AGENDA

ST. TAMMANY PARISH BOARD OF ADJUSTMENT MEETING TUESDAY, SEPTEMBER 1, 2015 - 3:00 P.M. ST. TAMMANY PARISH GOVERNMENT COMPLEX BUILDING 21490 KOOP DRIVE, PARISH COUNCIL CHAMBERS MANDEVILLE, LOUISIANA

CALL TO ORDER

ROLL CALL APPROVAL OF THE AUGUST 4, 2015 MINUTES

PUBLIC HEARINGS

BOA CASE NO. 15-08-028

Request by applicant for variances of setbacks for a cellular tower in a HC-2 Highway Commercial zoning district. The property is located at 26392 Fairgrounds Boulevard, Bush, Louisiana.

Applicant: Christine Lewis (Verizon Wireless)

(POSTPONED FROM THE AUGUST 4, 2015 MEETING)

BOA CASE NO. 15-09-034

Request by applicant for a variance of the maximum height for an accessory building in an A-2 Suburban zoning district from 20' permitted to approximately 23' requested. The property is located at 500 Dove Park Road, Covington, Louisiana.

Applicant: Robert M. Daniel

BOA CASE NO. 15-09-035

Request by applicant for a variance to waive a 10' wide rear yard landscape buffer and plantings in an I-1 Industrial zoning district. The property is located at 38001 Browns Village Road, Slidell, Louisiana.

Applicant: Rotolo Consultants, Inc.

BOA CASE NO. 15-09-036

Request by applicant for a variance to permit a 24 cul-du-sac radius for a one-way drive as opposed to the maximum permitted of 15' NC-6 Neighborhood Commercial zoning district. The property is located at the intersection of LA Highway 1077 and Laurent Road, Madisonville, Louisiana. Applicant: Kidz Club House, L.L.C.

BOA CASE NO. 15-09-037

Request by applicant for a rear yard setback variance in a PUD Planned Unit Development zoning district from 25' required to approximately 17' requested. The property is located at 501 Solitude Way, Covington, Louisiana.

Applicant: Carl & Suzanne Zornes

BOA CASE NO. 15-09-038

Request by applicant for a variance of the maximum height for an accessory building in an A-2 Suburban zoning district from 20' permitted to approximately 24' requested. The property is located at 59568 Neslo Road, Slidell, Louisiana.

Applicant: John Clancy

OLD BUSINESS

BOA CASE NO. 15-04-009

Request by owner for variances of signage requirements in a HC-2 Highway Commercial zoning district, for sign area, height, color scheme and setback from front property line. The property is located at 4001 U.S. Highway 190 East Service Road, Covington, Louisiana.

Owner: Clearwater Pools & Spas

(Postponed from the August 4, 2015 meeting - 30 day extension)

NEW BUSINESS

ADJOURNMENT

MINUTES

ST. TAMMANY PARISH BOARD OF ADJUSTMENTS MEETING 3:00 PM - TUESDAY, AUGUST 4, 2015 LA HIGHWAY 59/KOOP DRIVE ADMINISTRATIVE COMPLEX BUILDING MANDEVILLE, LOUISIANA

The August 4, 2015 meeting of the St. Tammany Parish Board of Adjustment was called to order by the Chairman, Mr. Tim Fandal.

The roll was called as follows:

PRESENT: Mr. Fandal, Mr. Brookter, Mr. Gordon and Mr. Ballantine and Mr. Perry

ABSENT: Mr. Schneider

STAFF PRESENT: Mr. Keller, Mr. Sevante and Mr. Hand

APPROVAL OF THE MINUTES

Moved by Mr. Ballantine and seconded by Mr. Brookter to accept the July 7, 2015 minutes as typed and delivered.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-024

Request by applicant for a variance of 25' side yard setbacks for a common use pond in an A-2 Suburban zoning district.

Applicant: John Clancy

(Mr. Keller read the staff report into the record...)

The applicant appeared on his own behalf and made the following initial comments:

- I am providing access to the pond with a driveway.
- A drive will be constructed around the pond.

Moved by Mr. Gordon and seconded by Mr. Perry to grant the variance as requested.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-025

Request by applicant for a variance of the maximum building size of 50' x 50' to 65' x 70' in an A-2 Suburban zoning district.

Applicant: John Clancy

(Mr. Keller read the staff report into the record...)

The applicant appeared on his own behalf and made the following initial comments:

• I don't' want to put the building back 100' because we want to put an orchard in the front of it.

Mr. Gordon: Is there a second residence?

Mr. Ballantine: Can you set the structure back 100'?

Mr. Clancy: How about 75'?

Moved by Mr. Ballantine and seconded by Mr. Gordon to grant the variance as requested subject to the accessory building being setback at least 75' away from the rear property line.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-026

Request by applicant for variances for a rear and street side yard setback in an A-3 Suburban zoning district.

Applicant: James J. Domzalski, II

(Mr. Keller read the staff report into the record...)

The applicant appeared on his own behalf.

Mr. Gordon: Why can't you move the building to the south?

Mr. Domzalski: It would cover the well.

Mr. Domzalski: There is on access to the west side.

(General discussion ensued amongst the board members relative to the building location...)

Moved by Mr. Brookter and seconded by Mr. Ballantine to grant the variance as requested.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-027

Request by applicant for a variance of the maximum building size of 50' x 50' to 24' x 55' in an A-2 Suburban zoning district.

Applicant: Marvin Lee

(Mr. Keller read the staff report into the record...)

The applicant appeared on his own behalf.

Mr. Gordon: What "after the fact" building did you build?

Mr. Lee: I had the building put together in pieces.

(General discussion ensued relative to the construction of the building and when it would be moved...)

Moved by Mr. Brookter and seconded by Mr. Ballantine to grant the variance as requested subject to the applicant having 120 days in which to move the building in order to comply with parish setback requirements.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-028

Request by applicant for variances of setbacks for a cellular tower in a HC-2 Highway Commercial zoning district.

Applicant: Christine Lewis (Verizon Wireless)

Since the applicant was not present at the meeting, it was moved by Mr. Ballantine and seconded by Mr. Brookter to postpone this case until the next meeting.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-029

Request by applicant for variances for fencing requirements, landscaping and buffers, and landscape medians in the parking area, in an A-7 Multiple Family Residential zoning district. Applicant: Continental 339 Fund, L.L.C.

(Mr. Keller read the staff report into the record...)

The applicant was represented by Mr. Tony Buckner, 34 Louis Prima Drive, Covington, LA and made the following initial comments:

- With respect to bullet point number 1. we want to put the fence on the rear property line since this is all one project and would not make any sense to put it between our property.
- We have a buffer behind the back that is anywhere from 24' to 47' wide.
- We want to reduce the height of the fence from 8' to 6' if we need to go the full length of the rear with a fence.
- Bullet point number 2. is self-explanatory.

- Bullet point number 3. we want to preserve some oak trees in the parking area and want the flexibility to work around the trees.
- Bullet point number 4. we may need to clear some trees for construction purposes, but will try not to do so if possible, and will replant if necessary.

Mr. Gordon: You're putting up a 4' fence?

Mr. Buckner: No, a 6' high fence.

(General discussion ensued regarding the height and location of the fence...)

Moved by Mr. Gordon and seconded by Mr. Brookter to grant all of the variances as requested (per the bullet points mentioned in the staff report).

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-030

Request by applicant for variances of a 20' wide front yard landscape buffer and planting requirements and to permit the encroachment of parking spaces into said buffer, in a HC-2 Highway Commercial zoning district.

Applicant: Florida Marine Transporters

(Mr. Keller read the staff report into the record...)

The applicant was represented by Mr. Franklin Kyle, 638 Village Lane North, Mandeville, LA who made the following initial comments:

- We were kind of backed into a corner because of a pre-existing situation where the parking has been there for over 20 some years.
- We are totally redoing the campus for Florida Marine and need the parking spaces.

(A brief discussing ensued regarding the project layout...)

Moved by Mr. Ballantine and seconded by Mr. Brookter to grant the variances as requested.

