

ORDINANCE NO. 14-37

The following Ordinance was offered by Council Member Lepine, who moved its adoption:

An Ordinance to amend and, as amended, reenact certain provisions of Ordinance No. 142, the Comprehensive Zoning Ordinance of Plaquemines Parish, Louisiana; to increase zoning application and petition fees; and otherwise to provide with respect thereto.

WHEREAS, the Plaquemines Parish Government has authority pursuant to the Charter for Local Self Government to adopt regulations and prepare, enact, and enforce plans for land use and zoning; and

WHEREAS, the Plaquemines Parish Council desires to increase the fees associated with planning and zoning petitions and applications;

NOW, THEREFORE:

BE IT ORDAINED BY THE PLAQUEMINES PARISH COUNCIL THAT:

SECTION 1

Section IX. 4. F. of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended and, as amended, reenacted to read as follows:

“F. Variance Fees. The following fees shall be provided on submittal of all variance appeals:

- (1) Administrative Fee - A non-refundable one-hundred-dollar (\$100.00) administrative fee per lot; however, the maximum total fee for lots located in a conditionally approved subdivision shall not exceed six-hundred dollars (\$600.00).
- (2) Advertising Fee - A non-refundable three-hundred-dollar (\$300.00) advertising fee.
- (3) Recordation Fee - A one-hundred-dollar (\$100.00) recordation fee, to be refunded if the variance appeal is not approved and duly recorded.”

SECTION 2

Section X. 3. C. of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended and, as amended, reenacted to read as follows:

“C. When submitting an application for a certificate of zoning compliance the following, non-refundable, investigation and compliance fees shall be paid:

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| (1) Accessory Building, home occupations, and signs: | \$10.00 |
| (2) Change of Use Only:
Dwellings, semi-public buildings, commercial
or industrial use not involving erection, alteration,
repair or relocation: | \$20.00 |
| (3) New Construction:
Dwellings, semi-public buildings, commercial
or industrial use not involving erection, alteration,
repair or relocation: | \$50.00” |

SECTION 3

Section X. 3. E. of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended and, as amended, reenacted to read as follows:

“E. The Zoning Administrator shall maintain a record of all certificates and copies shall be furnished, upon payment of ten dollars (\$10.00) each, to any person having a proprietary or tenancy interest in the building or land affected.”

SECTION 4

Section XII. 2. C. of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended and, as amended, reenacted to read as follows:

“C. The following fees shall be provided, and all applications already filed and pending in the permit office that have not been approved by the parish council shall be included and subject to these provisions:

- (1) Administrative Fee. In accordance with the following, a non-refundable administrative fee shall be payable on submittal of all petitions to change the zoning classification of property:
 - (a) For changing zoning classifications to A-1, A-2, RS-1, RS-2, R-1A, R-1AB, R-1AA, R-1B, R-1C, and R-2, the non-refundable administrative fee shall be two-hundred-fifty dollars (\$250.00).
 - (b) For changing zoning classifications to RM-1, RM-2, MH, M, C-1, C-2, I-1, I-2, I-3, and FP, the non-refundable administrative fee shall be five-hundred-dollars (\$500.00).
- (2) Advertising Fee. A non-refundable three-hundred-dollar (\$300.00) advertising fee shall be payable on submittal of all petitions to change the zoning classification of property.
- (3) Recordation Fee. A one-hundred-dollar (\$100.00) recordation fee, to be refunded if the petition is not approved and duly recorded, shall be payable on submittal of all petitions to change the zoning classification of property.”

SECTION 5

Section XII. 5 of Ordinance No. 142, the Comprehensive Zoning Ordinance, is hereby amended and, as amended, reenacted to read as follows:

“5. Application Procedure for Conditional Uses:

Application procedures for Conditional Uses shall be as provided for in Section XII, paragraphs 1, 2, and 3, except that the following fees shall be provided for Conditional Use Applications:

- A. Administrative Fee. In accordance with the following, a non-refundable administrative fee shall be payable on submittal of all Conditional Use Applications:
 - (a) For Conditional Use Applications on property with an area less than 5,000 square feet, the non-refundable administrative fee shall be two-hundred-dollars (\$200.00).
 - (b) For Conditional Use Applications on property comprising an area from 5,000 square feet to an area less than 25,000 square feet, the non-refundable administrative fee shall be three-hundred-dollars (\$300.00).
 - (c) For Conditional Use Applications on property comprising an area from 25,000 square feet to an area less than 75,000 square feet, the non-refundable administrative fee shall be four-hundred-dollars (\$400.00).
 - (d) For Conditional Use Applications on property with an area of or greater than 75,000 square feet, the non-refundable administrative fee shall be five-hundred-dollars (\$500.00).

- (2) Advertising Fee. A non-refundable three-hundred-dollar (\$300.00) advertising fee shall be payable on submittal of all Conditional Use Applications.
- (3) Recordation Fee. A one-hundred-dollar (\$100.00) recordation fee, to be refunded if the petition is not approved and duly recorded, shall be payable on submittal of all Conditional Use Applications.”

SECTION 6

The Secretary of this Council is hereby authorized and directed to immediately certify and release this Ordinance and that Parish employees and officials are authorized to carry out the purposes of this Ordinance, both without further reading and approval by the Plaquemines Parish Council

WHEREUPON, in open session the above Ordinance was read and considered section by section and as a whole.

Council Member Buras seconded the motion to adopt the Ordinance.

The foregoing Ordinance having been submitted to a vote, the vote resulted as follows:

YEAS: Council Members Keith Hinkley, Kirk M. Lepine, Stuart J. Guey, Anthony L. Buras, Jeff Edgecombe, and Marla Cooper

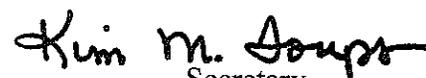
NAYS: Council Member Burghart Turner

ABSENT: Council Members Percy “P.V.” Griffin and Byron T. Marinovich

PRESENT BUT NOT VOTING: None

And the Ordinance was adopted on this the 27th day of February, 2014.

I hereby certify the above and foregoing to be a true and correct copy of an Ordinance adopted by the Plaquemines Parish Council at a meeting held in the Temporary Magnolia Center, 17563 Highway 23, Pointe-a-la-Hache, Louisiana, on Thursday, February 27, 2014.


Secretary