

PUBLIC HEARING OF THE TANGIPAHOA PARISH COUNCIL ON AUGUST 22, 2022, AT 5:30 P.M. AT THE TANGIPAHOA PARISH GORDON A BURGESS GOVERNMENTAL BUILDING, 206 EAST MULBERRY STREET, AMITE, LOUISIANA Mrs. Hyde made it known a public hearing was being held on the following:

T.P. Ordinance No. 22-43, T.P. Ordinance No. 22-44, T.P. Ordinance No. 22-45, T.P. Ordinance No. 22-46, T.P. Ordinance No. 22-47, T.P. Ordinance No. 22-48, T.P. Ordinance No. 22-49, T.P. Ordinance No. 22-50, T.P. Ordinance No. 22-51, T.P. Ordinance No. 22-52 - No one from the public asked to address the matters

MINUTES OF THE TANGIPAHOA PARISH COUNCIL
AUGUST 22, 2022 MEETING

The Tangipahoa Parish Council met on the 22nd day of August 2022 in Regular Session and was called to order by Mrs. Brigitte Hyde, Chairwoman immediately following the public hearing at 5:30pm. The Chair asked that all cell phones be muted or turned off.

The Invocation was given by Councilman Wells and the Pledge of Allegiance was led by Councilman Vial. The following members were PRESENT: Trent Forrest, John Ingraffia, Louis Joseph, Carlo Bruno, Buddy Ridgel, Joey Mayeaux, Lionell Wells, David Vial, Brigitte Hyde, Kim Coates

ADOPTION OF MINUTES Motion made by Mr. Bruno, seconded by Mr. Wells to adopt the minutes of the regular meeting dated August 8, 2022. Roll Call as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

PUBLIC INPUT - No one from the public asked to address any agenda item.

PARISH PRESIDENT'S REPORT

1. APPROVAL OF BID for Hoover Road Widening-Phase IA with contingent upon State's approval of bid concurrence form – Motion by Mr. Vial, seconded by Mr. Mayeaux to approve low bidder Magee Excavation & Development, LLC in the amount of \$2,905,000.00 for the Hoover Road Widening-Phase IA, contingent upon State's approval of the bid concurrence form. Roll Call as follows:

YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

2. Update on Unoccupied Blighted Property - Jeffrey Barthelemy – Mr. Miller introduced Jeffrey Barthelemy, parish employee working in the permit office dealing with parish blighted properties. Mr. Barthelemy gave an outline of the blighted properties process starting with notification to property owners to the final resolution.

Councilman Bruno asked if a sign with the case number can be placed at the blighted properties as a notification to the neighboring properties the parish has taken action.

Mr. Miller gave an update on the jail water leak, gave a brief summary of Item 14, and a summary on a Resolution that will require the agenda to be amended later in the meeting.

REGULAR BUSINESS

ADOPTION OF ORDINANCES

3. ADOPTION of T.P. Ordinance No. 22-43 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Mayeaux and seconded by Mr. Wells to adopt T.P. Ordinance No. 22-43 as follows:

T.P. Ordinance No. 22-43

AN ORDINANCE PLACING 15MPH SPEED LIMIT AND DRIVE LIKE YOUR KIDS LIVE HERE SIGNS ON SUNSET ACRES IN DISTRICT 6

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, as follows:

- 1) 15 MPH speed limit signs on Sunset Acres in District 6
- 2) Drive Like Your Kids Live Here on Sunset Acres in District 6

in Accordance with Chapter 42, Streets, Roads, Sidewalks and Drainage - Article I, in General - Section 42-19.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Mayeaux and seconded by Mr. Wells, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

4. ADOPTION of T.P. Ordinance No. 22-44 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Mayeaux and seconded by Mr. Wells to adopt T.P. Ordinance No. 22-44 as follows:

T.P. Ordinance No. 22-44

AN ORDINANCE PLACING 15MPH SPEED LIMIT AND DRIVE LIKE YOUR KIDS LIVE HERE SIGNS ON BUSH LANE IN DISTRICT 6

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, as follows:

