AGENDA

ST. TAMMANY PARISH COUNCIL MEETING THURSDAY, JANUARY 6, 2005 AT 6:00 P.M. ST. TAMMANY GOVERNMENT COMPLEX 21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Patricia Brister, Chairman Invocation by

Pledge of Allegiance by

Roll Call: **Marty Dean**

Russell Fitzmorris

James A. "Red" Thompson

Marty Gould Gary Singletary Joe Impastato Patricia Brister Steve Stefancik **Chris Canulette** Barry D. Bagert **Henry Billiot** Jerry Binder

Joe "Coach" Thomas Ken Burkhalter

ELECTION OF OFFICERS

- 1) Resolution C.S.No. C-1307 Resolution to appoint a Chairman of the Parish Council for the calendar year 2005. (Brister)
- 2) Resolution C.S. No. C-1308 Resolution to appoint a Vice-Chairman of the Parish Council for the calendar year 2005. (Brister)

PRESENTATIONS

- 1) Commendation to the St. Tammany Parish School Board for outstanding achievements in education and ranking in the top 15 public schools in Louisiana. (Gould)
- 2) Recognition to St. Tammany Home Builders Association as Business of the Month for willingness to cooperate with parish government and charitable contributions to the community. (Gould)
- 3) Certificate of Appreciation to Joseph Anderson, Jr. for service as a member of East St. Tammany **Events Center District. (Bagert)**
 - 4) 2004 Earth Beautiful Eco Award presented to Tom Aicklen. (Brister/President)

CONSENT CALENDAR MINUTES

Regular Council Meeting December 4, 2004

Council Committee Meetings None due to Christmas/New Year holidays

ORDINANCES FOR INTRODUCTION (Public Hearing February 3, 2005)

1) Ord. Cal. No. 2987 - Ordinance amending the official zoning map of St. Tammany to reclassify land on the northwest corner of Hwy. 1085 and Hwy. 1077, containing 14.406 acres, from R-Rural to M-2 Intermediate Industrial. (Ward 1, District 1)(ZC 04-10-079)(Zoning Commission approved 12/7/2004) (Brister/President)

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- 2) Ord. Cal. No. 2988 Ordinance amending the official zoning map of St. Tammany to reclassify land on the south side of Hwy. 22, east of Port Louis Road, containing 51.18 acres, from SA Suburban Agriculture to PUD Planned Unit Development. (Ward 1, District 1) (ZC 04-10-089) (Zoning Commission approved 12/7/2004) (Brister/President)
- 3) Ord. Cal. No. 2989 Ordinance amending the official zoning map of St. Tammany to reclassify land on the southwest corner of Destin Street & Gerard Street, being 1446 Gerard Street in Square 224, containing 30,178.8 sq. ft., from A-2 Suburban to LC Light Commercial. (Ward 4, District 10) (ZC 04-12-096) (Zoning Commission approved 12/7/2004) (Brister/President)
- 4) Ord. Cal. No. 2990 Ordinance amending the official zoning map of St. Tammany to reclassify land on the east side of Krentel Road, west of Hwy. 434, containing 9.183 acres, from SA Suburban Agriculture to M-1 Light Industrial. (Ward 7, District 7) (ZC 04-12-097) (Zoning Commission approved 12/7/2004)

(Brister/President)

