

BY COUNCILMAN EVANS

CITY OF CENTRAL
ORDINANCE NO. 2016-41

AN ORDINANCE PERMITTING PERSONS TO RESIDE IN RECREATIONAL VEHICLES

WHEREAS, a Heavy Rain Event beginning during the second week of August 2016 caused catastrophic flooding within the City of Central; and

WHEREAS, a significant portion of the residences within the City were damaged by flood waters and will take time to be repaired to a habitable condition; and

WHEREAS, Section 16.2 H.6. of the City of Central Comprehensive Zoning Code prohibits recreational vehicles from being “used for living, sleeping, or housekeeping purposes in any zoning district, unless within a regulated recreational vehicle park” and from being parked “in the first 30 feet of the front yard driveway of a residential district;” and

WHEREAS, the Mayor and City Council believe it is in the best interests of the City’s residents to waive the restrictions set forth above so that persons whose residences were damaged by flooding caused by the Heavy Rain Event can live on their property while repairs are performed on their residences; and

WHEREAS, Ordinance No. 2016- 33E, waiving the Section 16.2 H.6. RV prohibitions was passed at an emergency meeting of the City Council pursuant to La.R.S. §§ 33:405 D., 42:17A.(5) and 42:19A(1)(b)(iv) on August 16, 2016; and

WHEREAS, Ordinance No. 2016-33E was only effective for sixty (60) days, but the need for this waiver will persist for significantly longer; and

WHEREAS, the waiver provisions of this Ordinance were considered by the City of Central Zoning Commission at a Public Hearing on October 27, 2016.

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

Section 1: That the provisions of Section 16.2 H.6. of the City of Central Comprehensive Zoning Code prohibiting recreational vehicles from being “used for living, sleeping, or housekeeping purposes in any zoning district, unless within a regulated recreational vehicle park” and from being parked “in the first 30 feet of the front yard driveway of a residential district;” are hereby waived for persons whose residences were damaged by the Heavy Rain Event caused flooding. Proof that the residence was damaged by such flooding, in the form of a copy of an insurance or FEMA claim, is required in order to receive the waiver.

Section 2: The waiver of Section 16.2 H.6. of the City of Central Comprehensive Zoning Code set forth in Section 1 of this ordinance shall be effective until August 12, 2017.

Section 3: 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 4: 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 5. Effective Date. This Ordinance shall be effective upon publication.

Introduced before the Council on September 13, 2016.

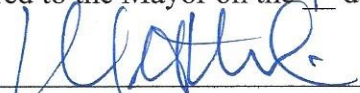
This Ordinance having been submitted to a vote, the vote thereon was as follows:

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

Adopted the 8th day of November, 2016.

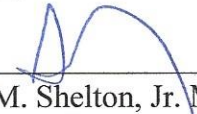
Signed the 9th day of November, 2016.

Delivered to the Mayor on the 9th day of November, 2016.



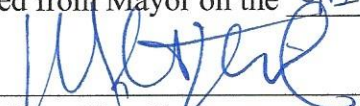
Mark Miley, City Clerk

Approved:



I.M. Shelton, Jr. Mayor

Received from Mayor on the 9th day of November, 2016:



Mark Miley, City Clerk

Adopted Ordinance published in *The Advocate* on the 12th day of November, 2016
4842-3393-7976, v. 2