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**PUBLISHED FEBRUARY 26, 2004 AND POSTED AT PARISH COMPLEXES MARCH 1, 2004  
AGENDA**

**ST. TAMMANY PARISH COUNCIL MEETING**

**THURSDAY, MARCH 4, 2004 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**

**PRESENTATIONS**

**1) Certificates of Recognition to outgoing members of the Parish Zoning and Planning Commissions.**

**CONSENT CALENDAR**

**MINUTES**

**Regular Council Meeting February 5, 2004**

**Council Committee Meetings February 25, 2004**

**ORDINANCES FOR INTRODUCTION**

**(Public Hearing April 1, 2004)**

**1) Ord. Cal. No. 2781 - Ordinance amending the official zoning map of St. Tammany to reclassify land on the south side of Main Street, west of Lake Road, east of 8<sup>th</sup> Street, being Lots 3**

and 4 of Square 88 in Lacombe Park Subdivision, containing 14,800 sq. ft., from SA Suburban Agriculture to C-1 Neighborhood Commercial. (Ward 7, District 7) (ZC 04-02-007) (Zoning Commission approved 2/3/2004)

2) Ord. Cal. No. 2782 - Ordinance amending the official zoning map of St. Tammany to reclassify land on the south side of Highway 190 Bypass, west of Jacqueline Court, containing 0.68 acres, from C-2 Highway Commercial to M-1 Light Industrial. (Ward 3, District 3) (ZC 04-02-008) (Zoning Commission approved 2/3/2004)

3) Ord. Cal.No. 2783 - Ordinance amending the official zoning map of St. Tammany to reclassify land on the east side of Highway 21, south of I-12 and north of Christwood Boulevard, containing 0.61 acres, from LC Light Commercial and C-2 Highway Commercial to LC Light Commercial for 0.108 and C-2 Highway Commercial for 0.498 acres. (Ward 1, District 1) (ZC 04-02-009) (Zoning Commission approved 2/3/2004)

4) Ord. Cal. No. 2784 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of permits for construction or placement of building structures within a certain area of unincorporated Ward 4, District 10 (Dupard Street).

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5) Ord. Cal. No. 2785 - Ordinance to amend Ord. C.S. No. 02-0566, the 2003-2007 Capital Improvement Budget and Program, and to further identify fixed asset and grant awards.

6) Ord. Cal. No. 2786 - Ordinance to amend the 2003 Operating Budget.

7) Ord. Cal. No. 2787 - Ordinance to amend the 2004 Operating Budget.

8) Ord. Cal. No. 2788 - Ordinance to correct road inventory to include DePorres Road and East Drive, also correct drainage inventory to include lateral ditch off Sharp Road and lateral ditch off Geronimo Drive. (Wards 2 and 3, Districts 2 and 3)

9) Ord. Cal. No. 2789 - Ordinance accepting finalized subdivisions into the road and drainage inventories, specifically Forest Brook, Phase 4-C-2, Marigny Trace, Phase 4, and Covington Meadows, Phase 1. (Wards 3 and 4, Districts 5 and 7)

10) Ord. Cal. No. 2790 - Ordinance to adopt Voluntary Developmental Agreement between the Parish and Cross Gates, Inc., developer of La Chenier Subdivision. (Ward 8, District 9)

11) Ord. Cal. No. 2791 - Ordinance to temporarily close Woodvine Street in DeVal Estates, north of Mandeville, for an indefinite period of time. (Ward 4, District 5)

12) Ord. Cal. No. 2792 - Ordinance to revoke an unnamed alley right-of-way located in Lacombe Park Subdivision in the vicinity of Lacombe, La. (Ward 7, District 7)

13) Ord. Cal. No. 2793 - Ordinance to extend for an additional 30 days the emergency moratorium on placement of fill and issuance of permits for construction or placement of building structures on property within Tall Timbers Subdivision. (Ward 4, District 5)

14) Ord. Cal. No. 2794 - Ordinance amending the official zoning map to reclassify land on the east side of Thompson Road, north of Reilly Road, containing 60.129 acres, from A-2 Suburban to PUD (Planned Unit Development) (Ward 9, District 11) (ZC 01-06-044) (Zoning Commission approved 7/3/2001)

### RESOLUTIONS

15) Resolution C.S. No. C-1032 - Resolution approving issuance of \$7,500,000 General Obligation Refunding Bonds, Series 2004 of Recreation District No. 1.

