

PUBLISHED JUNE 25, 2009 AND POSTED AT PARISH COMPLEX BY JUNE 29, 2009

AGENDA

**ST. TAMMANY PARISH COUNCIL MEETING
THURSDAY, JULY 2, 2009 AT 6:00 P.M.
ST. TAMMANY GOVERNMENT COMPLEX
21490 KOOP DRIVE, MANDEVILLE, LA.**

Call to Order by Honorable Jerry Binder, Chairman

Invocation by

Pledge of Allegiance by

**Roll Call: Marty Dean
Gary Cooper
James A. "Red" Thompson
R. Reid Falconer
Marty Gould
Rebecca Crawford-Howell
Jerry Binder
Al Hamauei
Chris Canulette
E. L. Gene Bellisario
Henry Billiot
Steve Stefancik
Richard Artigue
Ken Burkhalter**

PRESENTATIONS

- 1) Erik Skrmetta - Discussion on Resolution C.S. No. C-2645 regarding providing notice to the Parish Governing Authority of filing of any proposed rate schedule by a public utility. (Bellisario)**
- 2) Hurricane Protection for St. Tammany Parish as presented by the U.S. Army Corps of Engineers at its public meeting on June 16, 2009. (Binder)**

CONSENT CALENDAR

Any items not pulled from the Consent Calendar are automatically approved in whole by one vote. Items pulled from the Consent Calendar are discussed and voted upon individually.

MINUTES

Regular Council Meeting	June 4, 2009
Council Committee Meeting	June 24, 2009

ORDINANCES FOR INTRODUCTION

(Public Hearing August 6, 2009)

- 1) Ord. Cal. No. 4094 - Ordinance amending the official zoning map of St. Tammany to reclassify land located east of LA Highway 25, North of Hard Hat Drive containing 24.971 acres from M-2 (Intermediate Industrial) to a PUD (Planned Unit Development). (Ward 3, District 2) (ZC09-06-013) (Zoning Commission Approved 6/2/09) (Binder/Davis)**
- 2) Ord. Cal. No. 4095 - Ordinance amending the official zoning map of St. Tammany to reclassify land located east of South Oaklawn Drive, south of US Highway 190 containing 1.12 acres from A-1 (Suburban) A-3 (Suburban). (Ward 7, District 7) (ZC09-06-014) (Zoning Commission Approved 6/2/09) (Binder/Davis)**

3) Ord. Cal. No. 4096 - Ordinance to amend Appendix C of the St. Tammany Parish Code of Ordinances, Land Use Regulations Ordinance No. 523 As Amended, Section 4 off Street Parking and Loading Regulations and the St. Tammany Parish Unified Development Code, Volume I (Zoning), Section 7.07 Off Street Parking and Loading Regulations. (ZC09-06-015) (Zoning Commission Approved 6/2/09) (Binder/Davis)

4) Ord. Cal. No. 4097 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on property that abuts Highway 59, or is located within a distance of two hundred (200') feet of the centerline of the Highway, and which property, being situated along said Highway, is in the area between the north side of Highway 1088 and the south side of I-12. (Ward 4, District 5) (Gould)

5) Ord. Cal. No. 4098 - Ordinance to extend for an additional six (6) months the moratorium on the submission and review of zoning and conditional use permit applications, planning commission review and on the issuance of building permit applications, for the purpose of construction or placement of multi-family structures on property within unincorporated areas of Council District 12. (Binder)

6) Ord. Cal. No. 4099 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of building or conditional use permits for construction or placement of building structures on property within a portion of unincorporated Town of Alton Subdivision. (Ward 9, District 14) (Burkhalter)

7) Ord. Cal. No. 4100 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire all certain parcels and/or rights of way for the Voters Road/Highway 433 Project. (Binder/Davis)

8) Ord. Cal. No. 4101 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire all certain parcels and/or rights of way for Lot 1 and Lot 2, Square 11, Alton Subdivision. (Binder/Davis)

9) Ord. Cal. No. 4102 - Ordinance to permit the crossing of the Tammany Trace for the purpose of providing subsurface drainage and maintenance of a retention/detention pond for Henry Mayfield Elementary School. (Ward 9, District 11) (Trec09-06-001) (Planning Commission approved (6/9/09) (Binder/Davis)

