

BY COUNCIL MEMBER FRALICK (Case No. SS-2-18)

CITY OF CENTRAL  
ORDINANCE NO. 2018-08

AN ORDINANCE GRANTING A WAIVER TO PERMIT A PRIVATE WASTEWATER  
TREATMENT PLANT  
(Gurney Rd. - Lot 4-A-2 of Robert Clothier Tract)

WHEREAS, as part of an application to subdivide an approximately 8.19-acre parcel on the north side of Gurney Road, west of Joor Road and east of Centerra Court into five (5) residential lots with a private servitude of access, a request was made for a waiver of Sec. 7:14.3(1) of the Development Code to permit the development of the property without connection to sanitary sewer and a waiver of Sec. 7:13.6(9)(e) of the Development Code to permit the private servitude to be constructed without a concrete roadbed; and

WHEREAS, though the property is within 500 feet of a public sanitary sewer, it is a pressurized force main, making such a connection cost prohibitive to the development of only five (5) lots; and

WHEREAS, the Planning Commission held a public hearing on the subject subdivision on February 22, 2018 approving the subdivision and recommending approval of the sewer connection waiver while not recommending approval of the concrete roadbed requirement; and

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

Section 1: That the property that is the subject of this Ordinance is legally described in Exhibit A attached hereto and made a part hereof.

Section 2: That a waiver of Sec. 7:14.3(1) of the Development Code is hereby granted consistent with the "Map Showing Survey and Division of Lot 4-A-2 of Robert Clothier Tract by L & L Land Surveying, Inc., certified January 17, 2018.

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. Except for the foregoing, the development of the subject property is subject to the terms of all applicable ordinances and regulations of the City of Central, including any amendment thereto.

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 March 13, 2018.

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

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

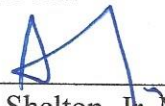
Adopted the 27<sup>th</sup> day of March, 2018.

Signed the 29<sup>th</sup> day of March, 2018.

Delivered to the Mayor on the 2<sup>nd</sup> day of April, 2018.

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

Approved:

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

Received from Mayor on the 2<sup>nd</sup> day of April, 2018:

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

Adopted Ordinance published in The Advocate on the 7<sup>th</sup> day of April, 2018

EXHIBIT A

Lot 4-A-2 of Robert Clothier Tract, Section 31, T5S-R2E, Greensburg Land District, City of Central, East Baton Rouge Parish, State of Louisiana.

4852-8038-2302, v. 1