

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, OCTOBER 2, 2014 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable R. Reid Falconer, AIA, Chairman

Invocation by Mr. Groby

Pledge of Allegiance by Mr. Bellisario

**Roll Call: Marty Dean
Dennis Sharp
James A. (Red) Thompson ABSENT
Martin W. Gould, Jr.
Richard E. Tanner
Jacob (Jake) Groby
R. Reid Falconer, AIA
Chris Canulette
E. L. Gene Bellisario
Maureen O'Brien
Steve Stefancik
Jerry Binder
Richard Artigue
Thomas (T.J.) Smith, Jr.**

Stefancik - moved to move up Appeal #3, second by O'Brien. Unanimous with 3 absent (Thompson, Tanner, Canulette).

Falconer - 3. Bill Magee, representing Darling Design Homes, appealing the Zoning Commission DENIAL on September 2, 2014 to rezone 6.2 acres located north of Destin Street, west of Albert Street from A-3 (Suburban District) to A-4-A (Single-Family Residential District). (Ward 4, District 7) (ZC14-09-084)

NOTE: To concur with Zoning DENIAL, a simple majority vote is required and adoption of a resolution.

NOTE: To override Zoning DENIAL, a majority vote of the entire Council is required and introduction of an ordinance.

Falconer - this Appeal was withdrawn by the Appellant.

Stefancik - moved to concur with the Zoning denial, second by Groby. Unanimous with 2 absent (Thompson, Canulette).

Groby - moved to adopt, second by O'Brien. Unanimous with 2 absent (Thompson, Canulette); becomes Resolution C.S. No. C-4198.

PRESENTATIONS

Falconer - 1. Presentation by The St. Tammany Parish Fair Association. (Tanner)

Tanner - two of the longest working people in St. Tammany Parish Fair that I know, Ms. Frances Barker and Ms. Ella Mae Solomon are here to make a presentation to the Parish.

Ella Mae Solomon - on behalf of our President, Dennis Glass, we present the official poster for this year's St. Tammany Parish Fair.

Frances Barker - fair showcases the talent and the beauty of the area. This is your Parish Fair. Please come out and see it.

Falconer - 2. Proclamation declaring the week of October 5 through October 11, 2014 as "Mental Illness Awareness" week.

Falconer - read Proclamation.

NAMI representatives - thank for support. Also, October the 9th, there is a mental health fair.

Falconer - 3. Proclamation declaring the week of October 27 through October 31, 2014 as St. Tammany's "Red Ribbon" week. (Brister)

Dean - read proclamation for PRIDE which encourages our youth to commit to a drug and alcohol free life.

Falconer - 4. Proclamation declaring Friday, November 7, 2014 as "Black and Gold Day" to benefit the Children's Museum of St. Tammany. (Brister)

Patricia Brister - read proclamation.

Children's Museum representative - Black and Gold Day has raised over \$100,000, so far.

Falconer - 5. Presentation of funds to the Children's Wish Endowment raised by Parish employees through the Friday Jean Day Program. (Brister)

Brister - in 6 months our employees have raised \$3,472 through the Parish "Jeans Day" program. The staff voted on who they wanted the money to go to, and this is the one who won.

Children's Wish Representative - Use funds for local children with terminal illnesses only in St. Tammany Parish.

Falconer - 6. Certificate of Recognition to St. Joseph Abbey for 125 years of service to St. Tammany Parish. (Sharp)

Sharp - read certificate. The Abbey has always been a fixture for everyone in the Parish.

Representative of St. Joseph Abbey - on behalf of the 33 monks who reside at the Abbey. They are honored to be in service to this community. The Abbey was established by German Monks from Indiana.

Falconer - 7. Certificates of Recognition to four (4) Eagle Scouts from Troop 310. (Gould)

Gould - read and presented certificates for Nicholas Bertucci, Anthony Doyle, Duncan McClindon, and Matthew Stegan.

Falconer - call to Council and Audience for items to be pulled from the Consent Calendar.