- 1) 15 MPH speed limit signs on Bush Lane in District 6

2) Drive Like Your Kids Live Here on Bush Lane in District 6 in Accordance with Chapter 42, Streets, Roads, Sidewalks and Drainage - Article I, in General - Section 42-19. BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed. This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council. On motion by Mr. Mayeaux and seconded by Mr. Wells, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:
YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

5. ADOPTION of T.P. Ordinance No. 22-45 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Vial and seconded by Mr. Ingraffia to adopt T.P. Ordinance No. 22-45 as follows:

T.P. Ordinance No. 22-45

AN ORDINANCE AMENDING AND ENACTING CHAPTER 36 – PLANNING AND DEVELOPMENT, ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY, SECTION 36-115 – SPECIAL USE RESIDENTIAL COMMERCIAL DEVELOPMENTS, (C) MULTIFAMILY (2) MAJOR APARTMENTS, CONDOMINIUMS, TOWNHOUSES, AND DUPLEX DEVELOPMENT STANDARDS

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance as follows:

Chapter 36 PLANNING AND DEVELOPMENT

ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY
Sec. 36-115. Special Use Residential Commercial Developments.

- (c) *Multifamily.*
 - (2) *Major apartments, condominiums, townhouses, and duplex development standards.*
 - a. Location of mini dumps for solid waste disposal must be on the final plat.
 - b. Streets, drive aisles, or access servitudes exceeding 500 feet in length must end in a cul-de-sac or a T-turnaround designed as per chapter 42.
 - c. Privacy fences, six feet in height, may be required, if necessary, to separate incompatible land uses.
 - d. Maximum density of 12 dwelling units per acre.
 - e. Within the development all access servitudes for drive aisles must be a minimum of 35 feet wide. The drive aisle must be constructed with hard surface materials with a minimum of 16' wide. No parking spaces are allowed within the 35' servitude.
~~Must have a 35-foot minimum wide right-of-way with a 16-foot minimum wide hard surfaced street.~~
 - f. At least ten percent of the total development acreage must be green space or recreational area.
 - g. Security lighting must be provided on every other utility pole or at equivalent spacing.
 - h. These developments must have 125' frontage on an existing publicly maintained road

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed. This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council shall take effect immediately upon the signature of the Tangipahoa Parish President. On motion by Mr. Vial and seconded by Mr. Ingraffia, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:
YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

6. ADOPTION of T.P. Ordinance No. 22-46 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Vial and seconded by Mr. Ingraffia to adopt T.P. Ordinance No. 22-46 as follows:

T.P. Ordinance No. 22-46

AN ORDINANCE AMENDING AND ENACTING CHAPTER 36 – PLANNING AND DEVELOPMENT, ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY, SECTION 36-118 – OTHER IMPROVEMENT STANDARDS FOR COMMERCIAL PROPERTY DEVELOPMENTS

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance as follows:

Chapter 36 PLANNING AND DEVELOPMENT

ARTICLE V – STANDARDS FOR DEVELOPMENT OF PROPERTY
Sec. 36-118. Other Improvement Standards for Commercial Property Developments.

- (d) Commercial and Industrial subdivision/parks: All proposed commercial and Industrial Subdivisions/Parks shall meet all current development regulations including drainage requirements.
Additionally, the final plat shall state all individual lots shall meet all current development regulations at the time they are developed. This shall include but is not limited to Planning Commission approval and drainage requirements.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed. This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council. On motion by Mr. Vial and seconded by Mr. Ingraffia, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:
YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

7. ADOPTION of T.P. Ordinance No. 22-47 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mrs. Coates and seconded by Mr. Mayeaux to adopt T.P. Ordinance No. 22-47 as follows:

T.P. Ordinance No. 22-47

AN ORDINANCE AMENDING AND ENACTING CHAPTER 36 – PLANNING AND DEVELOPMENT, ARTICLE VI – ADDITIONAL AGENCIES REQUIREMENTS, SECTION 36-143 – GENERAL INFRASTRUCTURE REVIEWS AND APPROVALS, (7) SEWERAGE

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance as follows:

Chapter 36 PLANNING AND DEVELOPMENT

ARTICLE VI – ADDITIONAL AGENCIES’ REQUIREMENTS

Sec. 36-143. General infrastructure reviews and approvals.