BOA CASE NO. 15-08-031

Request by applicant for variances for front and rear setback requirements from 25' and 25' required respectively to 17' and 21 $\frac{1}{2}$ ', in an A-4 Single Family Residential zoning district. Applicant: Kelly & Lillian Fogarty

(Mr. Keller read the staff report into the record...)

The applicant was represented by Mr. Clark, 1223 Delachase Drive, New Orleans, LA.

Moved by Mr. Brookter and seconded by Mr. Ballantine to grant the variances as requested.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-032

Request by applicant for a variance to permit the "changeable copy" on a monument sign to exceed 50% of said sign, in a HC-3 Highway Commercial zoning district.

Applicant: Pan American Engineers, L.L.C.

(Mr. Keller read the staff report into the record...)

Mr. Wesley Miller, 1717 Jordan Street, Alexandria, LA, appeared on behalf of the applicant.

Moved by Mr. Ballantine and seconded by Mr. Perry to grant the variance as requested.

MOTION CARRIED UNANIMOUSLY

BOA CASE NO. 15-08-033

Request by applicant for a variance to either permit a structure to be located closer than 200' from a residentially zoned area, or for building size from a maximum of 500 square feet permitted to 8,000 requested in a CB-1 Community Based Facilities zoning district.

Applicant: Charles & Candice Hickman

(At this time, Mr. Keller recognized Mr. Sidney Fontenot, Director of the Department of Development whom explained the rational and permitted uses behind the CB-1 commercial district...)

(Mr. Keller read the staff report into the record...)

(Mr. Keller read the staff report into the record...)

The applicant appeared on their own behalf and made the following initial comments:

- We approached staff about the CB-1 zoning district... and needed a variance.
- We have deed restrictions that remove everything out of the CB-1 district uses except what we want to do on the property.
- We want to run a baseball facility (batting cages and instruction).

(General discussion ensued regarding the proposed facility...)

(At this time, Mr. Fandal asked for any opposition to this case.)

Mr. Eric Bissel, 227 North Columbia Street, Covington, LA, appeared on behalf of an aggrieved

party, Mr. Baham, and made the following initial comments:

- This is an entirely residential area.
- Initially, we did not oppose the zoning at the hearing.
- At the hearing, the applicants said they would be willing to deed restrict their property.
- The deed restrictions are illegal relative to zoning because they are not enforceable by the parish. (They are worthless.)
- You have to consider the worst possible use that the zoning will allow.
- This is not a quasi-public use, this is a commercial use.
- My client was not notified.

(Mr. Fandal requested clarification from Mr. Fontenot as to the permitted building size if the building were located closer than 200' from surrounding property lines.)

(General discussion ensued regarding the building size and setbacks...)

Ms. Hickman: When we looked for the right zoning, we relied on the staff to help us. We feel this will be a good addition to this neighborhood. This area is heavily wooded.

Mr. Fontenot: We just suggested to the applicant what zoning they would need to try for to accomplish what they want to do. That doesn't mean that we will support the zoning change. This is a residential area.

Mr. Bissel: When you look at this, the staff did their job, that's why they recommended denial.

(Mr. Bissel further stated that the commercial zones in the area are miles away from the proposed CB-1 zoning.)

Mr. Gordon: According to this email, Mr. Baham agreed to the deed restrictions.

Mr. Bissel: No he did not. He agree to negociate.

(Further general deliberation and discussion ensued...)

Moved by Mr. Ballantine and seconded by Mr. Brookter to deny the variance requested.

MOTION CARRIED UNANIMOUSLY

OLD BUSINESS

BOA CASE NO. 15-04-009

Request by owner for variances of signage requirements in a HC-2 Highway Commercial zoning district, for sign area, height, color scheme and setback from front property line. Owner: Clearwater Pools & Spas

(Postponed from the July 7, 2015 meeting - 30 day extension)

(Mr. Gordon stated that he talked to "some lady" before the meeting who stated that the applicant had just gone into the hospital.)

In light of this development, it wad moved by Mr. Brookter and seconded by Mr. Gordon to postpone this matter until the next meeting.

NEW BUSINESS

ADJOURNMENT

MR. TIM FANDAL, CHAIRMAN ST. TAMMANY PARISH BOARD OF ADJUSTMENTS

Disclaimer: These minutes are intended to represent an overview of the meeting and general representation of the testimony given; and therefore, does not constitute verbatim testimony or a transcription of the proceedings.

ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-08-028

Initial Hearing Date:

August 4, 2015

Date of Report:

July 24, 2015

GENERAL INFORMATION

Applicant(s) Name:

Christine Lewis

Location of Property:

26392 Fairgrounds Boulevard, Bush, Louisiana

Zoning of Property:

HC-2 Highway Commercial

Variance(s) Requested:

fall zone setbacks for side yard and front yard

OVERVIEW

The applicant whom is representing Verizon Wireless is requesting setbacks for a fall zone radius for a cellular tower for a side yard setback from 178' required to 119' requested and for a front yard setback from 178' required to 108' requested.

STAFF COMMENTS

The staff looks at three primary issues relative to giving relief for height and/or fall zone radii for towers. First, is there a practical difficultly or hardship that would justify such a request? Secondly, does the request adversely impact any adjacent or nearby structures? And thirdly, does the proposal create any health and safety concerns?

First, relative to whether there is a practical difficultly or hardship that would justify such a request, due to the size of the leased area, there appears to be limited space in which to locate the tower and be able to comply with all parish setback requirements.

Secondly, there appears to be no adverse impact to visual "line of site" aesthetics based on what appears to be wooded areas surrounding the property.

And thirdly, there appears to be no health or safety issues with the tower since it is located sufficiently away from any existing structures and assuming that the tower has been engineered to collapse upon itself.

Therefore, the staff recommends approval of the proposed setback variances subject to the following stipulations:

- the applicant shall provide documentation from the design engineer for the tower that
 proves that the tower is engineered to collapse upon itself within the requested fall zone
 setbacks, and
- that the applicant will provide the parish with the appropriate approvals from the FAA, Mosquito Control, and any other Federal, Local or State agencies that have jurisdiction relative to the placement of the tower prior to or in conjunction with obtaining a building permit from the parish.

BOA CASE NO. 15-68-028 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)

(Please print on the followin	g lines below. If a company, p	lease include a contact person name also.)
APPLICANTS NAME:	CHRISTINE LE	wies
	3511 PINEMON	
CITY/STATE/ZIP:	HOUSTON, TX	77018
PHONE NUMBER:	ne Phone #)	713.254.6979
•	•	(Cell Phone #)
	OR VARIANCE REQUESTED:	
26392 FAIR	EGROUNDS BLUI	D. BUSH 1A 70421
Address	City S	State Subdivision (if applicable)
(Pleases check the applicable	boxes below:)	
⊔ Арј □ А рј	variance of the (Unified Develop peal of an adverse decision made peal the interpretation by a paris welopment Code)	e by a parish official(a)
VARIANCE/APPEAL REQU	ESTED:	
□ landscape ouners (reduction □ landscaping within buffers (reduction □ parking area requirements (r	of front, side and/or rear yard so of front, side and/or rear yard be reduction of the number of trees eduction of parking stalls, parking of sign area and/or sign heights.	ouffer setbacks) s, bushes and/or shrubs)
O other		, <u> </u>
	e/appeal on line above)	
(Please state on the following Example: Applicant is requestion the parish, to approximately 20	lines below your specific requesing a variance for a front yard sell requested.	st for a variance/appeal:) etback requirement from 25' required by
ruic is a deque	of the UDC fo	or a side-yard setback
of 178 required	1 by the Parish.	to 119' and for a variance
for a front-yar	d setback of 1=	78' to 108'.
Clut fen	<u> </u>	6.15.15
SIGNATURE OF APPLICANT	r	DATE OF APPLICATION



VERIZON WIRELESS - VARIANCE REQUEST WRITTEN STATEMENT

PROPERTY LOCATION: 26392 FAIRGROUNDS BLVD, BUSH, LA 70431

Dear Mr. Keiler,

Verizon Wireless has leased a 100' X 100' (10,000 Sq. Ft.) area of land located at the NE corner of the intersection of Fairgrounds Blvd and Hwy 21 in Bush, LA, for the purpose of installing a 178' monopole tower, a pre-manufactured equipment cabinet skid with generator, antennas and cabling.