10) Ord. Cal. No. 4103 - Ordinance to correct the Road and Drainage Inventory to include Heltemes Lane Lateral, Francis Street lateral and an extension of Hillcrest Blvd. Lateral. (Wards 6 & 7, Districts 6 & 7) (Binder/Davis)

11) Ord. Cal. No. 4104 - Ordinance to amend the Parish Code, Chapter 13, to add new sections to provide for enforcement of traffic controls on private streets within Fox Branch Estates Subdivision. (Ward 1, District 1) (Dean)

12) Ord. Cal. No. 4105 - Ordinance amending Parish zoning map of Comprehensive Rezoning Area One (CRA-1) to add certain parcels of property to the Ponderosa Ranches Manufactured Housing Overlay (MHO). (Ward 9, District 6) (Crawford-Howell)

13) Ord. Cal. No. 4106 - Ordinance amending Parish zoning map of Comprehensive Rezoning Area One (CRA-1) to add certain parcels of property to the Timberland Mobile Home Park Manufactured Housing Overlay (MHO). (Ward 7, District 11) (Stefancik)

14) Ord. Cal. No. 4107 - Ordinance to amend Ordinance C.S. No. 09-1997, adopted January 8, 2009, and St. Tammany Parish Coastal Zone Management Ordinance P.J. S. No. 92-1607, to provide additional guidelines for land reclamation activities adjacent to Lakeview Drive, Slidell. (Ward 8, District 13) (Artigue)

RESOLUTIONS

15) Resolution C.S. No. C-2658 - Resolution approving the holding of an election in St. Tammany Parish Drainage District No. 4 on Saturday, October 17, 2009 to authorize the renewal of a maintenance and operation tax therein. (Artigue)

16) Resolution C.S. No. C-2659 - Resolution endorsing Pool Corporation to participate in the Louisiana Enterprise Zone Program. (Binder/Davis)

17) Resolution C.S. No. C-2660 - Resolution establishing Warranty Obligations. (Binder/Davis)

WARRANTY

<u>NAME OF SUBDIVISION</u>	<u>RECOMMENDATION</u>
Enter Parish R.O.W. - Resolution 04-160 State, Orange, Walnut St. & Mandeville Ave. Abita Terrace S/D Amount: \$14,400 Expires: August 18, 2009 Ward: 4, District: 7	Extend For One (1) Year Or Until Work Satisfactorily Accomplished
Normandy Oaks Subdivision, Phase 3A Amount: \$35,500 Expires: August 12, 2009 Ward:1, District: 1	Release L.O.C. To Be Brought Into The Selective Parish Maintenance System
Normandy Oaks Subdivision, Phase 3B Amount: \$15,600 Expires: August 12, 2009 Ward:1, District: 1	Release L.O.C. To Be Brought Into The Selective Parish Maintenance System
Enter Parish R.O.W. - Resolution 05-223 Echo Street - Alexiusville Subdivision Amount: \$3,000 Expires: August 30, 2009 Ward:3, District: 1	Release Warranty Obligation & Establish A Performance Obligation For Six (6) Months
Heritage Oaks Subdivision Amount: \$30,800 Expires: August 30, 2009 Ward:1, District: 1	Extend For One (1) Year Or Until Work Is Satisfactorily Accomplished
Casa Bella Subdivision Amount: \$5,300 Expires: March 17, 2010 Ward: 4, District: 5	Release Warranty Obligation To Be Brought Into The Selective Parish Maintenance System
Guste Island Estates, Parcel C, Ph. 1 "The Pines" Amount: \$33,900 Expires: July 18, 2009 Ward: 1, District:1	Release Warranty Obligation & Establish Performance Obligation For Six (6) Months
Guste Island Estates, Parcel E, "The Forest" Amount: \$34,500 Expires: July 18, 2009 Ward:1, District: 1	Release Warranty Obligation & Establish Performance Obligation For Six (6) Months

WARRANTY OBLIGATIONS CONTINUED:

