**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 \_\_\_\_\_\_\_\_\_, and laid over for publication of notice:

**L. P. ORDINANCE NO. 24-**

AN ORDINANCE TO AMEND CHAPTER 125, “SUBDIVISION REGULATIONS”, ARTICLE IV– “SUBDIVISIONS WITHOUT IMPROVEMENTS”, SECTION 125-51 “SUBMITTALS” AND SECTIONS 125-52 “PROCEDURES WITH SUBDIVISIONS WITHOUT IMPROVEMENTS” BY DELETING THE SECTIONS IN THEIR ENTIRETY, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH.

 NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on \_\_\_\_\_\_\_\_\_, at six o’clock p.m., at the Governmental Building in the Parish Council Chambers, located at 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

\s\ Sandy C. Teal \s\ John Wascom

Sandy C. Teal, Council Clerk 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 AMEND CHAPTER 125, “SUBDIVISION REGULATIONS”, ARTICLE IV– “SUBDIVISIONS WITHOUT IMPROVEMENTS”, SECTION 125-51 “SUBMITTALS” AND SECTIONS 125-52 “PROCEDURES WITH SUBDIVISIONS WITHOUT IMPROVEMENTS” BY DELETING THE SECTIONS IN THEIR ENTIRETY, OF THE CODE OF ORDINANCES OF LIVINGSTON PARISH.

 WHEREAS, the Livingston Parish Council adopted L.P. Ordinance No. 01-16, reenacting Chapter 13 of the Code of Ordinances of Livingston Parish, Subdivision Regulations, which has since been codified and adopted in L.P. Ordinance No. 19-16 and is now identified as Chapter 125, and;

WHEREAS, the Livingston Parish Council has adopted numerous amendments to Chapter 125 of the Code of Ordinances and now desires to amend Article IV – Section 125-51 through Section 125-52.

WHEREAS, the Livingston Parish Council now wishes to delete Section 125-51 and Section 125-52 in their entirety.

**BE IT ORDAINED** by the Parish Council of Livingston Parish, Louisiana: Section 125-51 and Section 125-52 of the Code of Ordinances of the Parish of Livingston, Louisiana is hereby amended to read as follows:

**ARTICLE IV.**

**Secs. 125-51 – 125-52. - Reserved**

**~~ARTICLE IV. – SUBDIVISIONS WITHOUT IMPROVEMENTS~~**

**~~Sec. 125-51. - Submittals.~~**

~~(a) Applications/submittals shall be signed by both the applicant and property owner, if different.~~

~~(b) A letter of authorization shall be submitted when an authorized agent(s) sign in lieu of the property owner and applicant.~~

~~(c) Deeds of all proposed property to be subdivided shall be included with applications/submittals.~~

~~(d) All preliminary plats and submittals shall be submitted, reviewed, and all comments addressed before the 18~~~~th~~~~day of the month prior to the Planning and Zoning Commission meeting at which it is to be considered.~~

~~(1) Preliminary plat.~~

~~a. Review engineer. One (1) copy, including supplementary material and completed Form 20 and 20-A.~~

~~b. Planning department. Twelve (12) copies and one (1) eleven (11") inch by seventeen (17") inch or smaller copy complete and corrected, including supplementary material including transmittals showing that submittals to all parties and completed Form 20 and 20A.~~

~~c. Parish health unit. One (1) copy.~~

~~d. Fire district (if applicable). One (1) copy.~~

~~e. School Board. One (1) copy.~~

~~f. Drainage District. One (1) copy.~~

~~(2) Fire Protection Review.~~

~~a. Review engineer. One (1) copy.~~

~~b. Planning department. One (1) copy.~~

~~(3) School Impact Study.~~

~~a. Review engineer. One (1) copy.~~

~~b. Planning department. One (1) copy.~~

~~(4) Traffic Impact Study.~~

~~a. Review engineer. One (1) copy.~~

~~b. Planning department. One (1) copy.~~

~~(5) Drainage Impact study (or Comprehensive Drainage Plan for Large Lot Subdivisions).~~