Ord. Cal. No. 5277 Ord. Cal. No. 5285 Resolution C.S. No. C-4189

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. (Call to Council Members and Audience for items to pull)

MINUTES

Regular Council Meeting September 4, 2014
Special Council Meeting September 24, 2014
Council Committee Meeting September 24, 2014

ORDINANCES FOR INTRODUCTION
(Public Hearing: November 6, 2014)

2. Ord. Cal. No. 5278 - Ordinance establishing a No-thru Trucks Zone on Brewster Road, between Louisiana Highway 1077 and Louisiana Highway 1085. (Ward 1, District 1) (Dean)
3. Ord. Cal. No. 5279 - Ordinance concurring in the De-annexation Ordinance of the City of Covington, describing the area to be annexed into the unincorporated Parish of St. Tammany and the new boundaries thereof. (Ward 1, District 1). (Falconer/Brister)
4. Ord. Cal. No. 5280 - Ordinance to declare Lot 2, Square C, Lakeshore Village Subdivision (3714 Riviera Drive, Slidell) as surplus tax-adjudicated property and authorize the donation of said property to the City of Slidell. (Ward 9, District 12) (Falconer/Brister)
5. Ord. Cal. No. 5281 - Ordinance amending the Official Parish Zoning Map to reclassify 20.145 acres located north of I-12, west of Holiday Square Blvd., South of Versailles Subdivision to PUD (Planned Unit Development Overlay). (Ward 3, District 5) (ZC08-01-007) (Falconer/Brister)
6. Ord. Cal. No. 5282 - Ordinance establishing a No-thru Trucks Zone on Albert Thompson Road (2-H-2). (Ward 2, District 3) (Thompson)
7. Ord. Cal. No. 5283 - Ordinance to revoke Powerline Road right-of-way located north of LA Highway 40, northwest of Bush, Louisiana. (Ward 5, District 6) (Falconer/Brister)
8. Ord. Cal. No. 5284 - Ordinance to amend the Parish Code of Ordinances, Chapter 2 (Administration), Section 2-009.00, Parish Fees and Service Charges to include the Tree Bank Program Fee Formula. (Falconer/Brister)
10. Ord. Cal. No. 5286 - Ordinance to amend the 2014 Operating Budget - Amendment No. 9. (Falconer/Brister)
11. Ord. Cal. No. 5287 - Ordinance amending the Official Parish Zoning Map to reclassify 0.886 acre located south of Hickory Drive, west of Highway 41 from A-2 (Suburban District) to ED-1 (Primary Education District). (Ward 6, District 11) (ZC14-09-078) (Falconer/Brister)
12. Ord. Cal. No. 5288 - Ordinance to amend the Parish Unified Development Code, Volume 1 (Zoning), Section 7, Supplemental District Regulations relative to adding a section to establish the Tree Bank Program. (ZC14-09-085) (Falconer/Brister)
13. Ord. Cal. No. 5289 - an Ordinance to Correct the Road & Drainage Inventory to include an extension of Thomas Cyprian Road. (Ward 2, District 3) (Falconer/Brister)
14. Ord. Cal. No. 5290 - Ordinance to amend the Parish Code of Ordinances, Chapter 15, Section 15-617, Regulation of Fireworks to allow for the sale of fireworks in the unincorporated area of Council District 7, and to provide for repeal, severability and date of enactment. (Groby)
15. Ord. Cal. No. 5291 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 6.01, Planned Unit Development Overlay relative to open space & major amendment to the PUD. (ZC14-08-075) (Falconer/Brister)

RESOLUTIONS

1. Resolution C.S. No. C-4185 - Resolution to amend Ordinance C.S. No. 13-3052 - Grant Awards. (Falconer/Brister)
2. Resolution C.S. No. C-4186 - Resolution to support and authorize the Parish President to formally request the Louisiana Department of Transportation and Development, Division of Aviation, to provide funds to complete the airport improvements at St. Tammany Regional Airport, as specifically described in the Capital Improvement Application for State Financial Assistance dated September 8, 2014. (Falconer/Brister)

3. Resolution C.S. No. C-4187 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with the Justices of the Peace of St. Tammany Parish for use of space in the Parish Administrative Complex for holding of Litter Court. (Falconer/Brister)

4. Resolution C.S. No. C-4188 - Resolution to acknowledge the authority, Pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with the Constables of St. Tammany Parish for usage of the litter enforcement vehicles and for administrative assistance. (Falconer/Brister)

6. Resolution C.S. No. C-4190 - Resolution to acknowledge the receipt and review of the 2014 Municipal Water Pollution Prevention Environmental Audit Report for the Highway 22 Wastewater Treatment Facility. (Falconer/Brister)

7. Resolution C.S. No. C-4191 - Resolution establishing Performance and Warranty Obligations. (Falconer/Brister)

8. Resolution C.S. No. C-4192 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 3. (Fund 303) (Falconer/Brister)

9. Resolution C.S. No. C-4193 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Parishwide. (Fund 300) (Falconer/Brister)

10. Resolution C.S. No. C-4194 - Resolution to amend ordinance C.S. No. 13-3052 to Make changes to the Capital Improvements List - Justice Center Capital. (Fund 337) (Falconer/Brister)