16) Resolution C.S. No. C-1033 - Resolution approving holding an election in the East St. Tammany Events Center District on Saturday, April 17, 2004, to authorize incurring of debt and issuance of bonds therein.

17) Resolution C.S. No. C-1034 - Resolution authorizing Parish President to execute documents with La. Dept. of Natural Resources relative to "Wetland Habitat Change in Western St. Tammany Parish between 1982 and 2001" grant.

18) Resolution C.S. No. C-1035 - Resolution establishing warranty obligations.

### W A R R A N T Y

#### NAME OF SUBDIVISION RECOMMENDATION

FAIRFIELD OAKS SUBDIVISION, PH. 2      EXTEND FOR ONE (1) YEAR  
 AMOUNT: \$16,300                              OR UNTIL WORK SATISFACTORILY  
 EXPIRES: APRIL 17, 2004                      ACCOMPLISHED  
 WARD 1, DISTRICT 1

THE MOORINGS SUBDIVISION, PH. 3      RELEASE L.O.C.  
 AMOUNT: \$34,000                              TO REMAIN IN THE OWNERSHIP OF  
 EXPIRES: MAY 4, 2004                              THE HOMEOWNERS' ASSOCIATION  
 WARD 9, DISTRICT 13

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NORTH PARK SUBDIVISION, PH. III, SEC. 5B      RELEASE L.O.C.  
 AMOUNT: \$14,400                              TO REMAIN IN THE OWNERSHIP OF  
 EXPIRES: JULY 17, 2004                              THE HOMEOWNERS' ASSOCIATION  
 WARD 3, DISTRICT 5

THE RESERVE SUBDIVISION, PH. 2      EXTEND FOR ONE (1) YEAR  
 AMOUNT: \$33,000                              OR UNTIL WORK SATISFACTORILY  
 EXPIRES: APRIL 9, 2004                              ACCOMPLISHED  
 WARD 4, DISTRICT 10

LAKESHORE ESTATES SUBDIVISION, PH 1A-2      RELEASE L.O.C.  
 AMOUNT: \$32,300                              TO REMAIN IN THE OWNERSHIP OF  
 EXPIRES: MAY 23, 2004                              THE HOMEOWNERS' ASSOCIATION  
 WARD 9, DISTRICT 13

19) Resolution C.S. No. C-1036 - Resolution certifying the population census counts for Fire Protection Districts of St. Tammany Parish.

20) Resolution C.S. No. C-1037 - Resolution to amend Ord. C.S. No. 03-0775, the 2004- 2008 Capital Improvement Budget and Program, Fixed Asset and Grant Awards.

21) Resolution C.S. No. C-1038 - Resolution stating Parish Council's endorsement of Marshall's-020 for participation in the benefits of the Louisiana Enterprise Zone Program.

22) Resolution C.S. No. C-1039 - Resolution stating Parish Council's endorsement of Ray Masker, Jr. (McDonald's Wal-Mart) for participation in the benefits of the Louisiana Enterprise Zone Program.

23) Resolution C.S. No. C-1040 - Resolution stating Parish Council's endorsement of Surgical Specialist of Louisiana, LLC for participation in the benefits of the Louisiana Enterprise Zone Program.

24) Resolution C.S. No. C-1041 - Resolution stating Parish Council's endorsement of Central Management Concepts, LLC for participation in the benefits of Louisiana Enterprise Zone Program.