~~a. Review engineer. One (1) copy.~~

~~b. Planning department. One (1) copy.~~

~~c. Drainage district (if applicable). One (1) copy.~~

~~(6) Final plat.~~

~~a. Review engineer. One (1) copy, including supplementary material and completed Form 20 and 20-B. Include drainage inverts and pipe diameters per subsection~~[~~125-26~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-26DRIMSTDRDERE)~~.~~

~~b. Planning department. Four (4) copies and one (1) copy of supplementary materials and completed Form 20-B.~~

~~c. Parish health unit. One (1) copy.~~

~~d. Sewer district (if applicable). One (1) copy.~~

~~e. Fire district. One (1) copy.~~

~~f. School Board. One (1) copy.~~

~~g. Drainage district (if applicable). One (1) copy.~~

~~(7) As-built drawings.~~

~~a. Review engineer. One (1) set of plans and/or electric files.~~

~~b. Parish planning department. One (1) set of plans and/or electric files.~~

~~c. Applicable sewer district. One (1) set of plans and/or electric files.~~

~~d. Applicable drainage district. One (1) set of plans and/or electric files.~~

~~e. Applicable water district. One (1) set of plans and/or electric files.~~

~~(8) FONSI. The shall accompany the final plat.~~

~~(e) The original of the final plat must be submitted to the review engineer and Parish President and/or Planning Director for approval and signature. After all fees are paid, the plat is approved and signed, and the O/D/S shall record a copy of the plat in the official records of the clerk of court and provide four (4) certified copies to the Planning Commission office. Once the final plat has been signed and/or filed, no lots can be re-subdivided.~~

**~~Sec. 125-52. - Procedures for subdivisions without improvements.~~**

~~(a)~~ *~~Stage 1—Preliminary meeting (informal discussion).~~*~~Prior to the filing of an application for approval of the preliminary plat, a representative is required to have an informal discussion with the Planning and Zoning Commission's review engineer and other Parish staff and officials deemed appropriate in an effort to resolve technical matters regarding the proposed subdivision.~~

~~(b)~~ *~~Stage 2—Preliminary plat (tentative) and public hearing.~~*

~~(1) Upon the satisfactory conclusion of the informal discussion with the Planning and Zoning Commission's review engineer and other designated officials, the preliminary plat and the preliminary plat checklist Form 20-A shall be submitted. The preliminary plat must be submitted in accordance with subsection~~[~~125-51~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIVSUWIIM_S125-51SU)~~and placed on the Planning and Zoning Commission agenda for a public hearing.~~

~~(2) The following signage will be required for subdivisions with improvements. The O/D/S shall erect two (2) signs that will be placed corner to corner in a V-shaped formation that shall each be measured four (4') foot by eight (8') foot. The sign shall be black and white sign with a minimum of four (4") inch-high letters located with no obstructions within five (5') feet of the nearest public right-of-way leading to the original filing, any new additional filing, and any other entrance or road tied to the development for connectivity purposes. The bottom of the sign shall be at least four (4') feet from the ground. Twenty-five (25%) percent of the sign may be dedicated for advertising purposes and graphics, provided such area is contiguous. The sign shall be erected at least ten (10) days prior to the Planning and Zoning Commission meeting at which the public hearing is set for the subdivision. The sign must remain visible and upright until final approval. Failure to keep the sign visible and upright is cause for project work to be stopped by the Parish and review engineer until the sign is corrected. The developer is responsible for any and all associated costs including attorney fees. The sign shall be titled "A Subdivision Is Proposed For This Site" and shall contain the following information:~~

~~a. Name, address and working telephone number of the O/D/S.~~

~~b. Name of subdivision or development.~~

~~c. Number of lots.~~

~~d. Number of acres in the development.~~

~~e. Email address.~~

~~(c)~~ *~~Stage 3—Preliminary plat submittal and other supplementary materials.~~*~~Once the preliminary plat goes before the planning and zoning commission for the public hearing the O/D/S must submit for approval to the review engineer and the Planning Director, the following, along with a copy of the preliminary plat:~~