11. Resolution C.S. No. C-4195 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - Utility Operations. (622-95) (Falconer/Brister)

12. Resolution C.S. No. C-4196 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 7. (Fund 307) (Falconer/Brister)

13. Resolution C.S. No. C-4197 - Resolution to amend Ordinance C.S. No. 13-3052 to make changes to the Capital Improvements List - District 9. (Fund 309)

END OF CONSENT CALENDAR

Falconer - 1. Ord. Cal. No. 5277 - Ordinance to amend Ordinance C.S. Nos. 00-0174, 05-1049, 05-1199 and 14-3167 to provide for amendments to the Personnel Policies pertaining to benefits, annual leave and sick leave. (Falconer/Brister)

Tanner - moved to amend the language in Paragraph titled: C. Subject: Awarded Annual Leave, second by Bellisario. Unanimous with 1 absent (Thompson).

Bellisario - moved to introduce as amended, second by Sharp; becomes Ord. Cal. No. 5277AA.

Falconer - 9. Ord. Cal. No. 5285 - Ordinance amending the Official Parish Zoning Map to reclassify 40,000 square feet located on the east of Trap Street, South of Francis Street, North of Bobby Jones Blvd. from A-3 (Suburban District) to A-3 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 6, District 10) (ZC14-09-083) (Falconer/Brister)

Tanner - moved to amend to correct to Ward 10, District 6, second by O'Brien. Unanimous with 1 absent (Thompson).

Tanner - moved to introduce as amended, second by O'Brien; becomes Ord. Cal. No. 5285AA.

Falconer - 5. Resolution C.S. No. C-4189 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 3-01 and 3-09, of the Parish President to execute a Cooperative Endeavor Agreement with St. Luke the Evangelist Roman Catholic Church, Slidell, Louisiana, Inc. for an emergency wellness program. (Falconer/Brister)

Bellisario - he is involved with the church and needs to recuse himself from this vote.

Stefancik - moved to adopt, second by Canulette. Unanimous with 1 abstention by recusal (Bellisario); and 1 absent (Thompson).

APPEALS

Falconer - 1. Barbara Dodds appealing the Zoning Commission APPROVAL on September 2, 2014 to amend the Parish Code regarding Boat Houses and Boat Slips to increase the permitted size of boat houses. (ZC14-09-077)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of a ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

Barbara Dodds - scenic streams in the Parish are under Parish control. The streams benefit our community and need to prevent visual pollution by allowing boat houses to be built on them. She knows there is some worry about limiting building. Mr. Artigue has offered an amendment, which is a good beginning to protect our scenic stream. She would hope that citizens would control the size of boat house on their own.

Sean Reily - he lives on Bayou Liberty and has been studying this ordinance which is extremely simple and brief. He thinks it is designed to benefit people who have boats in excess of 30 feet long. He thinks that number is much smaller as compared to those who will have to deal with the boat houses on their landscape. He thinks scenic streams need to be included in this ordinance, and that more discussion and public input are needed.

Jeanne Stangle - she lives on Bayou Liberty and is concerned about this ordinance. They have been working to preserve the bayou.

George Penn - he lives on the Tchefuncte River, belongs to the Sierra Club and has always been a river rat. Bigger boat houses are going to cause issues with property values because there is a lot of value in scenic nature. There are ten scenic streams in the Parish.

Jeff Schoen - he represents John Roberts and is speaking in favor of the ordinance and any amendments. They are not here about the scenic aspects. He thinks it is important to understand that land use over waterways is reduced due to the over-riding power of the State. This is an antiquated ordinance and there are many other areas where limiting boat houses does not make sense, such as along the lakefront. This change has not been a problem in Mandeville. Please adopt the ordinance this evening. Other permits will be necessary from the State if anyone wants to build on scenic rivers.

Penn - the proposed amendment does not address the scenic rivers. It just restates the law. They would like the ordinance to exclude scenic rivers.

Schoen - in order to build on scenic waterways, the Parish will not issue a permit until the builder has submitted permits from the Corp of Engineers and other State Agencies.

Dodds - she agrees that the ordinance is good for people on the lakefront and canals, but it does not help the scenic streams. They want to prevent visual pollution. She thinks the ordinance needs to be boat houses on scenic streams a limit of 800 feet, even with the receipt of a Wildlife and Fisheries permit.

Artigue - he does not have a problem with this because he does not think bigger boats can move up the scenic streams. Mandeville allows boat houses up to 2000 feet. If we eliminated scenic streams from this ordinance, would we be able to adopt it tonight?