(7) *Sewerage*. The parish council-president government does hereby adopt for implementation and enforcement chapter XIII of the Louisiana Sanitary Code, as it may be amended, particularly but not limited to the provisions not requiring connections to community type sewer systems, as provided therein, with the following exceptions and more stringent requirements to wit:

- a. All new subdivisions exceeding 10,000 gallons /day, all special use residential commercial exceeding 10,000 gallons/day and commercial sewerage systems must meet the standards of the sewerage district in which the project is located, comply with the requirements of chapter 50, and give a letter of compliance to the parish planning commission before final acceptance of a new subdivision or commercial development.
- b. Design and improvement standards:
 1. The installation of all sewer connections, subdivision sewer systems, sewage disposal systems and devices will be constructed under the supervision of and in compliance with the rules and regulations of the state department of health.
 2. If the subdivision is so located that it can reasonably be served by the extension of an existing public sanitary sewer, the subdivider will enter into an agreement with the utilities department of the respective city or parish for the extension of said sewer so that sanitary sewer service will be available for each lot within the subdivided area.
 3. Where no sewers are accessible, the subdivider shall, after securing a written permit from the state department of health, install septic tanks or other mechanical means of sewerage disposal for the entire subdivision provided that the means of sewerage disposal shall be installed in accordance with the state sanitary code.
 4. Small partitions with eight lots or less can use individual septic systems. These lots must be a minimum of 22,500 square feet total with a minimum 125 feet of road frontage.
 5. Developments with each lot containing one acre or more and a minimum of 125 feet of road frontage can have individual septic systems. The frontage requirement may be waived for lots fronting a cul-de-sac if the frontage is not less than 60 feet with the average depth of 250 feet.
 6. No utilities will be connected until sewage and waste disposal plans have been approved by the state department of health.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council shall take effect immediately upon the signature of the Tangipahoa Parish President.

On motion by Mrs. Coates and seconded by Mr. Mayeaux, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

8. ADOPTION of T.P. Ordinance No. 22-48 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Ingraffia and seconded by Mrs. Coates to adopt T.P. Ordinance No. 22-48 as follows:

T.P. Ordinance No. 22-48

AN ORDINANCE AMENDING AND ENACTING CHAPTER 42 – STREETS, ROADS, SIDEWALKS AND DRAINAGE, ARTICLE I – IN GENERAL, SECTION 42-21 – ROAD SPECIFICATIONS, (B) SUB-BASE AND (C) BASE

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance as follows:

Chapter 42 STREETS, ROADS, SIDEWALKS AND DRAINAGE

ARTICLE I – IN GENERAL

Sec. 42-21. Road Specifications.

(a) *Prior to construction*.

- (1) Lab tests shall be made of the indigenous soil to a depth of 18 inches below the bottom of the topsoil layer by a testing agent qualified to do such tests and approved by DPW.
- (2) The test shall be required at a frequency of one per 500 feet with a minimum of two per subdivision as required by LADOTD core samples.
- (3) Core samples shall be taken at each phase; sub-base, base and wearing course.
- ~~(4) Raw base must be proof rolled before stabilization to identify inadequate areas.~~
- ~~(5)~~ (4) DPW inspector shall be present for all sampling and testing.
- ~~(6)~~ (5) A copy of the test results shall be provided and accepted by DPW prior to construction of infrastructure.
- ~~(7)~~ (6) The necessary treatment of the sub-base and base shall be determined by the design engineer accordingly.

(b) *Sub-base*.

- (1) Minimum width shall be six inches wider than the base on each side.
- (2) Minimum of 12 inches sub-base with a P.I. of ~~less than 15~~ or less percent and compacted to 95 percent standard proctor must be confirmed by lab tests.
- (3) Lime treatment may be required.
- (4) Extra attention must be given to stump holes and other excavations beneath the sub-base as directed by the DPW.
- (5) No organic matter or sheared stumps may be left in place.

(c) *Base*.