~~a. Drainage impact study (or Comprehensive Drainage Plan for Large Lot Subdivisions) (required and approved by review engineer). Upon receipt of the preliminary plat, the review engineer must complete review of the drainage impact study in accordance with~~[~~Section 125-25~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-25DRDRIMST)~~and~~[~~125-26~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-26DRIMSTDRDERE)~~of this chapter. The O/D/S shall have a drainage impact study prepared and sealed by a civil engineer currently licensed to practice in the state. The drainage impact study must be submitted to the review engineer and drainage district (if applicable) for review and approval. The drainage impact study must be submitted in accordance with~~[~~Section 125-51~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIVSUWIIM_S125-51SU)~~.~~

~~b. Traffic impact study. Upon receipt of the preliminary plat, the review engineer must complete review of the traffic impact study in accordance with~~[~~Section 125-24~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-24TRIMST)~~of this chapter. The O/D/S shall have a traffic impact study prepared and sealed by a civil engineer currently licensed to practice in the State of Louisiana. All information and analysis submitted by the O/D/S must follow the requirements and methods outlined in~~[~~Section 125-24~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-24TRIMST)~~.~~

~~c. Fire Protection Review. Upon receipt of the preliminary plat, the review engineer shall receive a Fire Protection Review in accordance with~~[~~Section 125-22~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-22FIPRRE)~~of this chapter. The O/D/S shall have a Fire Protection Review prepared by the applicable fire district.~~

~~d. School Impact Study. Upon receipt of the preliminary plat, the review engineer shall receive School Impact Study in accordance with~~[~~Section 125-23~~](https://library.municode.com/la/livingston_parish_council/codes/code_of_ordinances?nodeId=PTIIILADECO_CH125SURE_ARTIIST_S125-23SCIMST)~~of this chapter. The O/D/S shall have a School Impact study prepared by the Livingston Parish School Board.~~

~~Within twenty (20) working days of submittal of all required materials the review engineer must provide the O/D/S's project engineer with comments from his review. The O/D/S shall address all comments before proceeding to the planning and zoning commission for approval.~~

~~(d)~~ *~~Stage 4—Preliminary plat and other supplementary materials approval.~~*

~~(1) Following the submission of the preliminary plat and other material submitted in conformity to this Chapter, the Planning and Zoning Commission shall, within sixty (60) days, approve, disapprove, or defer thereon as submitted or modified, and if approved, the Planning and Zoning Commission shall express its approval on the preliminary plat or give its reasons for disapproval. The applicant may waive this requirement and consent to an extension of such period. Any cancellation or deferral request by the O/D/S shall be deemed as consent to an extension of the time period contained herein. All such requests for deferrals or agenda cancellation shall be in written form.~~

~~(2) Appeals. If approval is denied by the Planning and Zoning Commission, the appeal shall be added to the agenda of the next regularly scheduled council meeting.~~

~~(3) Waivers. If a waiver is requested by the O/D/S, the Planning and Zoning Commission shall make a recommendation to the Parish Council.~~

~~(4) Action noted on plat. The action of the Planning and Zoning Commission shall be noted on five (5) copies of the preliminary plat. One (1) copy shall be returned to the O/D/S, one (1) copy provided to review engineer's office, one (1) copy to the Parish health office, one (1) copy to the Parish planning department and the remainder retained by the Parish Council.~~

~~(5) Changes or alterations. Any alterations made by the O/D/S after approval of the preliminary plat shall be submitted to the Planning Director and reviewed by the Planning and Zoning commission.~~

~~(6) Expiration. Approval of the preliminary plat shall be effective for twenty-four (24) months.~~

~~(e)~~ *~~Stage 7—Final plat.~~*~~Upon the recommendation of the review engineer, the Planning Director shall approve the final plat accompanied by FONSI.~~

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

YEAS:

NAYS:

ABSENT:

ABSTAIN:

And the ordinance was declared adopted on the \_\_\_\_\_\_\_\_\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Wascom, Council Chairman

ATTEST:

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Sandy C. Teal, Council Clerk

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INTRODUCED\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ADOPTED\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

DELIVERED TO PRESIDENT \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_o’clock \_\_\_. M.

APPROVED BY PRESIDENT \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Randy Delatte Date

VETOED BY PRESIDENT \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Randy Delatte Date

RECEIVED FROM PRESIDENT \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_o’clock \_\_\_. M.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Wascom, Council Chairman

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Sandy 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