- 5) Ord. Cal. No. 2991 Ordinance amending the official zoning map of St. Tammany to reclassify land on the south side of Koepp Road, west of Oullibert Road, containing 58.906 acres, from SA Suburban Agriculture to A-2 Suburban. (Ward 1, District 1) (ZC 04-12-102) (Zoning Commission approved 12/7/2004) (Brister/President)
- 6) Ord. Cal. No. 2992 Ordinance amending the official zoning map of St. Tammany to reclassify land on the southwest corner of C.S. Owens Road and Hwy. 1077, containing 6.285 acres, from R-Rural to ID Institutional. (Ward 1, District 1) (ZC 04-12-104) (Zoning Commission approved 12/7/2004) (Brister/President)
- 7) Ord. Cal. No. 2993 Ordinance to amend Code, Appendix C (Ord. 523, Land Use Regs), Section 2.15, to provide for change in M-2 Intermediate Industrial District Regulation. (ZC 04-12-105) (Zo ning Commission approved 12/7/2004) (Brister/President)
- 8) Ord. Cal. No. 2994 Ordinance to authorize Parish President to purchase Lots 3 and 4, Square 4, Section C, East Addition to Alexiusville, to provide flood protection for area residents. (Brister/President)
- 9) Ord. Cal. No. 2995 Ordinance to authorize Parish President to purchase right-of-way on Fitzgerald Church Road to replace bridge. (Brister/President)
- 10) Ord. Cal. No. 2996 Ordinance to amend Ord. C.S. No. 00-0174, adopted July 6, 2000, to provide for changes in the Parish "Personnel Policies". (Brister/President)
- 11) Ord. Cal. No. 2997 Ordinance accepting finalized subdivisions (Covington Meadows, Phase 4, Emerald Creek, Phase 2, Tammany West Multiplex, Phase 1, and Laurel Oaks Subdivision) into the Road and Drainage Inventories. (Wards 1, 3, 4 & 10, Districts 1, 5 & 7) (Brister/President)
- 12) Ord. Cal. No. 2998 Ordinance to correct Drainage Inventory to include the ditch off Hard Hat Drive. (Ward 3, District 2) (Brister/President)
- 13) Ord. Cal. No. 2999 Ordinance to adopt Voluntary Developmental Agreement between the Parish and AZBY Fund, developer of Wadsworth Subdivision. (Ward 4, District 7) (Brister/President)
- 14) Ord. Cal. No. 3000 Ordinance to adopt Voluntary Developmental Agreement between the Parish and Kings point Dev., LLC, developer of Oak Plain Subdivision. (Ward 8, District 13) (Brister/President)

- 15) Ord. Cal. No. 3001 Ordinance to adopt Voluntary Developmental Agreement between the Parish and Northpointe Development, developer of Northpointe Business Park Subdivision. (Ward 1, District 1) (Brister/President)
- 16) Ord. Cal. No. 3002 Ordinance to adopt Voluntary Developmental Agreement between the Parish and Amsouth Construction Company, developer of Madisonville Trace Subdivision. (Ward 1, District 1) (Brister/President)
- 17) Ord. Cal. No. 3003 Ordinance to amend Code, Appendix B (Ord. 499, Subdivision Regs), Section 40-036.02(B), relative to requirement for community sewerage systems. (Brister/President)

RESOLUTIONS

- 18) Resolution C.S. No. C-1309 Resolution to vacate the moratorium established by Ordinance C.S. No. 04-1021, adopted December 2, 2004, on receipt of submissions by the Parish Planning and Zoning Commissions for the rezoning and/orresubdivision of property for new development in the Bayou Liberty area, specifically those portions of Precincts 907, 906, 905, 904, 901, 913, 915, 908 and 912, from which water flows to the Bayou Liberty Drainage Basin. (Stefancik)
- 19) Resolution C.S. No. C-1310 Resolution to vacate the moratorium established by Ordinance C.S. No. 04-0965, adopted September 2, 2004, on issuance of permits for construction or placement of building structures on certain property abutting a portion of Highway 22 in unincorporated St. Tammany Parish. (Ward 4, District 4) (Brister)
 - 20) Resolution C.S. No. C-1311 Resolution establishing warranty obligations. (Brister/President) WARRANTY

NAME OF SUBDIVISION

RECOMMENDATION

BLACK RIVER FOREST, PHASE 9

AMOUNT: \$21,600

EXPIRES: February 19, 2005 WARD: 1 DISTRICT: 1

THE LANDINGS OF CROSS GATES, PH 2

AMOUNT: \$37,600

EXPIRES: February 19, 2005 WARD: 8 **DISTRICT: 9**

SOUTHDOWN, PHASE 1

AMOUNT: \$30,500

EXPIRES: January 30, 2005 WARD: 1 DISTRICT: 1

TALLOW CREEK, PH 1C

AMOUNT: \$19,600

EXPIRES: February 4, 2005 DISTRICT: 1 WARD: 1

HIGHLAND OAKS ESTATES

AMOUNT: \$27,200

EXPIRES: November 14, 2005 WARD: 1 DISTRICT: 1

RELEASE L.O.C.