Verizon is requesting a variance of the Unified Development Code for a side yard setback of 178' required by the Parish to 119'; and for a variance for a front yard setback from 178' required by the Parish to 108'.

The existing land use is a vacant, wooded parcel that is zoned HC-2 Highway Commercial, which allows for towers.

The proposed tower height of 178' is necessary to achieve the coverage objective which will provide much needed service to your constituents in the area of State Highway 21 and Fairgrounds Blvd.

Enclosed, please find the following to support our request:

- Completed Variance Application
- Owner Letter of Authorization
- Site plans
- Photos
- Standard Variance Request Fee \$200

Please contact me if you have any questions or request additional information.

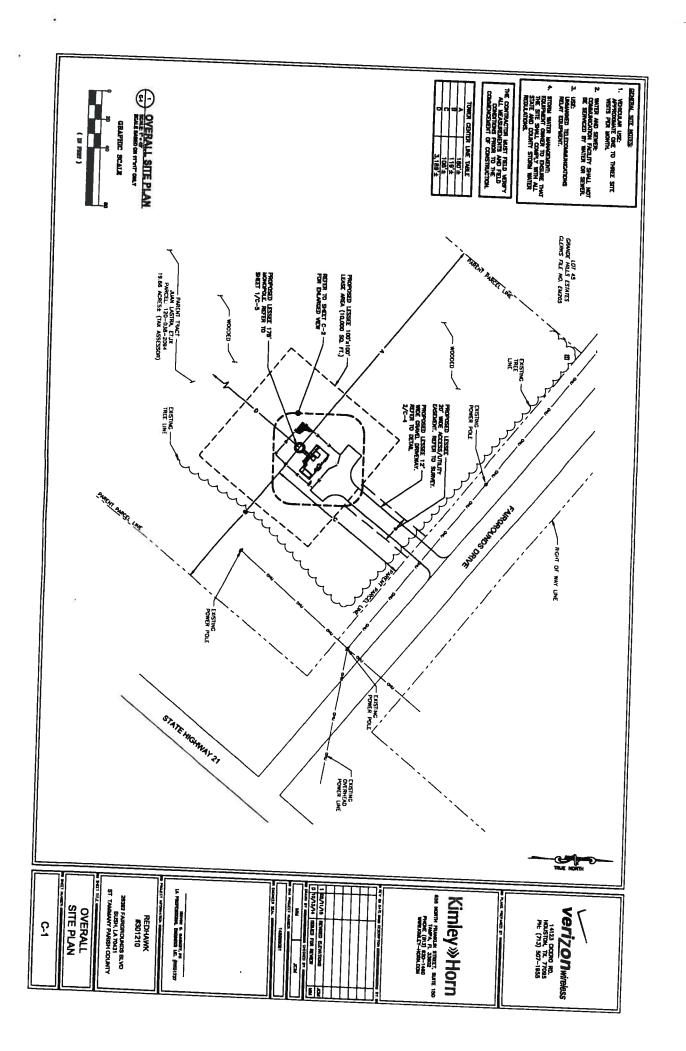
Thank you,

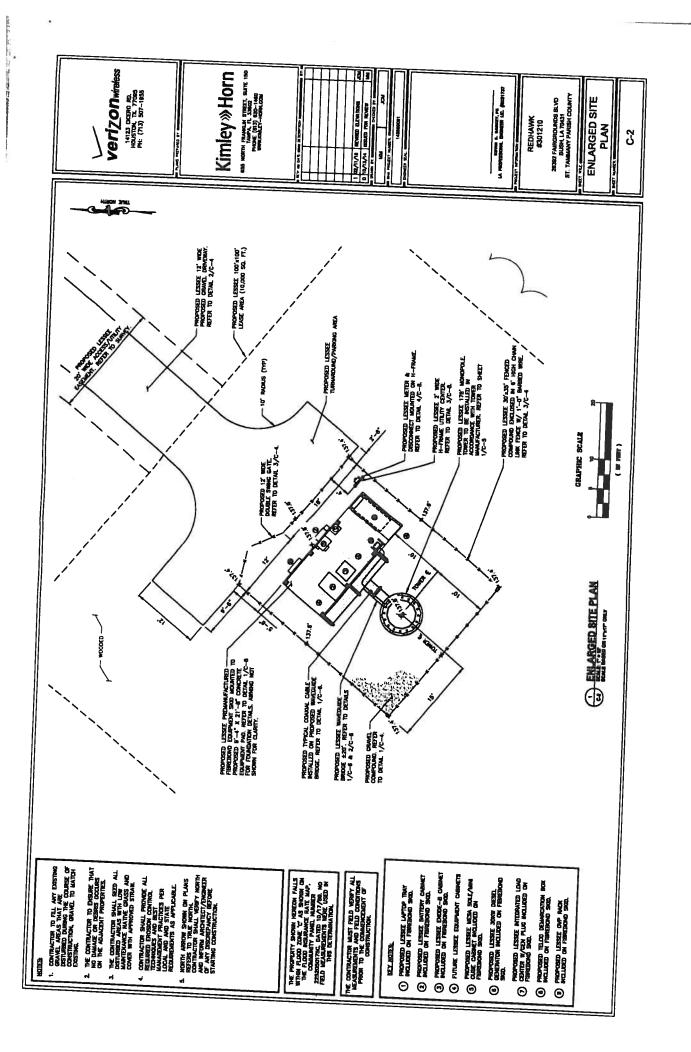
Christine Lewis, Agent for Verizon Wireless

Real Estate Specialist Vinculums Services, Inc. 3511 Pinemont Dr., #A6 Houston, TX 77018 Cell (713) 254-6979

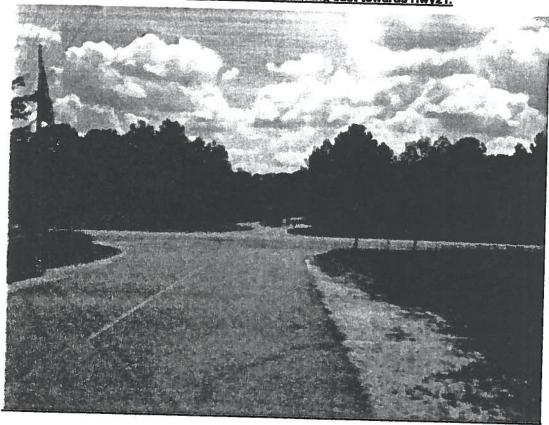
That Lins

clewis@vinculums.com

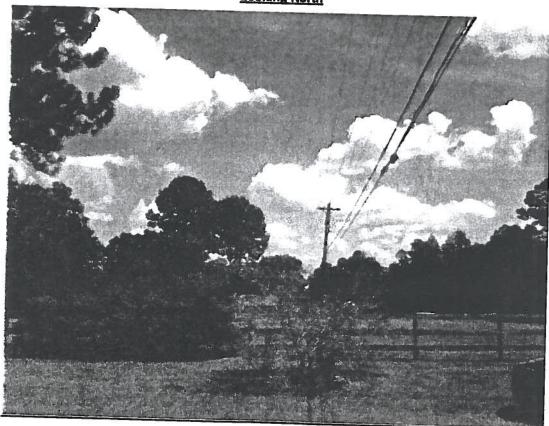




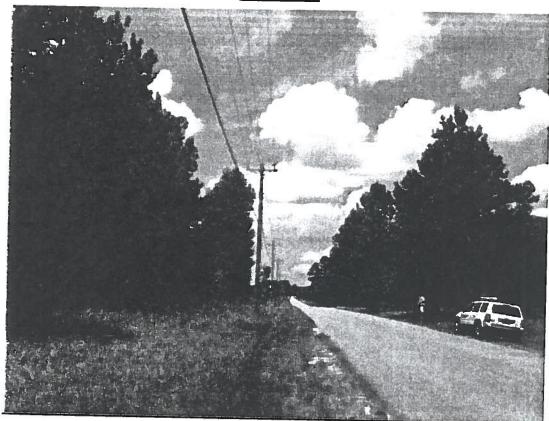
Access - Standing at entrance looking east towards Hwy21.