Terry Hand - it would be a substantive change, and would need to be reintroduced.

Council discussion ensued.

Stefancik - he suggests they adopt this tonight with the proposed amendment and then draft a new ordinance addressing the scenic streams.

Artigue - moved to concur with the Zoning approval, second by Canulette. Unanimous with 1 absent (Thompson).

Artigue - moved to move up Ord. Cal. No. 5199, second by Stefancik. Unanimous with 1 absent (Thompson).

Falconer - 3. Ord. Cal. No. 5199AA - Ordinance to amend the Parish Code, Appendix C, Unified Development Code, Article 7 Supplemental District Regulations, Section 7.06 Accessory Buildings and Structures, 7.0602 Boat Houses and Boat Slips to increase the permitted size of boat houses. (Introduced 6/5/14) (Ordinance was Postponed to the September meeting on 7/10/14) (Amended and Reintroduced 9/4/14) (Appealed at the 9/2/14 Zoning Commission)

Hand - read the proposed amendment.

Artigue - moved to amend, second by Smith. Unanimous with 1 absent (Thompson); becomes Ord. Cal. No. 5199AA(2).

Artigue - moved to adopt as amended, second by Smith. Unanimous with 1 absent (Thompson); becomes Ordinance C.S. No. 14-3204.

Falconer - 2. Cherie Munster appealing the Zoning Commission APPROVAL on September 2, 2014 to rezone 1.7 acres located east of Highway 190, south of Kane Lane, being 7037 Highway 190, Covington from HC-2 (Highway Commercial District) to HC-2-A (Highway Commercial District). (Ward 4, District 5) (ZC14-09-079) (Applicant: Matt Bennett)

NOTE: To concur with Zoning APPROVAL, a simple majority vote is required and introduction of an ordinance.

NOTE: To override Zoning APPROVAL, a majority vote of the entire Council is required and adoption of a resolution.

Carolyn Munster - she is here to say that the request for this storage facility were falsely presented. They say that the property is undeveloped commercial, but she lives there and developed two children there. They also submitted a sketch from 2005 which does not reflect the new buildings they have planned. They also keep stating there are not located on Industrial Lane. She is requesting them to understand that she lives next door, and her property is always flooding. Mr. Gould took two years after Hurricane Isaac to fix a drain that was clogged. Her property is only 100 feet away from the broken drain, so the water will go onto her property. Finally, the DOTD made them move the building back because it was on land owned by the DOTD.

Paul Mayronne - he takes issue with the indication that his clients have submitted something different than what they intend to build. They submitted all of the information necessary for the text change. The purpose of this request is to redevelop the center portion of the property by removing two buildings and replacing them with a new state of the art climate controlled buildings. The zoning change does not change the square footage or the height limit. This is not a planning issue or an issue about drainage. At no time has the water from this property gone onto her property. All of the water which falls on the property is captured and taken away per Parish requirement. His client's facilities work just fine. The issue here is whether they will be required to build 2 buildings or just one. The surrounding properties have HC-2 and HC-3 zoning. He does not think two buildings will be the most efficient way to go.

Munster - if it is so clear what is going on, then why did the papers not show the correct buildings and how they are operating. They do not have the required parking spaces, and they say that they do not use Industrial Lane, but they do. Now they want to take away the little green space left and make one building instead of two. They also gave some of their trees to another property. The over density on this lot is intolerable.

Mayronne - they are not required to show plans and specs at this point. They are required to submit a survey of the boundaries of the property. The boundaries have not changed. This zoning will not

change the density. The only think which changes is that they will be able to build one building instead of two. They are not infringing on green spaces or landscape requirements.

Gould - your clients are tearing down two buildings? Will one building put it over 40,000 square feet, and will it still be in the parameters of the zoning.

Mayronne - yes, the building will be 70,000 square feet which is within the parameters.

Gould - please ask the Bennet Brothers to consider putting a flow-through from her lot to the service road.

Mayronne - they do not have an objection to reviewing the issue and finding a solution.

Gould - moved to concur with the Zoning approval, second by Dean. Unanimous with 2 absent (Thompson, Artigue).

Gould - moved to introduce an ordinance, second by Dean; becomes Ord. Cal. No. 5292.

Falconer - 4. Jack and Dean Hopper appealing the Zoning Commission DENIAL on September 2, 2014 to rezone 0.46 acre located south of Eden Street, east of Industry Park, west of Nursery Street from A-4 (Single-Family Residential District) to I-2 (Industrial District). (Ward 3, District 2) (ZC14-09-082)

NOTE: To concur with Zoning DENIAL, a simple majority vote is required and adoption of a resolution.