TO BE BROUGHT INTO THE PARISH **MAINTENANCE SYSTEM**

RELEASE L.O.C.

TO REMAIN IN THE OWNERSHIP OF HOMEOWNERS ASSOCIATION

RELEASE L.O.C.

TO BE BROUGHT INTO THE PARISH **MAINTENANCE SYSTEM**

EXTEND FOR ONE (1) YEAR OR **UNTIL WORK SATISFACTORILY ACCOMPLISHED**

RELEASE L.O.C.

TO BE BROUGHT INTO THE PARISH **MAINTENANCE SYSTEM**

Warranty Obligations continued:

NAME OF SUBDIVISION

RECOMMENDATION

MARPLE LANE (Entrance to River Oaks, Add. 9)

DISTRICT: 13

AMOUNT: \$4,600

WARD: 8

EXPIRES: January 28, 2004

CALL L.O.C. (TABLED 12/2/2004)

TO BE BROUGHT INTO THE PARISH

MAINTENANCE SYSTEM

- 21) Resolution C.S. No. C-1312 Resolution to amend Ord. C.S. No. 04-0988, the 2005-2009 Capital Improvement Budget and Program, to make changes to Council District 2 Road List to include Lady Louise. (Brister/President)
- 22) Resolution C.S. No. C-1313 Resolution to amend Ord. C.S. No. 03-0775, the 2004-2008 Capital Improvement Budget and Program, to make changes to Council District 7 Road List to include Steven Street. (Brister/President)
- 23) Resolution C.S. No. C-1314 Resolution to amend Ord. C.S. No. 03-0775, the 2004-2008 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Brister/President)
- 24) Resolution C.S. No. C-1315 Resolution to support the Parish Government Application for assistance from FEMA to elevate flood-prone residences or acquire, demolish and remove flood-prone residences (FHMG 1548 program). (Brister/President)
- 25) Resolution C.S. No. C-1316 Resolution to support the Parish Government application for assistance from FEMA to elevate flood-prone residences or acquire, demolish and remove flood-prone residences (Pre Disaster Mitigation program for 2005). (Brister/President)
- 26) Resolution C.S.No. C-1317 Resolution authorizing the filing of an application with DOTD for grant under 49 CFR 5311, Non-Urbanized Area Formula Program and/or 49 CFR 5309, Discretionary Capital Program. (Brister/President)
- 27) Resolution C.S. No. C-1318 Resolution to support the Parish Government application for Rural Development funding for constructing and/or equipping the International Maritime Training Institute. (Brister/President)
- 28) Resolution C.S. No. C-1319 Resolution to support the Tammany Trace Foundation application for grant assistance from Rural Development for purchasing handicap-accessible playground equipment for Tammany Trace Headquarters Trailhead at Koop Drive. (Brister/President)

END OF CONSENT CALENDAR

APPEALS

- 1) Applicant Brenda M. Kennedy appealing the Department of Engineering, Office of Coastal Zone Management, DENIAL on October 14, 2004 for issuance of an after the fact Local Coastal Use Permit for placement of fill in wetlands for the construction of a private drive to provide access to property on an extension of Boe Drive, south of Island Drive. (Ward 7, District 7) (LCUP 2004-0441)(Tabled 12/2/2004)
- 2) Morris C. Gottesman appealing the Planning Commission APPROVAL on December 14, 2004, for Tentative Subdivision Review of House Creek Estates, Phase 1. (Ward 2, District 2) (SD 04-11-034) (Applicant Alaska Seaboard Limited Partnership) (APPEAL 2 & 3 ON SAME CASE)

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3) Jeffrey D. Schoen, Attorney for applicant Alaska Seaboard Limited Partnership, appealing the Planning Commission denial of lot waiver request for block lengths exceeding 1500 feet as part of the approval of Tentative Subdivision Review of House Creek Estates, Phase 1. (Ward 2, District 2) (SD 04-11-034) (APPEAL 3 & 2 ON SAME CASE)

ORDINANCES FOR ADOPTION (Public Hearing)

1) Ord. Cal. No. 2808 - Ordinance accepting finalized subdivision into road and drainage inventories, specifically Forest Brook, Phase 4C1. (Ward 4, District 7) (Introduced 4/1/2004)

(Tabled 10/7/2004 thru 12/2/2004)