- (1) Minimum width shall be six inches wider than the wearing course on each side.
- (2) ~~Ten inches minimum base of soil cement is required; for all asphalt roads or a minimum of 8 inch class II base course (stone only) may be used as an alternate for Portland cement concrete roads. Twelve inches of Stone Class II Base course or a minimum of ten inches of soil cement base as per Louisiana DOTD Standard Specifications for Roads and Bridges.~~
- (3) ~~Percentage of cement must be determined by an approved testing lab. All material sampling and testing shall be done by an approved testing lab.~~
- (4) ~~Subsequent to soil treatment, base shall be proof rolled to DOTD standards. For Stone Class II base course, sub-base shall by proof rolled to DOTD standards.~~
- (5) ~~Base must conform to LADOTD standard specifications for roads and bridges. For Soil Cement base course, base shall be proof rolled before and after soil cement treatment.~~
- (6) If lab test results attests, parish engineer may require higher standards.
- (7) There shall be a minimum of ten inches base between the bottom of the hard surface and the top of any cross-drain culvert. In the event ten-inch depth cannot be achieved, a saddle shall be installed over the cross-drain

culvert to minimize settling. The structure shall be built with a minimum depth of eight inches of asphalt or six inches of concrete; the length shall be equivalent to the length of the base; the width shall be the diameter size of the pipe times two. (See Appendix C)

(d) *Wearing course (riding surface).*

- (1) Minimum 20-foot width.
- (2) Minimum three-inch Asphaltic concrete or a minimum of six-inch Portland Cement Concrete (minimum 4000 psi).
- (3) Surface must conform to LADOTD standard specifications for roads and bridges.

(e) *Dead-ends, cul-de-sac, mini cul-de-sac (kneecap) T-turns.*

- (1) All dead-end streets 500 feet or greater in length shall require a cul-de-sac or T-turn. Deadend streets less than 500 feet will require safety devices installed at the end of the dead-end. Devices must meet DOTD standard specifications and be approved by DPW. The type of device for each location will be decided upon on a case-by-case basis.
- (2) Cul-de-sac and mini cull-de sac shall be designed with the same standards as above and must have a diameter of 100 feet riding surface and 120 feet right-of-way. (See Appendix C)
- (3) T-turnarounds shall be designed according to diagrams herein (See Appendix C)

(f) *Other.*

- (1) ~~Side dressing shall be sloped Five (5) percent, Three (3) feet past surface. The topsoil shall be hydroseeded and fertilized per LADOTD standards. If sod is used, a 2" cut section in the topsoil shall be made prior to sod placement to prevent water collection on the roadway.~~
Hydroseeded shoulder embankment shall be placed and dressed to 5% slope, 3 feet past surface, and compacted as per the Louisiana DOTD Standard Specifications for Roads and Bridges. If sod is placed, a 2" cut section shall be made for sod placement to prevent water ponding on the roadway.
- (2) Ditches shall be sloped 3:1 or flatter.
- (3) Longitudinal road grades shall conform in general to the terrain and shall be designed to ensure proper drainage.
- (4) Gravel roads will not be allowed in any parish approved subdivision or any newly constructed roads to be considered for parish maintenance.
- (5) Street jogs with centerline offsets of less than 125 feet are not allowed (See Appendix C)
- (6) A tangent at least 100 feet long shall be used between reverse curves (See Appendix C)
- (7) Streets will be laid out to intersect at right angles (See Appendix C)
- (8) Driveways and access points at intersections will be rounded with a radius of 30 feet or greater (See Appendix C)
- (9) Streets that have a left or right turn with a central angle of 80-100 degrees may incorporate a semi cul-de-sac (Appendix C)
- (10) Street names shall be approved by the 911 office.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council shall take effect immediately upon the signature of the Tangipahoa Parish President.

On motion by Mr. Ingraffia and seconded by Mrs. Coates, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

9. ADOPTION of T.P. Ordinance No. 22-49 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Ridgel and seconded by Mr. Wells to adopt T.P. Ordinance No. 22-49 as follows:

T.P. Ordinance No. 22-49

AN ORDINANCE AMENDING AND ENACTING APPENDIX C,
FIGURES 2 THROUGH 5

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, State of Louisiana, acting as the Governing Authority thereof revises and amends the Tangipahoa Parish Code of Ordinance, Appendix C, Figures 2 through 5 as attached:

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council shall take effect immediately upon the signature of the Tangipahoa Parish President.