25) Resolution C.S. No. C-1042 - Resolution stating Parish Council's approval for five (5) year renewal of Restoration Tax Abatement Contract No. 1988-0391-65 between La. Dept. Economic Development and CCJKR Holdings I, LLC, to participate in said Program.

26) Resolution C.S. No. C-1043 - Resolution requesting the Parish Legislative Delegation initiate and support the filing of a Bill in the 2004 Louisiana Legislature authorizing administrative adjudication procedures for all violations of Parish Ordinances.

#### END OF CONSENT CALENDAR

#### APPEALS

1) Applicant Ray A. Alfred appealing the Zoning Commission DENIAL on January 6, 2004 to rezone 2 acres of land on the west side of Allen Road, south of Highway 190(Business) from A-3 Suburban to C-2 Highway Commercial. (Ward 8, District 14) (ZC 04-01-002)(Tabled 2/5/2004)

2) Applicant Gerard Frey appealing the Zoning Commission DENIAL on January 6, 2004 for issuance of a conditional use permit for a 3,600 sq. ft. cellular tower (180') on the south side of Surgi Drive east of Highway 59, in a C-2 Highway Commercial District. (Ward 4, District 5) (CP 03-12-155) (Tabled 2/5/2004)

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3) Hazel Sinclair appealing the Planning Commission APPROVAL on January 13, 2004 for Tentative Subdivision Review of Timber Branch II in Ward 1, District 1. (SD 04-01-003) (Developer/owner A. J. Hand, et al) (Tabled 2/5/2004)

4) Jeannine Meeds appealing the Zoning Commission APPROVAL on February 3, 2004 to

rezone 44.4 acres of land on the east side of Pugh Road, north of Highway 190, from SA Suburban Agriculture to PUD (Planned Unit Development). (Ward 4, District 7) (ZC 04-02-011)  
(Applicant Kelly J. McHugh)

5) Applicant John Barry appealing the Zoning Commission DENIAL on February 3, 2004 to rezone 1.5 acres of land east of Lee Road, west of Stafford Road, north of the intersection of Lee Road and Stafford Road, including Lots 22, 23, 24, 69, 70 and 71, Square 2, Palm Plaza Subdivision, from SA Suburban Agriculture to C-2 Highway Commercial. (Ward 3, District 2) (ZC 03-12-078)

6) Applicant Jack DeWald appealing the Zoning Commission DENIAL on February 3, 2004 to rezone 2.95 acres on the east side of Highway 437, west of Stafford Road and north of the intersection of Highway 437 and Stafford Road, from SA Suburban Agriculture to C-2 Highway Commercial. (Ward 3, District 2) (ZC 03-12-079) (Received request to withdraw 2/19/2004)

7) Applicant Jonathan Pearson, Pearson Real Estates Services, Inc., appealing the Zoning Commission DENIAL on February 3, 2004 to rezone 29.46 acres of land on the west side of I-59, south of the East Pearl River, from C-2 Highway Commercial to M-2 Intermediate Industrial. (Ward 6, District 6) (ZC 04-01-004)

8) L. R. Lorren appealing the Zoning Commission APPROVAL on February 3, 2004 for issuance of a conditional use permit for a 5,000 sq. ft. restaurant on the west side of Highway 21, south of the intersection of Highway 21 and Highway 1077 in an R-Rural District. (Applicant Keith Young) (Ward 1, District 1) (CP 04-02-023)

9) William B. Matthews appealing the Zoning Commission APPROVAL on February 3, 2004 for issuance of a conditional use permit for an outdoor sales business on 0.6536 acres on the east side of Highway 190, north of Fairway Drive in a C-2 Highway Commercial District. (Applicant Ed Rutman) (Ward 4, District 5) (CP 04-01-018)

10) Louis K. Ogle, Jr. appealing the Planning Commission APPROVAL on February 10, 2004 for Preliminary Subdivision Review of Tammany West Multiplex, Phase 2, in Ward 1, District 1. (Applicant Gulf States Development Services)