Pontchartrain Oaks Estates Subdivision

Amount: \$31,000

Expires: August 4, 2009

Ward:1, District: 1

**Release Warranty Obligation &
Establish A Performance Obligation
For Six (6) Months**

Pittman Place Subdivision

Amount: \$29,100

Expires: July 26, 2009

Ward:8, District: 9

**Release Warranty Obligation &
Establish Performance Obligation
For Six (6) Months**

18) Resolution C.S. No. C-2661 - Resolution to concur/not concur with the Town of Pearl River annexation and rezoning of .347 acres from Parish SA (Suburban Agriculture) to Town of Pearl River B-2 (Commercial), Lot 8A, Square 22, Village of Guthrie in Sect 12, T-8-S, R-14-E (Ward 8, District 9) (Binder/Davis)

19) Resolution C.S. No. C-2662 - Resolution to amend Ordinance C.S. No. 08-1968, 2009-2013 Capital Improvement Budget and Program, Fixed Assesment and Grant Awards. (Binder/Davis)

20) Resolution C.S. No. C-2663 - Resolution authorizing Parish President to take all actions necessary to obtain Department of Energy funding under the Energy Efficiency and Conservation Block Grant Program.

END OF CONSENT CALENDAR

ORDINANCES FOR ADOPTION

1) Ord. Cal. No. 4010 - Ordinance to amend the Unified Development Code sections governing TND-1 and TND-2 Traditional Neighborhood Development Zoning Districts. (Introduced 2/5/09)(Referred to Zoning 3/5/09) (Tabled 4/2/09, 5/7/09 & 6/4/09)

2) Ord. Cal. No. 4019AA - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Section 5.21 HC-2 Highway Commercial Zoning Districts relative to automotive sales and service. (Introduced 3/5/09) (Tabled 4/2/09 & 5/7/09) (Reintroduced 6/4/09)

3) Ord. Cal. No. 4029AA - Ordinance to amend the Unified Development Code, Volume 1 - Zoning, by adopting the recommendation of the Parish Zoning Commission, as amended, relative to the Comprehensive Rezoning of the South West Study Area. (Introduced 3/5/09) (Reintroduced 4/2/09 & 5/7/09 & 6/4/09)

4) Ord. Cal. No. 4073 - Ordinance amending the official zoning map of St. Tammany Parish to reclassify land located north LA Highway 36, west of St. Landry Street, being Lot 6, Block 9, Garland's Covington & Claiborne Addition containing 35,800 sq.ft. from SA (Suburban Agricultural) to a C-2 (Highway Commercial). (ZC09-05-008) (Ward 3, District 3) (Zoning Commission approved 5/5/09) (Introduced 6/4/09)

5) Ord. Cal. No. 4074 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Section 5.25 I-2 Industrial District relative to General Office Building. (ZC 09-05-009) (Zoning Commission approved 5/5/09) (Introduced 6/4/09)

6) Ord. Cal. No. 4075- Ordinance to amend the St. Tammany Parish Unified Development Code, Volume I (Zoning) Sections 5.24 I-1 Industrial & 5.25 I-2 Industrial Districts relative to Recreational Facilities. (ZC09-05-011) (Zoning Commission approved on 5/5/09) (Introduced 6/4/09)

7) Ord. Cal. No. 4076 - Ordinance amending the official zoning map of Comprehensive Rezoning Area One (CRA-1) of St. Tammany Parish to reclassify certain areas as Manufactured Housing Overlay (MHO). (Wards 8 and 9, District 14) (Introduced 6/4/09)

8) Ord. Cal. No. 4077 - Ordinance to extend for an additional six (6) months the moratorium on the placement of fill and on the issuance of building permits for construction or placement of building structures on property within Dove Park Subdivision . (Ward 4, District 5)(Introduced 6/4/09)

9) Ord. Cal. No. 4078 - Ordinance to extend for an additional six (6) months the moratorium on the receipt of submissions and the approval of applications by the Parish Planning Commission and the Parish Planning Department for the resubdivision of property within Lewisburg Estates Subdivision and a portion of Old Golden Shores Subdivision, and only within the unincorporated boundaries of Ward 4, District 4.(Ward 4, District 4) (Introduced 6/4/09)

10) Ord. Cal. No. 4079 - Ordinance to extend for an additional six (6) months the moratorium on the approval of rezoning, issuance of conditional use permits and issuance of plan review permits, not previously received, for property abutting the Louisiana Highway 21 Planned Corridor from Keys Road North to Azalea Drive. (Ward 1, District 1) (Introduced 6/4/09)

