

BY COUNCILMAN EVANS

CITY OF CENTRAL  
ORDINANCE NO. 2016-33E

AN EMERGENCY ORDINANCE PERMITTING PERSONS TO RESIDE IN  
RECREATIONAL VEHICLES

WHEREAS, a Heavy Rain Event beginning during the second week of August 2016 has caused catastrophic flooding within the City of Central, which flooding constitutes an emergency pursuant to La.RS 33:405(D) and 42:17(A)(5); 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, this ordinance is being considered 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) – notice given to the Mayor and all Council Members by text, email, telephone or face-to-face; and

WHEREAS, any emergency ordinance can continue in force for sixty days.

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 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 passage by the Council of the City of Central by at least a two-thirds (2/3) vote and approval by the Mayor. It shall be published in the ordinary course of business. Pursuant to La. R.S. 33:405(D), this ordinance shall remain in effect for sixty (60) days.

Introduced before the Council on August 16, 2016.

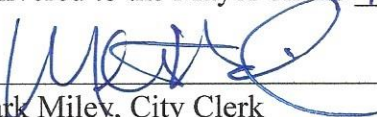
This Ordinance having been submitted to a vote, the vote thereon was as follows:

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

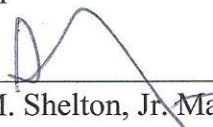
Adopted the 16<sup>th</sup> day of August, 2016.

Signed the 16<sup>th</sup> day of August, 2016.

Delivered to the Mayor on the 16<sup>th</sup> day of August, 2016.

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

Approved:

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

Received from Mayor on the 16<sup>th</sup> day of August, 2016:

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

Adopted Ordinance published in *The Advocate* on the 15<sup>th</sup> day of September, 2016  
4811-3444-0246, v. 1