11) Applicant Mike Perkins appealing the Zoning Commission DENIAL on February 3, 2004 to rezone 1.93 acres on the southeast corner of Highway 11 and Eden Isles Boulevard, being Lots 71-74 in Eden Isles Subdivision, Unit 1, from C-1 Neighborhood Commercial to A-6 General Multiple Family District. (Ward 9, District 13) (ZC 04-02-010)

## ORDINANCES FOR ADOPTION

### (Public Hearing)

1) Ord. Cal. No. 2683 As Amended - Ordinance to amend Code of Ordinances, Appendix C (Ord. No. 523 Land Use Regs), for additional requirements in zoning district standards regarding rezoning and conditional uses of property having reasonable potential to adversely affect natural and scenic rivers. (ZC 03-10-062) (Introduced 8/7/2003, postponed 9/4/2003, tabled 11/6/2003, 12/4/2003, 1/15/2004 and 2/5/2004) (REINTRODUCE AS AMENDED)

2) Ord. Cal. No. 2742 AMENDED - Ordinance to amend Code, Appendix C (Ord. 523 Land Use

Regs), to establish the Slidell Airport Hazard Overlay District and designate the overlay on the zoning base maps. (ZC 03-11-070) (Zoning Commission approved 11/5/2003) (Introduced 12/4/2003, tabled 1/15/2004 and 2/5/2004) (Clarification amendments)

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3) Ord. Cal. No. 2757 - Ordinance to amend Parish Code of Ordinances, Chapter 14, Article I, to amend and reenact Section 14-002.00 Illustrative Enumeration, and to create a new Section 14-010.00 entitled Prohibited Tree Cuttings and Associated Debris. (Introduced 1/15/2004) (Tabled 2/5/2004)

4) Ord. Cal. No. 2766 - Ordinance to impose a six (6) month moratorium on issuance of permits for construction or placement of building structures on property within a portion of The Birg Boulevard Subdivision. (Ward 3, District 5) (Introduced 1/15/2004)(Tabled 2/5/2004)

5) Ord. Cal. No. 2768 - Ordinance to impose a six (6) month moratorium on receipt of submissions by the Parish Zoning/Planning Commissions for rezoning or resubdivision of property and/or issuance of permits for construction or placement of building structures on property within a certain area of Ward 1, District 1. (Introduced 1/15/2004) (Tabled 2/5/2004)

6) Ord. Cal. No. 2771 - Ordinance amending official zoning map of St. Tammany to reclassify land at northeast corner of Orleans Street and Lafitte Street, containing 1.535 acres, from A-2 Suburban to A-4 Single Family Residential for 0.81 acres and LC Light Commercial for 0.73 acres. (Ward 4, District 10) (ZC 03-12-075) (Zoning Commission approved 1/6/2004) (Introduced 2/5/2004)

7) Ord. Cal. No. 2772 - Ordinance amending official zoning map of St. Tammany to reclassify parcels along Riverlake Drive (Lots 81A through 81F and 80A through 80F of Parcel A- 1, Lake Ramsey Subdivision, Phase 2 and Lots 51A through 51FF and Lots 52AA through 52F of Parcel D, Lake Ramsey Subdivision, Phase 2), containing 11.53 acres, from A-6 General Multiple Family to A-4 Single Family Residential. (Ward 3, District 3) (ZC 03-12-083) (Zoning Commission approved 1/6/2004) (Introduced 2/5/2004)

8) Ord. Cal. No. 2773 - Ordinance amending official zoning map of St. Tammany to reclassify land on the east side of Highway 11, north of Eden Isles Drive and south of Oak Harbor Boulevard, being Lots 20, 21 and 22 of Eden Isles Subdivision, containing 1.14 acres, from C-1 Neighborhood Commercial and A-6 General Multiple Family to C-2 Highway Commercial. (Ward 9, District 13) (ZC 04-01-001) (Zoning Commission approved 1/6/2004) (Introduced 2/5/2004)