Looking North



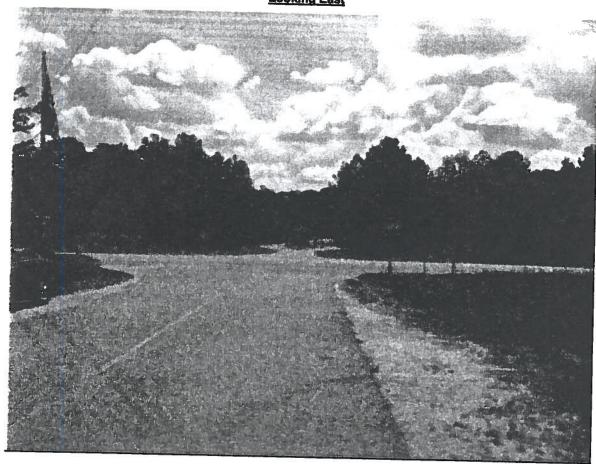
Looking West



Looking South



Looking East



Power, Telco, & Fiber



ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-09-034

Initial Hearing Date:

September 1, 2015

Date of Report:

August 21, 2015

GENERAL INFORMATION

Applicant(s) Name:

Robert M. Daniel

Location of Property:

500 Dove Park Road, Covington, Louisiana

Zoning of Property:

A-2 Suburban

Variance(s) Requested:

Accessory Building Height

OVERVIEW

The applicant would like to have an "after the fact" variance for the height of an accessory building to be used primarily for a children's playhouse and storage area.

STAFF COMMENTS

As stated above, this is an "after the fact" request, and with all due respect, if the applicant had contacted the permits department prior to commencing construction on the site, he would have been apprised as to what the code requirements were and therefore could have avoided this predicament.

Therefore, without any compelling argument as to an existing hardship or practical difficulty, the staff does not support the variance request.

BOA CASE NO. _15-09-034 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)



(Please print on the fol	lowing tines b	elow. If a co	mpany, pl	ease inclu	de a contact person name also.)
APPLICANTS NAME:	RODE	es m.	DANI	٤/	
APPLICANTS NAME: MAILING ADDRESS:	500	3006	PARI	l Re	l
CITY/STATE/ZIP:	Covin	3700	Ja		20833
PHONE NUMBER:	NONE				- 669-0888
	(Home Phone	#)		(Cell P	hone #)
PROPERTY LOCATIO		ANCE REQU	VESTED:	ZONIN	VG: A-2 Suburbar
500 DONE PAR	K fol	COVING	Tov	LA	_
Address		City City	S	tate	Subdivision (if applicable)
(Pleases check the appli	cable boxes b	elow:)			
	A variance of Appeal of ar □ Appeal the i □ Developmer	n adverse decinterpretation	ision made	by a paris	sh official(s) s) of the (Unified
VARIANCE/APPEAL R	EQUESTED:				
□ building setbacks (reduced landscape buffers (reduced landscaping within buffers parking area requirements (signage requirements (Specify other value of the landscape)	ection of front fers (reduction ents (reduction increase of sig	, side and/or r n of the numb of parking st n area and/or on line above	ear yard ber of trees. alls, parkingsign heigh	uffer setba bushes ar g greensp nt, lighting	nd/or shrubs) pace islands, etc) g, coloring, etc)
(Please state on the follo	wing lines bel	ow your spec	ific reques	t for a vai	riance/appeal:)
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	- 200		-		
Rome				7-	-23-16
SIGNATURE OF OWNE	R/APPLICAL	$\overline{v_T}$		DATE O	OF APPLICATION

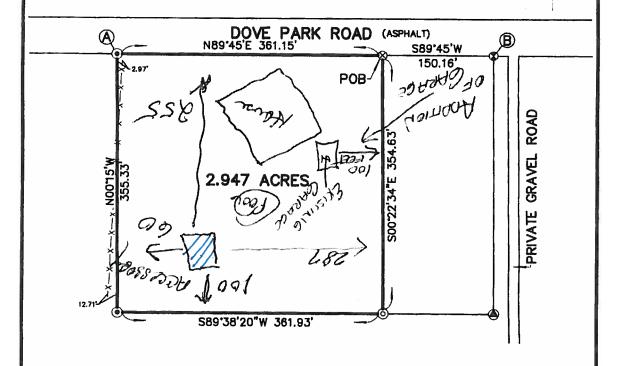
9Llike to Kon 100 SCIIDE! Stocke / Playhouse ELEAKLION 2nd Floore Yild KOPE DELK To beck w/ others LEALING INTERIL T WXIN FROTTHE N/ - JEST LONOKELE 140×9/h axiolita ROPLED BOND ARCHITECT 500 DOVE PARK RD. ONHORDH ALL WORK TO COMITY W/ PARISHICODES & POHIDATION) K. marie 1/4 LALING BYLLING PODL 9TOWAGE

F_

REFERENCE BEARING: Iron Rod A to Iron Pipe B N89'45'E (per Reference Survey)



CORNER B is reported to be SB9"45"W 3526.0" and S00"15"E 20.0" from the Section Corner common to Sections 23, 24, 25, & 26, T7S, R11E.



NOTE:

This property is located in Flood Zone C, per F.E.M.A. Mop No. 225205 0245 C, dated October 17, 1989.

THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES AND/OR RESTRICTIONS HAVE BEEN SHOWN HEREON. ANY SERVITUDES AND/OR RESTRICTIONS SHOWN ON THIS PLAT ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION AND/OR RIFORMATION FURTHERSHED THE UNDERSIDNED. A TITLE OR PUBLIC RECORD SEARCH FOR SUCH INFORMATION WAS NOT MADE BY THE UNDERSIGNED IN COMPILING DATA FOR THIS SURVEY.

REFERENCE SURVEY:

Survey for John McWilliams by John G. Cummings, Surveyor, dated August 8, 2000, Job No. 0122A.

LEGEND

IRON PIPE FOUND IRON PIPE FOUND IRON ROD FOUND

IRON ROD FOUND

IRON ROD SET

(985) 892-1540

John G. Cummings and Associates

FAX (985) 892-9250

503 N. JEFFERSON AVENUE

PROFESSIONAL LAND SURVEYORS

COVINGTON, LA 70433

AIG3

annillann. N CHIEF LE LIE

JOHN S. C.

PEGIST: PROCES*

Swo sun. And State

PLAY PREPARED FOR: Robert McDaniel

SHOWING A SURVEY OF: A PARCEL OF LAND LOCATED IN SECTION 26, TOWNSHIP 7 SOUTH, RANGE 11 EAST, ST. TAMMANY PARISH, LOUISIANA.

THIS PLAT REPRESENTS A PHYSICAL SURVEY MADE ON THE GROUND BY ME, OR THOSE UNDER MY DIRECTION, AND CONFORMS TO THE MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS FOR THE STATE OF LOUISIANA AND BEARS A CLASS C SURVEY.

PROFESSIONAL LAND SURVEYOR

7-13\(\frac{2010}{2010}

REVISED:

SCALE: JOB NO. 1" = 100'

10135A

ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-09-035

Initial Hearing Date:

September 1, 2015

Date of Report:

August 21, 2015

GENERAL INFORMATION

Applicant(s) Name:

Rotolo Consultants, Inc.

Location of Property:

38001 Brown's Village Road, Slidell, Louisiana

Zoning of Property:

I-1 Industrial

Variance(s) Requested:

Rear yard landscape buffer & plantings

OVERVIEW

The applicant owns and operates a landscaping warehouse on the subject property and has constructed a parking lot up to the northern edge of the property line without providing the required 10' wide landscape and planting buffer (see letter from the applicant's attorney dated August 4, 2015 attached).

