

CITY OF CENTRAL

BY COUNCIL MEMBER ELLIS (Case SS-4-17)

ORDINANCE NO. 2017-05

TO GRANT A WAIVER OF SECTION 7:4.4(A)(4)(a) OF THE DEVELOPMENT CODE AND ORDINANCE NO. 2009-08 REQUIRING CONNECTION TO THE PUBLIC SEWER FOR THE THREE SUBDIVIDED LOTS OF TRACT C OF THE NOW OR FORMER R.B. MONTELARO PROPERTY LOCATED ON THE WEST SIDE OF BLACKWATER ROAD BETWEEN THE MONHEGAN AND HOOPER ROAD INTERSECTIONS IN SECTION 80, TOWNSHIP 6 SOUTH, RANGE 1 EAST, GLD, EBR, LA FOR SINGLE FAMILY RESIDENTIAL USE AND TO PROVIDE FOR RELATED MATTERS

WHEREAS, the applicant for Case SS-4-17 desires to subdivide Tract C of the now or former R.B. Montelaro property into three smaller tracts which are within 500 feet of an existing force main line; and

WHEREAS, it has been deemed infeasible to connect to the force main sewer line that exists within 500 feet of the property lines of the proposed tracts.

NOW THEREFORE, BE IT ORDAINED BY the Council of the City of Central, State of Louisiana as follows:

**Section 1:** The Council for the City of Central hereby grants a waiver of Section 7:4.4(A)(4)(a) of the Development Code and Ordinance No. 2009-08 for proposed Tracts C-1, C-2, and C-3 of Tract C of the now or former R.B. Montelaro property located on the west side of Blackwater Road between the Monhegan and Hooper Road intersections in Section 80, Township 6 South, Range 1 East, Greensburg Land District, Parish of East Baton Rouge, as per the provided site plan for single family residential land use.

**Section 2:** The specific terms and conditions of this Ordinance shall prevail against other ordinances of the City to the extent that there may be any conflict.

**Section 3: Severability.** If any section, subsection, sentence, clause or provision of this Ordinance is declared by a court of competent jurisdiction to be invalid, such declaration of invalidity shall not affect the validity of the Ordinance as a whole, or parts thereof, other than the part declared invalid. The remainder of the Ordinance shall not be affected by the declaration of invalidity and shall remain in force and effect.

**Section 4: Effective Date.** This Ordinance shall be effective upon publication in the Official Journal.

Introduced at the regular Council Meeting held on March 28, 2017.

Approved by the Planning Commission on March 23, 2017.

Notice of public hearing was published in The Advocate on the 6<sup>th</sup> day of April, 2017.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

For: Ellis, Evans, Fralick, Messina, Vance  
Against: None  
Absent: None

Adopted on this 11<sup>th</sup> day of April, 2017.

Signed this 14<sup>th</sup> day of April, 2017.

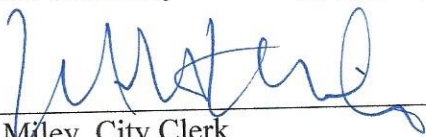
Delivered to Mayor on the 14<sup>th</sup> day of April, 2017:

  
\_\_\_\_\_  
Mark Miley, City Clerk

Approved:

  
\_\_\_\_\_  
I. M. Shelton, Jr., Mayor

Received from Mayor on the 14<sup>th</sup> day of April, 2017:

  
\_\_\_\_\_  
Mark Miley, City Clerk

Adopted Ordinance published in The Advocate on the 22<sup>nd</sup> day of April, 2017.