11) Ord. Cal. No. 4080 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures on certain right-of-way parcels needed for listed capital projects. (Introduced 6/4/09)

12) Ord. Cal. No. 4081 - Ordinance to declare Slip 89 of Marina Chamale' Condominiums, as surplus property and authorize the Parish to proceed with the process for the sale , lease, or disposal of said property. (Introduced 6/4/09)

13) Ord. Cal. No. 4082 - Ordinance to declare Lot 51, Square 233-A, rural Mandeville, as surplus property and authorize the Parish to proceed with the process for the sale , lease, or disposal of said property. (Introduced 6/4/09)

14) Ord. Cal. No. 4083 - Ordinance to adopt a voluntary developmental agreement between the Parish and John Mamoulides, the developer of Lake Ramsey, Phase 4-A and 5 Subdivision. (Ward 3, District 3) (Approved by Planning Commission 5/12/09) (Introduced 6/4/09)

15) Ord. Cal. No. 4084 - Ordinance to revoke a portion of Park Place located in Highland Park Subdivision. (Ward 9, District 12) (Approved by Planning Commission 5/12/09) (Introduced 6/4/09)

16) Ord. Cal. No. 4085 - Ordinance to correct the Road and Drainage Inventory to include Camellia Drive. (Introduced 6/4/09)

17) Ord. Cal. No. 4086 - Ordinance accepting finalized subdivisions into the Road and Drainage Inventories, specifically Raiford Oaks, Phase 1 Subdivision. (Ward 1, District 1) (Introduced 6/4/09)

18) Ord. Cal. No. 4087 - Ordinance to amend the Unified Development Code, Volume 1 - Zoning, by adopting the recommendation of the Parish Zoning Commission, as amended, relative to the Comprehensive Zoning of the Southeast Study Area. (Approved by Zoning Commission on May 19, 2009)(Introduced 6/4/09)

19) Ord. Cal. No. 4088 - Ordinance to amend the Parish Code, Chapter 15, Article II, Watercraft Speed Limits, to establish a "Dead Slow, No Wake" Zone for a portion of the Pearl River Navigational Canal. (Introduced 6/4/09)

20) Ord. Cal. No. 4089 - General Bond Ordinance authorizing the issuance from time to time of Utilities Revenue Bonds of St. Tammany Parish; prescribing the form and certain terms and conditions of said bonds; providing for the payment thereof in principal and interest; and providing for other matters in connection therewith. (Introduced 6/4/09)

21) Ord. Cal. No. 4090 - Supplemental Bond Ordinance authorizing the issuance of not exceeding \$1,000,000 of Utilities Revenue Bonds, Series 2009, of St. Tammany Parish, in accordance with the terms of a General Bond Ordinance adopted on July 2, 2009; prescribing the form, and certain terms and conditions of said bonds; and providing for other matters in connection therewith. (Introduced 6/4/09)

22) Ord. Cal. No. 4091 - Ordinance to amend and reenact Parish Code of Ordinances, Chapter 14 Nuisances, Article I in General, Section 14-002.00 Illustrative Enumeration, to prohibit unfenced agricultural and decorative ponds, oxidation ponds, and pits that may hold rainwater, which are located on residential lots less than one hundred and fifty feet in width. (Introduced 6/4/09)

23) Ord. Cal. No. 4092 - Ordinance to close a portion of K West Street for an indefinite period of time, located in Tammany Hills Subdivision. (Ward 3, District 5) (Introduced 6/4/09)

24) Ord. Cal. No. 4093 - Ordinance amending the official zoning map of St. Tammany to reclassify land located south of Highway 36, and east of the St. Tammany Airport containing 261 acres from A-4 (Single Family-UDC) to I-1 (Industrial). (Introduced 6/4/09)

NOMINATIONS

1) Resolution to appoint 4 members _____, _____, _____, _____ to the Housing Authority of St. Tammany. (Parishwide)(Burkhalter)

APPOINTMENTS

1) Resolution to reappoint Michael Moore, Brent Cordell and Ross Legarde to St. Tammany Parish Water District No. 3. (District 4) (Falconer)