STAFF COMMENTS

The staff is not aware of the circumstances as to how the parking lot was constructed without the applicant first obtaining an approved landscape and parking plan from the staff. However since the parking lot is now in place, and the adjacent property owner, whose property is also zoned I-1 Industrial, does not have an objection to the variance request; and the fact that although plant mitigation in the form of payment in lieu of providing the buffer and planting of trees should be considered a last resort, unless the applicant were to tear up his parking lot to comply with code, plant mitigation seems to be an appropriate option.

Therefore, to that end, the staff recommends approval of the variance request subject to the applicant paying for plant mitigation to the St. Tammany Parish Tree Mitigation Bank for the number of trees that would normally be planted within the rear yard buffer (22 Class A and 22 Class B) in the amount of \$8,800.00, which payment is based on \$100.00 per caliper inch of tree, which is inclusive of the cost for the tree and the labor required to plant.

BOA CASE NO. 5-09-035 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)

(Please print on the fo	llowing lines below. If a con	npany, please includ	e a contact person name also.)
APPLICANTS NAME	Rotolo Consulta	nts, Inc. c/o J	effrey D. Schoen
MAILING ADDRESS:	P. O. Box 1810	5	
CITY/STATE/ZIP:	Covington, LA	70434	
PHONE NUMBER:	985-892-4801		
	(Home Phone #)	(Cell Pho	one #)
7800	ON FOR VARIANCE REQU Frown's Village Road		r. <u>I-1</u>
Address	City	State	Subdivision (if applicable)
(Pleases check the appl	icable boxes below:)		
REOUEST FOR:	A A variance of the (Unified ☐ Appeal of an adverse deci. ☐ Appeal the interpretation I ☐ Development Code)	sion made by a parish	official(s) of the (Unified
VARIANCE/APPEAL I	REQUESTED:		
all landscape buffers (red ≥ landscaping within bu □ parking area requirem	uction of front, side and/or re luction of front, side and/or re ffers (reduction of the numbe ents (reduction of parking sta (increase of sign area and/or	ear yard buffer setbacer of trees, bushes and	Vor shrubs)
d other			
(Specify other v	ariance/appeal on line above)	
(Please state on the folk	owing lines below your speci	ific request for a vari	unce/appeal:)
Applicant respect	fully requests a vari	ance to elimina	te the rear greenspace
areas to allow for	the parking spaces	already in plac	e.
		I	1
SIGNATURE OF OWN,	ERIAPPLICANT	DATEOF	APPLICATION
BY: KEITH ROTOLO PRESIDENT			

WILLIAM J. JONES, JR.
A. WAYNE BURAS
JEFFREY D. SCHOEN
JOHN R. WALKER
SAM J. COLLETT, JR.
MARGARET H. KERN
CALVIN P. BRASSEAUX
PAUL J. MAYRONNE
BAILEY DIRMANN MORSE

JONES FUSSELL, L.L.P.

ATTORNEYS AT LAW
NORTHLAKE CORPORATE PARK, SUITE 103
1001 SERVICE ROAD EAST, HIGHWAY 190

P.O. BOX 1810 COVINGTON, LOUISIANA 70434-1810 TELEPHONE (985) 892-4801 FAX (985) 892-4925

August 4, 2015

HAND DELIVERY

Mr. Ron Keller Senior Planner St. Tammany Parish Department of Planning P. O. Box 628 Covington, LA 70434

RE: Variance Request to St. Tammany Parish Board of Adjustment

Applicant: Rotolo Consultants, Inc.

Lot 1-R1 and Lot 5 in Section 54, Township 7 South, Range 11 East

St. Tammany Parish, Louisiana

Location: North Side of Brown's Village Road

Our File #S-19,301

Dear Mr. Keller:

Please be advised that our Firm represents Rotolo Consultants, Inc., represented by its duly authorizedPresident, Keith Rotolo, in connection with the above referenced matter, and in connection therewith, enclosed please find the following documents and appropriate comments, to-wit:

- 1. Original executed Variance Application Form.
- 2. Original \$200 check payable to Parish of St. Tammany.
- 3. Survey of Kelly J. McHugh & Assoc., Inc., Job No. 07-226, dated February 23, 2015, revised March 20, 2015.
- 4. Copy of the Cash Sale of Property by Whitney Bank to Rotolo Consultants, Inc. to Capritto Investments, LLC dated May 1, 2013, recorded as Instrument No. 1898388.

Mr. Ron Keller August 4, 2015 Page 2

The Applicant owns and operates a landscape warehouse on subject property and has constructed a parking lot up to the northern boundary, without leaving an area for the 10 foot landscape buffer. The Applicant would like to pay \$8,800.00 mitigation in lieu of the rear buffer planting requirement. Furthermore, the abutting property (Lot 44-A owned by Chris Jean) is also zoned I-1 (same as subject property) and Mr. Jean has expressed no objection to the requested variance and in fact supports this request.

In light of the foregoing, it is respectfully requested that a variance be granted by the St. Tammany Parish Board of Adjustment as to the applicable sections of the Unified Development Code (including, but not necessarily limited to, the section shown below) so as to allow a waiver of the code required of the 10 foot wide greenspace area, said sections including:

- 1. 7.0107 Side and Rear Planting Area Requirements
- 2. Sub-Section E. Planting Requirements and Buffer Planting Areas
- 3. Sub-Section F. Fences and Buffer Planting Areas

Please let me know if you have any questions or comments, and please confirm that this matter will be taken up at the regular meeting of the BOA on Tuesday, September 1, 2015 at 3:00 P.M.

Thank you for your consideration of this matter.

With best regards,

Very truly yours,

JONES FUSSEL

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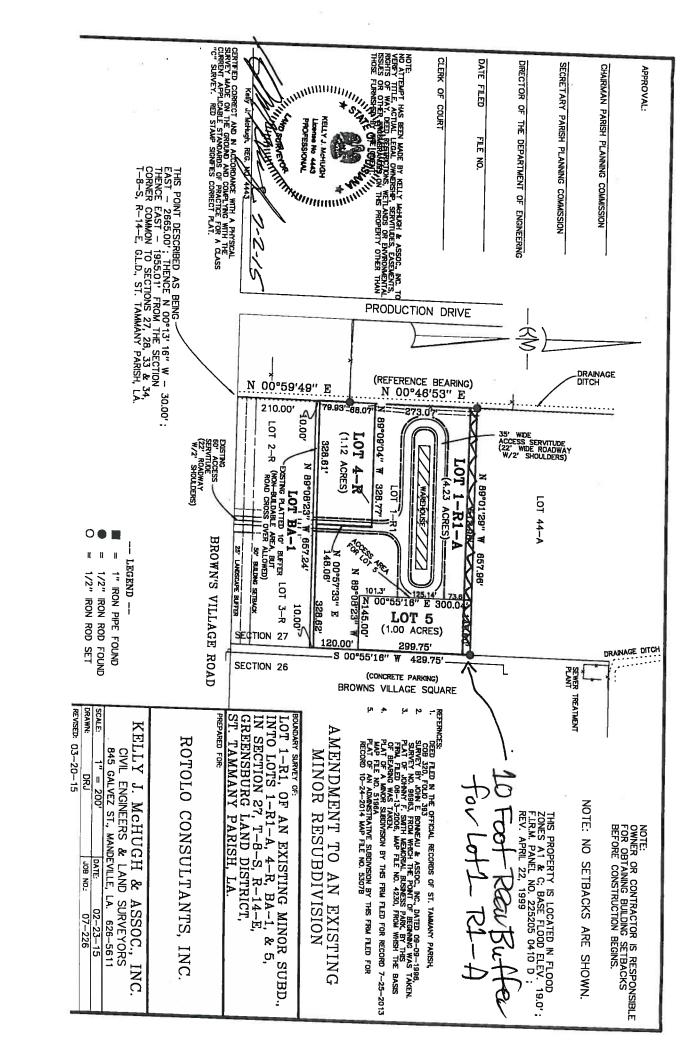
EFFREY D. SCHOEN

JDS/lck Enclosures

cc: Rotolo Consultants, Inc.

APPRO

CHRIS JEAN
July 3 5 2015



ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-09-036

Initial Hearing Date:

September 1, 2015

Date of Report:

August 21, 2015

GENERAL INFORMATION

Applicant(s) Name:

Kidz Klub House, L.L.C.

