

BY COUNCIL MEMBER MYER (Case No. SS-24-18)

**CITY OF CENTRAL
ORDINANCE NO. 2019-10**

**AN ORDINANCE GRANTING A WAIVER TO PERMIT A PRIVATE WASTEWATER
TREATMENT PLANT
(Joor Rd. – Tract 1-B of J.H. Bennett Tract)**

WHEREAS, as part of an application to subdivide an approximately 32.49-acre parcel on the east side of Joor Road between McCullough and Denham Roads 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

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 January 24, 2019 approving the subdivision and recommending approval of the sewer connection waiver; 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 the Subdivision of Tract 1-B into Tract 1-B-1, 1-B-2, 1-B-3, 1-B-4 and 1-B-5 of the J.H. Bennett Tract, by Charles R. St. Roman, dated January 3, 2019 and as the notes thereon are modified to include language required by the City’s subdivision regulations regarding private servitude maintenance.

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 February 12, 2019.

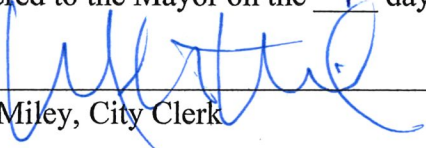
This Ordinance having been submitted to a vote, the vote thereon was as follows:

For: Evans, Freneaux, McKinney, Moak, Myer, Roy, Wells
Against: None
Absent: None

Adopted the 26th day of February, 2019.

Signed the 1st day of March, 2019.

Delivered to the Mayor on the 4th day of March, 2019.



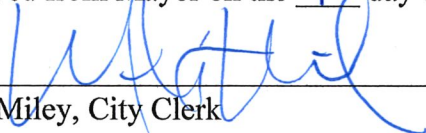
Mark Miley, City Clerk

Approved:



David Barrow, Mayor

Received from Mayor on the 4th day of March, 2019:



Mark Miley, City Clerk

Adopted Ordinance published in The Advocate on the 12th day of March, 2019

EXHIBIT A

Lot 1-B of the J.H. Bennett, Section 19, T5S-R2E, Greensburg Land District, City of Central,
East Baton Rouge Parish, State of Louisiana.

4831-3426-1126, v. 1