NOTE: To override Zoning DENIAL, a majority vote of the entire Council is required and introduction of an ordinance.

Falconer - this Appeal was withdrawn by the Appellant.

Sharp - moved to concur with the Zoning denial, second by Dean. Unanimous with 3 absent (Thompson, Groby, Artigue).

Sharp - moved to adopt, second by Gould. Unanimous with 3 absent (Thompson, Groby, Artigue); becomes Resolution C.S. No. C-4199.

ORDINANCES FOR ADOPTION

Falconer - 1. Ord. Cal. No. 5170 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume 1 (Zoning) Section 5.27 MD-1 (Medical Residential District), Section 5.28 MD-2 (Medical Clinic District), and Section 5.29 MD-3 (Medical Facility District) relative to buffer, setback, and height regulation. (ZC-14-02-019) (Introduced 3/6/14) (Postponed 4/3/14, 5/1/14 and 6/5/14) (Ordinance was Postponed to the September meeting on 7/10/14) (Postponed 9/4/14)

Gould - moved to postpone until December, second by Dean. Unanimous with 3 absent (Thompson, Artigue, Smith)

Falconer - 2. Ord. Cal. No. 5172 - Ordinance to amend and reenact Section 3-164.00 Location Restrictions of the Alcoholic Beverage Regulations under Article VII - All Wards. (Introduced 4/3/14) (Postponed 5/1/14 and 6/5/14) (Ordinance was Postponed to the September meeting on 7/10/14) (Postponed 9/4/14)

Gould - moved to substitute a new Ordinance, second by Bellisario. Unanimous with 2 absent (Thompson, Artigue).

Gould - moved to reintroduce, second by Bellisario; becomes Ord. Cal. No. 5172AA.

Falconer - 4. Ord. Cal. No. 5208 - Ordinance amending the official Parish Zoning Map to reclassify 2.03 acres located on the northwest corner of Meadows Blvd. & Airport Road from A-4 (Single-Family Residential District) to PF-1 (Public Facilities District). (Ward 9, District 11). (ZC14-05-042) (ZC approved 5/6/14) (Introduced 6/5/14) (Postponed 7/10/14, 8/7/14 and 9/4/14)

Stefancik - moved to postpone, second by Canulette. Unanimous with 2 absent. (Thompson, Artigue).

Falconer - 5. Ord. Cal. No. 5237 - Ordinance to amend Parish Code, Appendix B, Chapter 40 Subdivision Regulatory Ordinance No. 499, Section 40-032.04 relative to roadway elevation for residential and commercial subdivisions. (Introduced 8/5/14) (Postponed 9/4/14)

Gould - moved to adopt, second by Canulette. Unanimous with 2 absent. (Thompson, Artigue); becomes Ordinance C.S. No. 14-3205.

Falconer - 6. Ord. Cal. No. 5255 - Ordinance to extend for six (6) months the moratorium on the issuance of permits for construction or placement of non-single family residential building structures on property within a portion of Voting Precinct 310, north of Abita River. (District 5) (Introduced 9/4/14)

Gould - moved to adopt, second by Dean. Unanimous with 2 absent. (Thompson, Artigue); becomes Ordinance C.S. No. 14-3206.

Falconer - 7. Ord. Cal. No. 5256 - Ordinance to extend for six (6) months the moratorium on the issuance of permits for construction, or placement of building structures on any properties within unincorporated St. Tammany Parish within five hundred (500) feet of the centerline on either side of Hwy 1088 from Sout Street to I-12. (Ward 4, Districts 5 & 7) (Introduced 9/4/14)

Groby - moved to adopt, second by Gould. Unanimous with 2 absent. (Thompson, Artigue); becomes Ordinance C.S. No. 14-3207.

Falconer - 8. Ord. Cal. No. 5257 - 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 within certain portions of Highland Park Subdivision. (District 12) (Introduced 9/4/14)

Binder - moved to adopt, second by Smith. Unanimous with 2 absent. (Thompson, Artigue); becomes Ordinance C.S. No. 14-3208.

Falconer - 9. Ord. Cal. No. 5258 - Ordinance establishing a No Parking on Pavement Zone on portion of Bon Temps Roule. (Ward 4, District 4) (Introduced 9/4/14)

Bellisario - moved to adopt, second by Groby. Unanimous with 2 absent. (Thompson, Artigue); becomes Ordinance C.S. No. 14-3209.