Location of Property:

Intersection of LA Highway 1077 & Laurent Road, Madisonville,

Louisiana

Zoning of Property:

NC-6 Neighborhood Commercial

Variance(s) Requested:

Width of cul-du-sac radius

OVERVIEW

The applicant owns and operates a day care center and wishes to have a cul-du-sac exceeding the maximum width of 15' wide in order to allow service vehicles to traverse around and exit the area without having to pass though the children's drop-off area (see letter attached from the applicant's attorney dated August 4, 2015).

STAFF COMMENTS

This is a matter where a technicality in the ordinance creates a hardship for the applicant. Parish code requires that one-way drives can only be 15' in width. In this particular case, there is a twoway drive that provides ingress and egress to the day care facility; however, said drive narrows into a one-way drive pass the parking stalls as depicted on the site plan attached; and because this area is technically considered a one-way drive, the code only allows for a 15' maximum width.

However, as explained above, this is really a cul-du-sac and not the continuation of a one-way drive, which will be used to allow service vehicles to traverse around and exit the area without having to pass through the children's drop-off area, which is a true one-way drive.

Therefore, since the literal interpretation of the code in this particular instance appears to create a hardship for the applicant, the staff has no objection to the proposed variance request.

BOA CASE NO. 5-09-036 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)

(Please print on the follo	wing lines below. If a	company, pleas	e include a d	contact person name also.)
APPLICANTS NAME: _	KIDZ KLUB HOUS	E, L.L.C. c	o Jeffre	y D. Schoen
MAILING ADDRESS: _	P. O. Box 1810		940	
CITY/STATE/ZIP:	Covington, LA	70434		
PHONE NUMBER:	985-892-4801			
C	Home Phone #)		(Cell Phone	#)
PROPERTY LOCATION	FOR VARIANCE RE	QUESTED:	ZONING: _	NC-6
East Side of La. H	wy. 1077/Laurent	Road		
Address	City	State	e S	ubdivision (if applicable)
(Pleases check the applic	able boxes below:)			
	A variance of the (Uni Appeal of an adverse of Appeal the interpretati Development Code)	decision made by	y a parish off	
<u>VARIANCE/APPEAL RI</u>	EQUESTED:			
	ction of front, side and/ ers (reduction of the nu ats (reduction of parking acrease of sign area and cul-de-sac (15 ft	or rear yard buff imber of trees, bug g stalls, parking dor sign height, to 24 ft.	fer setbacks) ushes and/or greenspace is lighting, colo	slands, etc)
(Specify other var	riance/appeal on line ab	oove)		
(Please state on the follow	ring lines below your sp	pecific request f	for a varianc	e/appeal:)
*See explanation	n attached filin	g letter.		
* 25			-	
-				
KIDZ KLUB HOUSE, By: Charles	L.L.C.		August 4	, 2015
SIGNATURE OF OWNE CHRISTOPHER R. J	RAPPLICANT FAN,	$ \bar{I}$		PPLICATION

WILLIAM J. JONES, JR.
A. WAYNE BURAS
JEFFREY D. SCHOEN
JOHN R. WALKER
SAM J. COLLETT, JR.
MARGARET H. KERN
CALVIN P. BRASSEAUX
PAUL J. MAYRONNE
BAILEY DIRMANN MORSE

JONES FUSSELL, L.L.P.

ATTORNEYS AT LAW
NORTHLAKE CORPORATE PARK, SUITE 103
1001 SERVICE ROAD EAST, HIGHWAY 190

RO. BOX 1810 COVINGTON, LOUISIANA 70434-1810 TELÉPHONE (985) 892-4801 FAX (985) 892-4925

August 4, 2015

HAND DELIVERY

Mr. Ron Keller Senior Planner St. Tammany Parish Department of Planning P. O. Box 628 Covington, LA 70434

RE: Variance Request to St. Tammany Parish Board of Adjustment

Applicant: Kidz Klub House, L.L.C.

Lot 1A, Tier 3 in an Unnamed Subdivision in Section 14,

Township 7 South, Range 10 East St. Tammany Parish, Louisiana

Location: East Side of Louisiana Highway 1077/Laurent Rd.

Our File #A-16,542

Dear Mr. Keller:

Please be advised that our Firm represents Kidz Klub House, L.L.C., represented by its duly authorized Manager, Christopher R. Jean, in connection with the above referenced matter, and in connection therewith, enclosed please find the following documents and appropriate comments, towit:

- 1. Original executed Variance Application Form.
- 2. Original \$200 check payable to Parish of St. Tammany.
- 3. Survey of Kelly J. McHugh & Assoc., Inc., Job No. 13-183, dated October 6, 2014, last revised March, 2015.
- 4. Copy of the Cash Sale by Bobby P. Dupre, et al, to Kidz Klub House, L.L.C., dated January 15, 2014, recorded as Instrument No. 1929214, as amended by Act of Correction (By Notary) dated August 27, 2014, recorded as Instrument No. 1954003.

Mr. Ron Keller August 4, 2015 Page 2

The Applicant owns and operates a daycare center business on subject property and has constructed a concrete driveway/parking lot cul-de-sac with a radius of 24 feet to allow delivery trucks and vendors the ability to turn around without going through the one-way driveway/drop off area. STP Code apparently limits the radius to 15 feet and Applicant believed that its Site Plan showing a 24 foot radius had been approved by both the STP Department of Development as well as the STP Department of Engineering. The 24 foot radius cul-de-sac has been constructed (all concrete) and a Certificate of Occupancy is needed in order for the facility to open to its customers next week as the new school year begins.

In light of the foregoing, it is respectfully requested that a variance be granted by the St. Tammany Parish Board of Adjustment as to the applicable section of the Unified Development Code requiring a maximum 15 foot radius for the cul-de-sac and allowing the already constructed 24 foot radius.

Please let me know if you have any questions or comments, and please confirm that this matter will be taken up at the regular meeting of the BOA on Tuesday, September 1, 2015 at 3:00 P.M.

Thank you for your consideration of this matter.

With best regards,

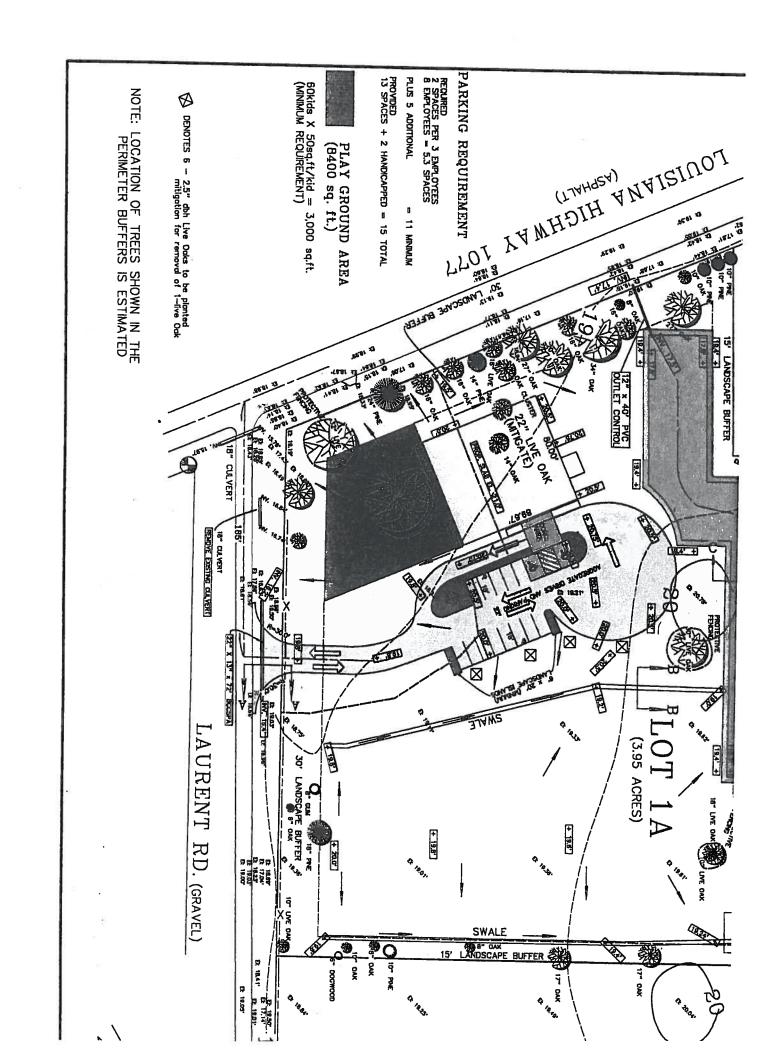
Very truly yours,

JONES FUSSELL, L.L.P.