On motion by Mr. Ridgel and seconded by Mr. Wells, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

10. ADOPTION of T.P. Ordinance No. 22-50 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Ingraffia and seconded by Mr. Forrest to adopt T.P. Ordinance No. 22-50 as follows:

T.P. Ordinance No. 22-50

AN ORDINANCE TO GRANT A VARIANCE TO SECTION 36-112 – SPECIAL CLASSIFICATION PROPERTY
DEVELOPMENT STANDARDS

FOR MARK AND ERIN SMITH, ASSESSMENT #3141101 IN DISTRICT 2

WHEREAS, Mark and Erin Smith are requesting a variance to place a manufactured home at 26315 Crown Drive, Ponchatoula, LA, Assessment #3141101, a 5 acre parcel that occupies 1 habitable structure located in the center of the property; and
WHEREAS, the Smith's request is to allow the spacing of the manufactured home placement to be 26 feet from the existing habitable structure; and

WHEREAS, Tangipahoa Parish Code of Ordinances Chapter 36 Planning and Development, Article V Standards for Development of Property, Section 36-112 Special classification property development standards (A) Mobile/Manufactured Homes Placement Standards for placement on a single lot, (4) Spacing of manufactured home All new manufactured homes being placed must be a minimum of 50 feet from another habitable structure; and

WHEREAS, on August 2, 2022, the Planning Commission voted to recommend approval of the variance request by Mark and Erin Smith to place a manufactured home at 26315 Crown Drive, Ponchatoula, LA, Assessment #3141101, 26 feet from the existing habitable structure which is within the minimum 50 feet requirement based on health, safety, and welfare of the resident; and

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the section of the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to Mark and Erin Smith to approve the placement of a manufactured home on Assessment #3141101, once all other requirements have been satisfied;

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Ingraffia and seconded by Mr. Forrest, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

11. ADOPTION of T.P. Ordinance No. 22-51 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Vial and seconded by Mr. Joseph to adopt T.P. Ordinance No. 22-51 as follows:

T.P. ORDINANCE NO. 22-51

AN ORDINANCE AMENDING AND ENACTING CHAPTER 32-NUISANCES TO ADD ARTICLE V-MINIMUM HOUSING STANDARDS

BE IT ORDAINED BY THE TANGIPAHOA PARISH COUNCIL-PRESIDENT GOVERNMENT, STATE OF LOUISIANA, ACTING AS THE GOVERNING AUTHORITY THEREOF REVISES AND AMENDS THE TANGIPAHOA PARISH CODE OF ORDINANCE AS FOLLOWS:

Chapter 32 NUISANCES

ARTICLE V. MINIMUM HOUSING STANDARDS

SEC. 32-147. FITNESS FOR DWELLING, DWELLING UNITS.

Every dwelling and dwelling unit intended for use as a human habitation, occupancy, or use, or held out for use as human habitation, shall comply with all the minimum standards of fitness for human habitation in accordance with the applicable Louisiana State Building Codes or Housing & Urban Development for Manufactured Housing for permanent residency. No person shall let to another for occupancy, or use as a place for human habitation, any dwelling or dwelling unit, which does not comply with all the minimum standards of fitness for human habitation and all the requirements of this division. Unoccupied structures shall not be deteriorated as to become a health or safety hazard.

Recreational vehicles (RVs) shall not be occupied for residential housing, except for in conjunction with the issuance of a single-family building permit. Said vehicle shall only be occupied by the owner of the proposed/under construction building for a time not to exceed 180 days. This time period may be extended an additional 180 days by the Building Official with just cause and substantial completion of single-family home.

Recreational vehicle is defined as: A vehicular-type unit primarily designed as temporary living quarters for recreational, camping or travel use, which either has its own motor power or is mounted on or towed by another vehicle. Also known as travel trailer, camping trailer, truck camper and/or motor home. Removal of axles, tongue, or perm affixing unit shall not redefine as non-recreational vehicle.