Falconer - 10. Ord. Cal. No. 5259AA - Ordinance to amend the St. Tammany Parish Code of Ordinances, Chapter 2, Article III, Section 2-030.00 relative to Parish Council salaries. (Introduced 9/4/14)

Carlo Hernandez - he believes the first sentence needs to be amended to remove the word elected because in some cases that Council may be appointed instead of elected. Also, the Council Members for Jefferson, Orleans and St. Bernard are paid more than St. Tammany, but they all have bigger populations.

Gould - moved to adopt, second by Canulette. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3210.

Falconer - 11. Ord. Cal. No. 5260 - Ordinance amending the official Parish Zoning Map to reclassify 2 acres located east of Fuschia Street, south of Harrison Avenue from A-2 (Suburban District) to PF-1 (Public Facilities District). (Ward 3, District 5) (ZC14-08-074) (ZC approved 8/5/14) (Introduced 9/4/14)

Gould - moved to adopt, second by Dean. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3211.

Falconer - 12. Ord. Cal. No. 5261 - Ordinance amending the official Parish Zoning Map to reclassify 2.210 acres located at the northeast corner of Highway 190 Service Road East & Bodet Lane from HC-2 (Highway Commercial District) to HC-2A (Highway Commercial District). (Ward 4, District 5) (ZC14-08-072) (ZC approved 8/5/14) (Introduced 9/4/14)

Gould - moved to adopt, second by Gould. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3212.

Falconer - 13. Ord. Cal. No. 5262 - Ordinance amending the official Parish Zoning Map to reclassify 1.54 acres located at the southeast corner of Highway 190 Service Road East & Bodet Lane from HC-2 (Highway Commercial District) to HC-2A (Highway Commercial District). (Ward 4, District 5) (ZC14-08-071) (ZC approved 8/5/14) (Introduced 9/4/14)

Gould - moved to adopt, second by Dean. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3213.

Falconer - 14. Ord. Cal. No. 5263 - Ordinance amending the official Parish Zoning Map to reclassify 0.37 acres located east of Oak Avenue, south of Sycamore Street, being 57370 Oak Avenue Slidell from A-4 (Single-Family Residential District) to A-4 (Single-Family Residential District) & MHO (Manufactured Housing Overlay). (Ward 8, District 14) (ZC14-08-069) (ZC approved 8/5/14) (Introduced 9/4/14)

Smith - moved to postpone, second by Bellisario. Unanimous with 2 absent (Thompson, Artigue).

Falconer - 15. Ord. Cal. No. 5264 - Ordinance amending the official Parish Zoning Map to reclassify 4.87 acres located south of Willie Garrett Road, west of LA Highway 450, being 11630 Willie Garrett Road, Folsom from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 3) (ZC14-08-066) (ZC approved 8/5/14) (Introduced 9/4/14)

Dean - moved to adopt, second by Sharp. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3214.

Falconer - 16. Ord. Cal. No. 5265 - Ordinance amending the official Parish Zoning Map to reclassify 4.906 acres located at the northwest corner of Shelby Road & Section Road from A-1 (Suburban District) to A-2 (Suburban District). (Ward 2, District 6) (ZC14-08-065) (ZC approved 8/5/14) (Introduced 9/4/14)

Tanner - moved to adopt, second by Sharp. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3215.

Falconer - 17. Ord. Cal. No. 5266 - Ordinance amending the official Parish Zoning Map to reclassify 4.736 acres located at the end of Okeefenoque Road, east of LA Highway 41 from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Housing Overlay). (Ward 8, District 6) (ZC14-08-064) (ZC approved 8/5/14) (Introduced 9/4/14)

Tanner - moved to adopt, second by Gould. Unanimous with 3 absent (Thompson, Canulette, Artigue); becomes Ordinance C.S. No. 14-3216.

Falconer - 18. Ord. Cal. No. 5267 - Ordinance amending the official Parish Zoning Map to reclassify 0.8535 acres located north of Highway 36, east of St. Landry Street, Garland's Covington & Claiborne Addition from NC-4 (Neighborhood Institutional District) to HC-2 (Highway Commercial District). (Ward 3, District 2) (ZC14-08-062) (ZC approved 8/5/14) (Introduced 9/4/14)

Sharp - moved to adopt, second by Tanner. Unanimous with 3 absent (Thompson, Canulette, Artigue); becomes Ordinance C.S. No. 14-3217.

Falconer - 19. Ord. Cal. No. 5268 - Ordinance establishing a speed limit of 20 MPH on all roads within Tallow Creek Subdivision. (Ward 1, District 3) (Introduced 9/4/14)

Dean - moved to adopt, second by Sharp. Unanimous with 3 absent (Thompson, Canulette, Artigue); becomes Ordinance C.S. No. 14-3218.