JEFFREY D. SCHOEN

JDS/lck Enclosures

cc: Kidz Klub House, L.L.C.



ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-09-037

Initial Hearing Date:

September 1, 2015

Date of Report:

August 21, 2015

GENERAL INFORMATION

Applicant(s) Name:

Carl & Suzanne Zornes

Location of Property:

501 Solitude Way, Covington, Louisiana

Zoning of Property:

Planned Unit Development (PUD)

Variance(s) Requested:

Rear yard setback

OVERVIEW

The applicant wishes to extend their existing patio approximately another eight (8') feet back in order to accommodate an outdoor kitchen and sitting area for a large family (see narrative attached).

STAFF COMMENTS

It's the staff's opinion that this request represents a "personal preference" as opposed to a "hardship" or "practical difficulty" due to the fact that the applicant already has an existing patio but seeks to extend it towards the rear of the property for the intended uses as stated above.

Therefore, without any compelling argument as to how this request translates into a "hardship" or "practical difficulty", the staff does not support the variance request.

BOA CASE NO. 15-09-037 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)

(Please print on the follo	wing lines below. If a company, plo	ease include a c	contact person name also.)
APPLICANTS NAME: _	CARL & SUZAnne	ZORNES	-
MAILING ADDRESS:	501 Solitude WAY		
CITY/STATE/ZIP:	Covington, La.	70433	
PHONE NUMBER: (H	985-845-9106 Home Phone #)	504-4 (Cell Phone)	132-6272 #)
	FOR VARIANCE REQUESTED:		
501 Solitude Wa	City Covington Le	a .	Southdown
(Pleases check the applica		-	area (in applicable)
	A variance of the (Unified Develops Appeal of an adverse decision made Appeal the interpretation by a parish Development Code)	by a narish offi	icial(s) ne (Unified
VARIANCE/APPEAL RE	<i>QUESTED</i> :	6	
☐ landscape buffers (reduction of landscaping within buffer ☐ parking area requirement	tion of front, side and/or rear yard setion of front, side and/or rear yard buts (reduction of the number of trees, is (reduction of parking stalls, parking crease of sign area and/or sign heigh	uffer setbacks) bushes and/or s	
□ other			,,
	ance/appeal on line above)		
(Please state on the following Need to extend	ing lines below your specific reques	t for a variance	/appeal:)
we can install	from the current of Ran outdoor Kitchen	etback of	1 25 to 17, 20
Carl Zornes SIGNATURE OF OWNER	SUSANE ZIPL	aug. 4	2015
OI OWINDA	THE EBICALLE	DATE OF AP	PLICATION

Carl & Suzanne Zornes 501 Solitude Way Covington, LA 70433

August 3, 2015

Mr. Ron Keller, Senior Planner St. Tammany Parish Department of Development P. O. Box 628 Covington, LA 70434

RE: Lot 1, Southdown - Request for Addition Outside of Building Envelope

Dear Mr. Keller:

In order to accommodate our large family, we need to extend our current backyard patio slab and roofline from the current setback of 25' to 17', so we can install an outdoor kitchen and sitting area. Attached is a site plan sketch provided by our contractor, Fred Aldridge.

As discussed with the Rodney Durst at Renaissance Property Management, the Southdown Property Owners Association Architectural Review Committee will approve our project once our request is granted from the Parish.

In addition, since our only adjacent property owners (Mr. & Mrs. Charles Barr) have no objection with our proposal (copy of their letter attached), we respectfully request permission to proceed with this project.

Enclosed is our application, photos and check for \$200 to process our request. Please feel free to contact us (Carl: 504-432-6272/Suzanne: 504-416-6693) with any questions you may have.

Thank you for your consideration.

Sincerely,

Carl Zornes

Suzanne Zornes

Carl Zomes

/Attachments

Southdown Homeowners Association, Inc. C/o Renaissance Property Management 506 E. Rutland Street Covington, LA 70433

August 5, 2015

Mr. Ron Keller, Senior Planner
St. Tammany Parish Department of Development
P. O. Box 628
Covington, LA 70434

RE: Lot 1, Southdown - Variance request

Dear Mr. Keller:

Upon review of the plans submitted to the association by the Zornes their request for exterior alterations has been granted.

It is understood that a variance of the current setbacks is needed. The association has no objection to this variance and hopes that the Parish will allow the project to move forward.

If you need to reach me please feel free to contact at Rodney@renmgt.com.

Rodney Durst

Association Manager

Southdown Homeowners Association, Inc.

985-624-2900 Ext. 101

James & Donna Dalton 143 Tchefuncta South Drive Covington, LA 70433

August 4, 2015

Mr. Ron Keller, Senior Planner St. Tammany Parish Department of Development P. O. Box 628 Covington, LA 70434

RE: 501 Solitude Way, Covington LA- Request for Backyard Addition

Dear Mr. Keller:

We are writing to advise that we have no objection to the proposed request from our backyard neighbors, Carl and Suzanne Zornes, to proceed with their backyard addition.

IN

Sincerely

James Dalton

Donna Dalton

Date:

84/10

Date:

Charles & Theresa Barr 505 Solitude Way Covington, LA 70433

August 3, 2015

Mr. Ron Keller, Senior Planner St. Tammany Parish Department of Development P. O. Box 628 Covington, LA 70434

RE: 501 Solitude Way, Covington LA- Request for Backyard Addition

Dear Mr. Keller:

We are writing to advise that we have no objection to the proposed request from our neighbors, Carl and Suzanne Zornes, to proceed with their backyard addition.