- 2) Ord. Cal. No. 2947 As Amended II Ordinance to amend Code, Appendix C (Ord. 523, Land Use Regs), Section 5.13 Accessory Buildings & Structures and Section 10 Definitions (Accessory Buildings, Accessory Structures or Uses). (Reintroduced as amended 12/2/2004)
- 3) Ord. Cal. No. 2952 Ordinance to amend Code, Appendix C (Ord. 523, Land Use Regs), Section 5.03 Sign Regulations relative to Permitted Signs for Properties located along I-10 Service Road. (ZC 04-10-091) (Introduced 11/4/2004, Tabled 12/2/2004)
- 4) Ord. Cal. No. 2965 Ordinance to amend Code, Appendix B (Ord. 499 Subdivision Regs), Section 40-061.0 Additional Requirements to Preliminary Subdivision Review, to provide for back slope requirements of roadside ditches. (Introduced 11/4/2004) (Tabled 12/2/2004 pending Planning Commission review)
- 5) Ord. Cal. No. 2978 Ordinance to revoke a portion of an unnamed alleyway in Slidell Heights Subdivision. (Ward 9, District 14) (Introduced 12/2/2004)
- 6) Ord. Cal. No. 2979 Ordinance to revoke a portion of R. L. Oalmann Drive, north of Covington. (Ward 2, District 2) (Introduced 12/2/2004)
- 7) Ord. Cal. No. 2980 Ordinance to adopt Voluntary Developmental Agreement between the Parish and Castine Oaks Development, developer of Castine Oaks Subdivision. (Ward 4, District 10) (Introduced 12/2/2004)
- 8) Ord. Cal. No. 2981 -Ordinance to adopt Voluntary Developmental Agreement between the Parish and Belle Point Development, LLC, developer of Belle Point Subdivision. (Ward 1, District 1) (Introduced 12/2/2004)
- 9) Ord. Cal. No. 2982 Ordinance authorizing Parish President to enter into and accept Act of Dedication and Donation of 60-foot right-of-way in Section 11, T-8-S, R-14-E for inclusion in the road maintenance system. (Ward 8, District 6) (Introduced 12/2/2004)
- 10) Ord. Cal. No. 2983 Ordinance authorizing Parish President to enter into and accept a Lateral Drainage Easement of a 20-foot lateral drainage ditch in Section 11, T-8-S, R-14-E for inclusion in the parish maintenance system. (Ward 8, District 6) (Introduced 12/2/2004)
- 11) Ord. Cal. No. 2984 Ordinance authorizing Parish President to enter into and accept a Lateral Drainage Easement of a 30-foot lateral drainage ditch in Section 11, T-8-S, R-14-E for inclusion in the parish maintenance system. (Ward 8, District 6) (Introduced 12/2/2004)
- 12) Ord. Cal. No. 2985 Ordinance to amend Code, Appendix B (Ord. 499 Subdivision Regs), to rescind Section 40-034.01 Contiguous Lot Rule, Item 1, and Section 40-034.02 Non-Conforming Lot Rule in total. (Introduced 12/2/2004)

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13) Ord. Cal. No. 2986 - Ordinance to amend the Code, Chapter 2, Section 2-009.00, Fees and Service Charges, specifically Ord. C.S. No. 04-0990, relative to Transportation and Drainage Impact Fees. (Introduced 12/2/2004)

NOMINATIONS

- 1) Resolution to appoint David Champagne to replace Brad Gerken (declined appointment) to Building Regulatory Board. (Parishwide)
- 2) Resolution to appoint David Champagne to replace Brad Gerken (declined appointment) to Construction Board of Adjustments and Appeals. (Parishwide)

APPOINTMENTS

- 1) Resolution to reappoint Peter Link (term expiring) to the St. Tammany Parish Development District. (Nomination made 12/2/2004)
- 2) Resolution to appoint _____ to replace Joseph Anderson, Jr. (Ward 8 appointee served maximum terms) to the East St. Tammany Events Center District. (Bagert)
- 3) Resolution to reappoint Jimmy Wallace (term expired) to Fire Protection District No. 11. (Singletary)
- 4) Resolution to appoint Joe Allen to replace Ken Mathews (term expired) to Recreation District No. 4. (Impastato)