Falconer - 20. Ord. Cal. No. 5269 - Ordinance to authorize the Parish President to accept the Act of Dedication and Donation for River Chase Drive for use as a public street, from Maurmont Properties, L.L.C. and further for the Parish to incorporate the dedicated property into the maintenance system. (Ward 1, District 1) (Introduced 9/4/14)

CLERK'S NOTE: Ryan Juneau, as the developer responsible for this Development, submitted a Speaker card to speak only if there were opposition to the project.

Dean - moved to adopt, second by Sharp. Unanimous with 3 absent (Thompson, Canulette, Artigue); becomes Ordinance C.S. No. 14-3219.

Falconer - 21. Ord. Cal. No. 5270 - Ordinance to correct the Road & Drainage Inventory to include Milton Craddock Road Lateral; Pheasant Lane Lateral; Highway 190 Lateral; Harrison Avenue Pond; Riverside Drive Lateral; House Road Lateral, and Rapatel Street. (Wards 3, 4 & 6) (Districts 2, 3, 5, 6 & 7) (Introduced 9/4/14)

Groby - moved to adopt, second by Gould. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3220.

Falconer - 22. Ord. Cal. No. 5271 - Ordinance to amend the 2014 Operating Budget - Amendment No. 8. (Introduced 9/4/14)

Tanner - moved to adopt, second by Bellisario. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3221.

Falconer - 23. Ord. Cal. No. 5272 - Ordinance to establish a Geographic Information System District in St. Tammany Parish. (Introduced 9/4/14)

Canulette - moved to amend, second by Gould. Unanimous with 2 absent (Thompson, Artigue); becomes Ord. Cal. No. 5272AA

Bellisario - moved to adopt, second by Binder. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3222.

Falconer - 24. Ord. Cal. No. 5273 - Ordinance amending Ordinance 12-2801, adopted August 2, 2012, a Memorandum of Understanding between the Louisiana Department of State, Office of the Secretary of State, St. Tammany Parish Government, and the St. Tammany Parish Registrar of Voters Office to reflect a physical address change of the established early voting location. (Introduced 9/4/14)

Bellisario - moved to adopt, second by Tanner. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3223.

Falconer - 25. Ord. Cal. No. 5274 - Ordinance amending the official Parish Zoning Map to reclassify 1.89 acres located at the northeast corner of Highway 36 and St. Landry Street, Garland Addition to the Town of Claiborne from NC-4 (Neighborhood Institutional District) to HC-2 (Highway Commercial District). (Ward 3, District 2) (ZC14-08-073) (Introduced 9/4/14)

Jeff Schoen - represents the developer of the property. They are submitting a signed copy of the Deed Restriction, which will be recorded with the Clerk of Court.

Sharp - moved to adopt, second by Tanner. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3224.

Falconer - 26. Ord. Cal. No. 5275 - Ordinance amending the official Parish Zoning Map to reclassify 0.43 acre located on the northeast corner of Highway 40 and Highway 41, being 81718 Highway 41, Bush from NC-4 (Neighborhood Institutional District) to HC-1 (Highway Commercial District). (Ward 5, District 6) (ZC14-08-067) (Introduced 9/4/14)

Tanner - moved to adopt, second by Gould. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3225.

Falconer - 27. Ord. Cal. No. 5276 - Ordinance amending the official Parish Zoning Map to reclassify 4.83 acres located east of Apple Pie Ridge Road, south of US Highway 190 East, being 54262 Apple Pie Ridge Road, Slidell from A-1 (Suburban District) to CB-1 (Community Based Facilities District). (Ward 8, District 13) (ZC14-08-068) (Introduced 9/4/14)

Binder moved to adopt, second by Smith. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3226.

APPOINTMENTS

Falconer - 1. Resolution to appoint Mark Files to replace Stacy Quavas (resigned) on the Board for St. Tammany Parish Recreation District No. 6. (Tanner)

Tanner - moved to appoint, second by Sharp. Unanimous with 2 absent (Thompson, Artigue); becomes Resolution C.S. No. C-4201.

Falconer - 2. Resolution to appoint Larry O'Berry to replace Richard Singletary (resigned) on the Board for St. Tammany Parish Gravity Fire Protection District No. 7. (Tanner)

Tanner - moved to appoint, second by Gould. Unanimous with 2 absent (Thompson, Artigue); becomes Resolution C.S. No. C-4202.

