

NOTICE OF INTRODUCTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on _____, 2024, and laid over for publication of notice:

L.P. ORDINANCE NO. 24-03

AN ORDINANCE TO ADOPT AN IMMEDIATE MORATORIUM PROHIBITING THE CONSIDERATION OR SUBMITTAL OF ANY PRELIMINARY PLATS FOR RESIDENTIAL DEVELOPMENTS IN COUNCIL DISTRICT 5 CREATING MORE THAN 3 LOTS FOR A PERIOD OF ONE YEAR TO ALLOW THE ADOPTION OF A COMPREHENSIVE NEW ZONING PROGRAM AND THE DEVELOPMENT OF PLANS FOR INFRASTRUTURE TO ACCOMODATE ANTICIPATED FUTURE GROWTH

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on February 22, 2024, at six (6:00) o'clock p.m., at the Parish Council Chambers at 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

1/2 *Sandy C. Teal*

Sandy C. Teal, Council Clerk

1/2 *John Wascom*

John Wascom, Council Chairman

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on ____, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on _____ Motion of ____ and seconded by _____:

L.P. ORDINANCE NO. 24-

AN ORDINANCE TO ADOPT A ONE YEAR MORATORIUM PROHIBITING THE DIVISION OR RE-SUBDIVISION OF ANY LOT, TRACT, OR PARCEL OF LAND IN DISTRICT 2 TO ALLOW THE ADOPTION OF A COMPREHENSIVE NEW ZONING PROGRAM AND DEVELOPMENT OF PLANS FOR INFRASTRUCTURE TO ACCOMMODATE ANTICIPATED GROWTH (WHICHEVER OCCURS FIRST)

WHEREAS the population of the Parish of Livingston is increasing rapidly and the number of new developments are expanding density significantly impacting infrastructure, schools, drainage, and sewer systems in Livingston Parish; and

WHEREAS we have a constitutional duty under Article 9 Section 1 of the Louisiana Constitution of 1974 which provides that “The natural resources of the state, including air and water, and the healthful, scenic, historic, and esthetic quality of the environment shall be protected, conserved, and replenished insofar as possible and consistent with the health, safety, and welfare of the people.”

WHEREAS District 2 does not have the infrastructure to support even the development which has already been proposed, including adequate drainage, roads and sewage disposal.

WHEREAS, the Livingston Parish Council as governing authority of the Parish, State of Louisiana, has contracted expert planning professionals and legal advisors to strengthen and enhance zoning and development regulations in the Parish of Livingston to protect the public health and safety; and

WHEREAS in order to maintain stability, control the risk of flooding of existing residences and additional sewage contamination of area waterways from new development and allow orderly development of adequate infrastructure and protect the health and safety of existing residents it is necessary to maintain low density while subdivision, development and zoning regulations are reviewed, improved and adopted; and

WHEREAS this moratorium will not affect the issuance of building permits for constructing residential single-family structures, buildings and/or sheds; and

BE IT ORDAINED AS FOLLOWS, that there is hereby enacted a twelve-month moratorium prohibiting the division or re-subdivision of any lot, tract, or parcel in Council District 2. The moratorium is to allow the adoption of a comprehensive new zoning program and the adoption of plans to develop infrastructure to accommodate anticipated growth. **This moratorium shall be effective from the adoption date of this ordinance.**

BE IT FURTHER ORDAINED, this moratorium will not affect the issuance of building permits for constructing residential single-family structures, buildings and/or sheds under existing subdivision regulations.

BE IT FURTHER ORDAINED, that there will be changes to the Livingston Parish Development Code made during the moratorium that will impose additional requirements on future development and all parties are given notice that these changes will be adopted and any development in violation of this moratorium, in addition to other sanctions provided by law, will be refused acceptance of improvements for parish maintenance.

BE IT FURTHER ORDAINED, The process will be as follows: First a readoption of the existing zoning ordinance and maps that is done procedurally in accordance with the statutory uniform zoning procedures. This zoning ordinance is for stability and not intended to end the moratorium. Second adoption of a clean zoning ordinance that will address issues in the present ordinance and maps. Upon completion of this process all land in the parish will have a zoning classification. Third, the development and enactment of new subdivision development regulations. The third item will not necessarily wait for the first two items to finish and will proceed on its own track. Monthly reports submitted to the council are required detailing the progress of this project. Within the one year moratorium the three items set forth above will be completed and enacted.

BE IT FURTHER ORDAINED by the Livingston Parish Council, governing authority of the Parish of Livingston, that if any provision of this ordinance is held invalid, such invalidity shall not affect other provisions, items, or applications of this ordinance, which can be given effect without the invalid provisions, or application, and to this end the provisions of this ordinance are hereby declared severable.

BE IT FURTHER ORDAINED by the Livingston Parish Council that all ordinances or parts of ordinances in conflict with this ordinance be and the same are hereby repealed.

The effective date of this ordinance shall be as prescribed by law.

Upon being submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

ABSTAIN:

And the ordinance was declared adopted on the ____ day of _____ 2024.

John Wascom, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

INTRODUCED _____ ADOPTED _____
DELIVERED TO PRESIDENT _____, _____ o'clock ____ . M.
APPROVED BY PRESIDENT _____ Date _____
VETOED BY PRESIDENT _____ Date _____
RECEIVED FROM PRESIDENT _____, _____ o'clock ____ . M.

John Wascom, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

Randy Delatte, Parish President

\s\ John Wascom

John Wascom, Council Chairman

ATTEST:

\s\ Sandy C. Teal

Sandy C. Teal, Council Clerk

\s\ Randy Delatte

Randy Delatte, Parish President