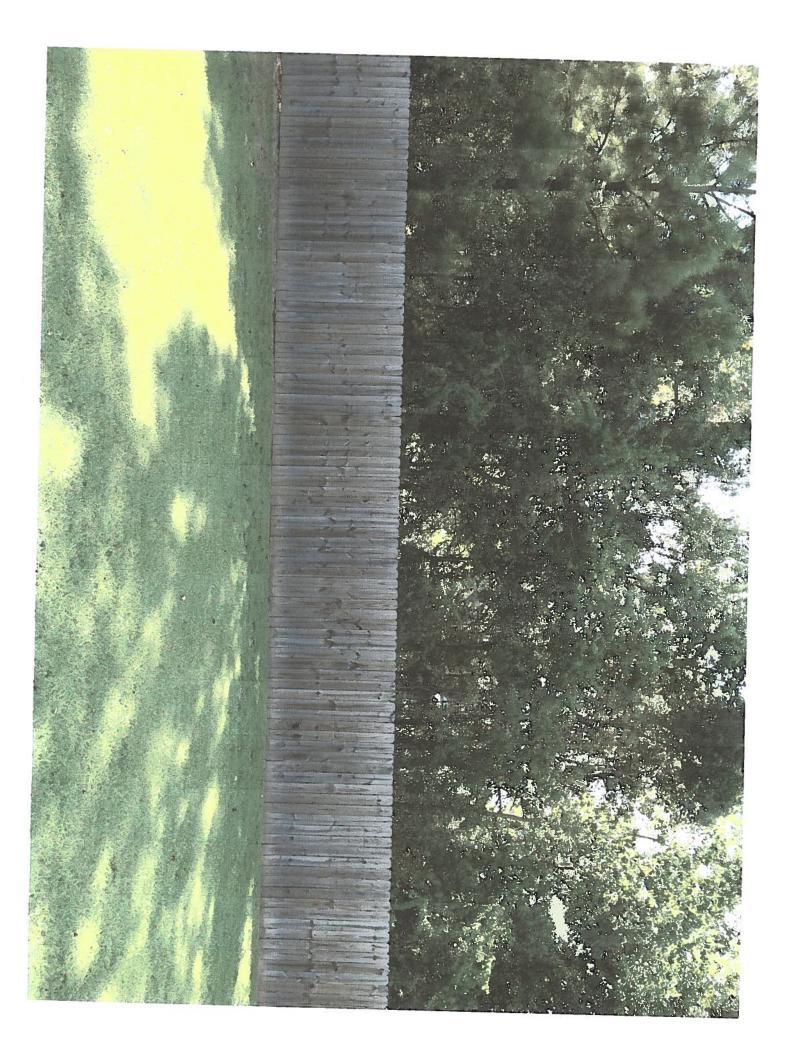
Sincerely,

Charles Bound Charles Barr Theresa Ban

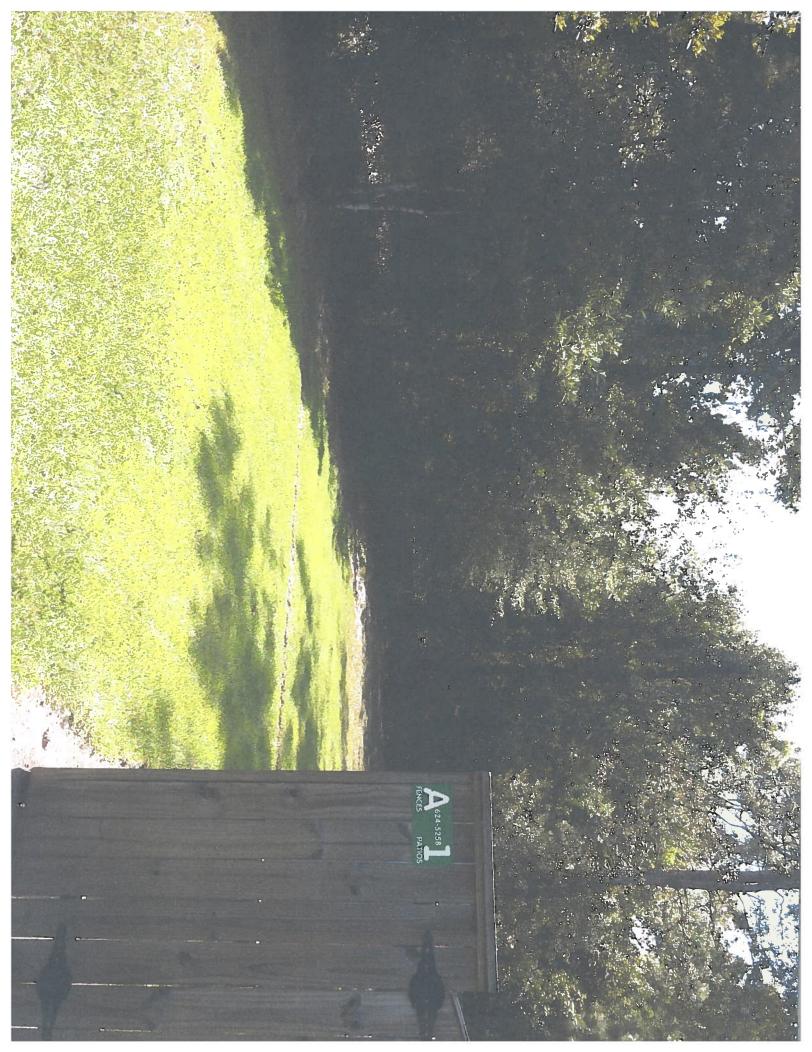
Theresa Barr

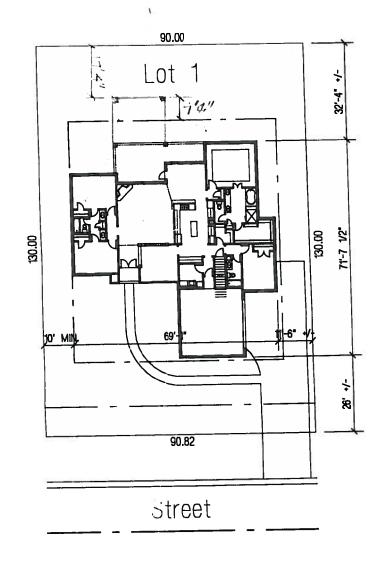
Date: 8/3/15











DATE 11-18-09

CODE

THE SETBACKS AND RESTRICTIONS SHOWN ON THIS PLOT PLAN ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED TO US. IT IS RECOMMENDED THAT SETBACKS AND LOT DIMENSIONS BE CONFIRMED BY PROFESSIONAL LAND SURVEYOR AND, OWNER BEFORE LOCATION OF BUILDING IS ESTABLISHED.

SETBACKS

 FRONT
 25'

 SIDES
 10'

 REAR
 25'

PLOT PLAN

SCALE 1" = 30'-0"

 EE ¥

Rear Flavation

ST. TAMMANY PARISH BOARD OF ADJUSTMENT STAFF ANALYSIS REPORT

Case File Number:

BOA Case No. 15-09-038

Initial Hearing Date: Date of Report:

September 1, 2015 August 21, 2015

GENERAL INFORMATION

Applicant(s) Name:

John Clancy

Location of Property:

59568 Nelso Road, Slidell, Louisiana

Zoning of Property:

A-2 Suburban

Variance(s) Requested:

Accessory building height

OVERVIEW

As the board may recall, the applicant appeared at last month's meeting and received variances from the board relative to a pond crossing two property lines and an increase in the length of an accessory building. Now the applicant is seeking a variance for the same accessary building to permit the height to exceed parish code by four(4') feet. (See narrative from applicant attached as to the reasons for the variance request.)

STAFF COMMENTS

It's the staff's opinion that this request represents a "personal preference" as opposed to a "hardship" or "practical difficulty". However, as noted from last month's meeting, the building will sit on a 5 plus acre parcel of land and will be located 75' from the rear property line, which area is basically "woods" and which should act as an adequate buffer from the other properties to the rear of the applicant's property.

BOA CASE NO. 15-09-038 (for office use only)

ST. TAMMANY PARISH BOARD OF ADJUSTMENT (VARIANCE/APPEAL APPLICATION FORM)

(Please print on the following	lowing lines	below. If a con	ipany, pleas	se include a	contact p	erson name also.)
APPLICANTS NAME:	_ Joh	in R. CL	ANCY			
MAILING ADDRESS:	4516	7 TANG	1=W001	DA.		
CITY/STATE/ZIP:	HAM	OND, LA	. 70	401	 .	
PHONE NUMBER:	225-567-9265 995-507-2891 (Home Phone #) (Cell Phone #)					
PROPERTY LOCATIO						
59568 NES/ Address	6 Rs.	Slidell,	LA. 70	9460		NA
Address		City	Sta	te	Subdivisi	on (if applicable)
(Pleases check the appl	icable boxes	below:)				
	□ Appeal of □ Appeal the Developm	e of the (Unified an adverse decire interpretation lent Code) D:	sion made t	y a parish o		fied
□ building setbacks (red □ landscape buffers (red □ landscaping within bu □ parking area requirem □ signage requirements ○ other	duction of from ffers (reduction ents (reduction (increase of REYUM) variance/apport	ont, side and/or rion of the number on of parking states and/or richard of the control of the co	ear yard buter of trees, I alls, parking sign height	ffer setbacks bushes and/og greenspace, lighting, co	or shrubs) e islands, e oloring, et	etc) cc)
				~		
				8/4	1 20 1 APPLICA	5
SIGNATURE OF OWN	EK/APPLIC	ANT		DATE OF	APPLICA	I <i>TION</i>

Summary of Request for Barn Height Variance

I am requesting a variance to extend the height of our barn to 24 feet at 59568 Neslo Rd. Slidell. We are willing to go to greater expense to create a better roof pitch to ensure our barn is visually more aesthetically pleasing than the roof of a typical metal building.

It is my hope that you will approve this variance.

Thank you for your time and consideration.

Sincerely

John Clancy