9) Ord. Cal. No. 2774 - Ordinance amending official zoning map of St. Tammany to reclassify land west of Trapagnier Road on the south side of Highway 22, containing 359.147 acres, from C-2 Highway Commercial and R-Rural to a PUD. (Ward 1, District 1) (ZC 04-01-003) (Zoning Commission approved 1/6/2004) (Introduced 2/5/2004)

10) Ord. Cal. No. 2777 - Ordinance to extend for an additional six (6) months the moratorium on issuance of permits for the construction or placement of building structures on certain property within unincorporated St. Tammany Parish abutting a portion of Highway 22. (Ward 4, District 4) (Introduced 2/5/2004)

**11) Ord. Cal. No. 2778 - Ordinance to amend the Parish Code, Chapter 16, Article XVII, Recreation District No. 15, Section 16-036.03 Commissioners, to provide for an increase in the members of the Board of Commissioners from five (5) to seven (7) members. (Introduced 2/5/2004)**

**12) Ord. Cal. No. 2779 - Ordinance to amend the Code of Ordinances, Chapter 7, Article V and Article VII, providing for the amendment of the boundaries of Gravity Drainage District No. 4 and Gravity Drainage District No. 5, and directing Council Chairman to give due notice thereof. (Introduced 2/5/2004)**

#### **AWARD OF BIDS**

#### **BID ITEM BID NUMBER FUND**

<b>Parish Jail Roof</b>	<b>344-00-04-01-2C</b>	<b>Facilities Management</b>
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#### **APPOINTMENTS**

**1) Resolution to appoint members to Board of Sewerage District No. 14. (Tammany Hills) (Council has 4 and President has 1 appointment) (Tabled 1/15/2004 and 2/5/2004)**

**2) Resolution to appoint members to Board of Water District No. 15. (Tammany Hills) (Council has 4 and President has 1 appointment) (Tabled 1/15/2004 and 2/5/2004)**

**3) Resolution to reappoint Russell Crawford, Charles Anderson, Dr. Eugene Garcia and Dr. Peter Gerone to Mosquito Abatement District No. 2. (Parishwide - 4 by Council, 1 by President) (Nominations made 2/5/2004)**

**4) Resolution to appoint members to Community Action Agency Advisory Board as follows: elected officials Elsie Burkhalter, Marshall Brumfield and Ray Alford; from private organizations Dawn Impastato, Reverend Eugene Wellington, Al Hameui, Jimmy Laurent and Leisa Smoot; and as representatives of low income groups James Winston, Leo Casnave, Ron Randolph, Christy Sams and Helen Christian.**

**5) Resolution to reappoint Kevin pounds, Walter Clairain, Jimmy Holden and Glenn Patterson to Sewerage District No. 6. (Thompson) (4 by Council and 1 by President)**

**6) Resolution to reappoint Glynn E. Huhn, Kathy Nastasi, Wayne Jacobs and Pierre Fabre to Water District No. 2. (Thompson) (4 by Council and 1 by President)**

**7) Resolution to reappoint hospital representatives Kumar Amaraneni, M.D., Bill Singletary, Asst. Chief Nursing Officer, Robert Tassin M.D., Kathy McWhorter, R.N., and Nathan McCrimon, E-911, to the Parish Quality Assurance Panel (QAP). (Canulette) (Parishwide)**

**8) Resolution to appoint \_\_\_\_\_ to replace Jeffery K. Barker (resigned) to Fire Protection District No. 6. (Fitzmorris)**

**9) Resolution to appoint \_\_\_\_\_ to Fire Protection District No. 1.**

**(Burkhalter)**

**10) Resolution to appoint members to the Parish Board of Adjustments. (Parishwide)  
(6 by Council, 1 by President)**

**11) Resolution to appoint \_\_\_\_\_ and \_\_\_\_\_ to the St. Tammany Parish Tourist and Convention Commission (3-year terms) (to fill the expired terms of Shirley Deluzain and Ann Barnes).**