Falconer - 3. Resolution to appoint Dr. Charles Preston to the Community Action Agency Advisory Board. (Bellisario)

Binder - moved to suspend the rules and appoint, second by Dean. Unanimous with 3 absent (Thompson, Artigue, Smith); becomes Resolution C.S. No. C-4203.

MOTIONS AND OTHER MATTERS

Falconer - 1. Motion to authorize the Parish Department of Development to submit a plan for the Highway 59 Special Study Area to the Zoning Commission for implementation. (Gould)

Gould - he is asking planning to study the zoning in a small area of Highway 59. He wants them to identify any areas or property which may have been mistakenly zoned incorrectly, so they can be corrected. He is asking the Planning Department to post the areas, advertise the study, and then give the results to the Zoning Commission for recommendation.

Gould - moved to refer, second by Bellisario. Unanimous with 2 absent (Thompson, Artigue).

Falconer - 2. Motion to refer to Zoning Commission for recommendation the proposed re-zoning of 4.93 acres located in Section 34, Township 8 South, Range 14 East from its current zoning HC-2 (Highway Commercial District) to A-4 (Single Family Residential District) (Ward 9, District 14) (Smith)

Smith - moved to refer, second by Binder. Unanimous with 2 absent (Thompson, Artigue).

Falconer - 3. Motion to refer to Zoning Commission for recommendation the proposed re-zoning of 49.21 acres located in Section 23, Township 8 South, Range 14 East from its current zoning I-4 (Heavy Industrial District) to A-4 (Single Family Residential District) Ward 8, District 14. (Ward 8, District 14) (Smith)

Smith - moved to refer, second by Binder. Unanimous with 2 absent (Thompson, Artigue).

Gould - moved to open Items Off-the-Floor, second by Sharp. Unanimous with 2 absent (Thompson, Artigue).

ITEMS OFF-THE-FLOOR

Falconer - 1. Resolution to appoint Charles Barrere to replace Phil Fox (resigned) on Sub-Drainage District No. 3 of Gravity Drainage District No. 5. (Gould)

Gould - moved to appoint, second by Groby. Unanimous with 2 absent (Thompson, Artigue); becomes Resolution C.S. No. C-4200.

VERBAL OFF-THE-FLOOR

Stefancik - moved to open the floor to consider an Ordinance to require boat houses on scenic waterways not exceed 800 square feet, second by Binder. Unanimous with 2 absent (Thompson, Artigue).

Council discussion ensued.

Stefancik - based on the discussion and comments made, he feels this is an emergency which needs to be taken care of as soon as possible.

Stefancik - 1. Ordinance to amend the Parish Code, Appendix C, Unified Development Code, Article 7 Supplemental District Regulations, Section 7.06 Accessory Buildings and Structures, 7.0602 Boat Houses and Boat Slips regarding the permitted size of boat houses. (Introduced 10/2/14)

Stefancik - moved to introduce, second by Bellisario; becomes Ord. Cal. No. 5293.

Fontenot - he suggests a moratorium be put into place on boat houses on scenic waterways to prevent any permits from being issued.

Canulette - 2. Emergency Ordinance to impose a 30-day Moratorium, with an additional thirty (30) day extension, on the issuance of permits and plan review permits, not previously received, for boat houses or boat slips over 800 square feet on scenic waterways within unincorporated St. Tammany Parish.

Canulette - moved to introduce, second by O'Brien; becomes Ord. Cal. No. 5294.

Binder - moved to suspend the rules and adopt, second by Canulette. Unanimous with 2 absent (Thompson, Artigue); becomes Ordinance C.S. No. 14-3203.

Stefancik - 3. An ordinance to impose a six (6) month moratorium on the issuance of permits and plan review permits, not previously received, for boat houses or boat slips over 800 square feet on scenic waterways within unincorporated St. Tammany Parish.

Stefancik - moved to introduce, second by Bellisario; becomes Ord. Cal. No. 5295.

Canulette - moved to enter Executive Session, second by Sharp. Unanimous with 2 absent (Thompson, Artigue).

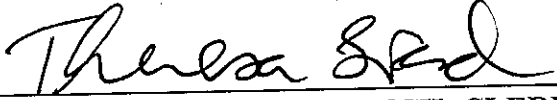
EXECUTIVE SESSION

Falconer - 1. St. Tammany Parish Government v. James H. Welsh, Commissioner of Conservation. 19th JDC for the Parish of East Baton Rouge, Docket No. 631370.

Falconer - no action is necessary.

There being no further business, meeting adjourned at the call of the Chairman.


R. REID FALCONER, AIA, COUNCIL CHAIRMAN


THERESA L. FORD, COUNCIL CLERK