

BY COUNCILMAN EVANS

CITY OF CENTRAL  
ORDINANCE NO. 2016-~~2016~~-32E

AN EMERGENCY ORDINANCE WAIVING PERMIT FEES FOR DEMOLITION AND  
REPAIR WORK FOR STRUCTURES DAMAGED BY AUGUST 2016 FLOOD

WHEREAS, a Heavy Rain Event beginning during the second week of August 2016 caused catastrophic flooding within the City of Central, which flooding constitutes an emergency pursuant to La.RS 33:405 D. and La. R.S. 42:17(A).(5); and

WHEREAS, the building permit process is critical to the protection of the health, safety and welfare of the City's citizens and property owners – assuring that all work and repairs are performed in a safe and timely manner; and

WHEREAS, the building permit process is also integral to providing evidence of repairs for insurance claims and similar reimbursements; and

WHEREAS, in order to provide the City's citizens and property owners the ability to immediately begin the repair process for homes and structures damaged by the flooding caused by the Heavy Rain Event and to encourage those citizens and property owners to immediately begin the repair process, the City believes it is necessary to waive the requirement of building permit fees for the demolition, rehabilitation and replacement of said homes and structures, 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; and

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

Section 1: That all permit fees related to the demolition, repair and rebuilding of buildings and structures damaged by the flooding caused by the Heavy Rain Event beginning during the second week of August 2016 are hereby waived. Proof that the building or structure was damaged by such flooding, in the form of a copy of an insurance or FEMA claim, is required in order to receive the fee waiver.

Section 2: Upon IBTS' provision of the documentation showing the amount of permit fees that would have been paid, except for the waiver set forth in Section 1 above, the City will reimburse IBTS for fifty (50%) of the waived permit fees.

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 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

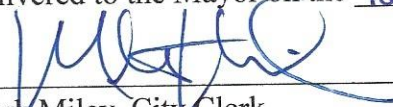
Against: None

Absent: None

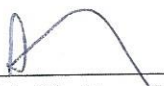
Adopted the 16<sup>th</sup> day of August, 2016.

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

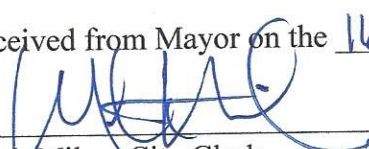
Delivered to the Mayor on the 16<sup>th</sup> day of August, 2016.

  
\_\_\_\_\_  
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

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