chapter 2, Article XVI, Section 2-624 of the Parish Code of Ordinances.

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 upon adoption and signature of the Council Chairman and Parish President.

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 APRIL, 2024; AND BECOMES ORDINANCE COUNCIL SERIES NO. 24-_____ .

ARTHUR LAUGHLIN, COUNCIL CHAIR

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: FEBRUARY 28, 2024

Published Adoption: _____, 2024

Delivered to Parish President: _____, 2024 at _____

Returned to Council Clerk: _____, 2024 at _____