Sec. 32-148. Structural condition.

- (A) Walls or partitions or supporting members, sills, joists, rafters or other structural members shall not excessively lean or buckle and shall not be rotted, deteriorated or damaged, and shall not have holes or cracks which might admit rodents.
- (B) Floors and roofs shall have adequate supporting members and strength to be reasonably safe for the purpose used.
- (C) Foundations, foundation walls, piers or other foundation supports shall not be deteriorated or damaged so as to dangerously reduce their intended load-bearing characteristics.
- (D) Steps, stairs, landings, porches, or other parts of appurtenances shall be maintained in such condition that they will not fall or collapse.
- (E) Adequate egress in case of fire or panic shall be provided as per specifications of the Louisiana State Residential Building Code.
- (F) Interior walls and ceilings of all rooms, closets and hallways shall be finished with suitable materials, which will, by use of reasonable household methods, promote sanitation and cleanliness, and shall be maintained in such a manner as to enable the occupants to maintain reasonable privacy between various spaces.
- (G) The roof, flashings, exterior walls, basement walls, floors, and all doors and windows exposed to the weather shall be constructed and maintained so as to be weathertight, and rodent proof. Roof coverings shall be maintained in good condition. All new roofs must be installed in accordance with the Louisiana State Residential Building Code.
- (H) There shall be no chimneys or parts thereof which are in danger of falling or in such condition or location as to constitute a fire hazard.
- (I) There shall be no use of the ground for floors or wood floors on the ground.

Sec. 32-149. Basic equipment and facilities.

- (A) Plumbing system. The plumbing system of each dwelling or dwelling unit shall conform to the following:
 - (1) Each dwelling unit shall be connected to a potable water supply and to the public sewer or other approved sewage disposal systems.
 - (2) Each dwelling unit shall contain not less than a kitchen sink, lavatory, tub or shower, water closet and an adequate supply of both cold and hot water.
 - (3) All required plumbing fixtures shall be located within the dwelling unit and be accessible to the occupants of the dwelling unit. The water closet and tub or shower shall be located in a room affording privacy to the user.
- (B) Electrical system. The electrical system of each dwelling or dwelling unit shall conform to the following:
 - (1) Every dwelling and dwelling unit shall be wired for electric lights and convenience receptacles
 - (2) All fixtures, receptacles, equipment and wiring shall be maintained in a state of good repair, safe, capable of being used without hazard to property or persons.
- (C) Carbon Monoxide Detectors. With the issuance of a single-family building permit, carbon monoxide detector(s) shall be required outside of sleeping area of occupied recreational vehicle.

Sec. 32-150. Safe and sanitary maintenance.

- (A) Exterior foundation, walls and roofs. Every foundation wall, exterior wall and exterior roof shall be substantially weather tight and rodent proof, shall be kept in sound condition and good repair, shall be capable of affording privacy, shall be safe to use and capable of supporting the load which normal use may cause to be placed thereon. Every exterior wall shall be protected with paint or other protective covering to prevent the entrance or penetration of moisture or the weather.
- (B) All doors leading to the exterior must have an apparatus for opening and closing the door on both sides, a locking mechanism and shall be kept in sound working condition and good repair.
- (C) Supplied facilities. Every supplied facility, piece of equipment or utility which is required under this article, shall be so constructed or installed that it will function safely and effectively and shall be maintained in satisfactory condition.

Sec. 32-151. Violations

- (A) Unlawful Acts. It shall be unlawful for a person to be in conflict with or in violation of any of the provisions of this code.
- (B) Notice of violation. The code enforcement official shall serve a notice of violation or order in accordance Section 32-152 of this code.

- (C) Prosecution of violation. Any person failing to comply with a notice of violation or order served in accordance with Section 32-152 shall be deemed guilty of a misdemeanor or civil infraction and the violation shall be deemed a strict liability offense. If the notice of violation is not complied with, the code official shall institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation, or to require the removal or termination of the unlawful occupancy of the structure in violation of the provisions of this code or of the order or direction made pursuant thereto. Any action taken by the authority having jurisdiction on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.
- (D) Violation penalties. Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be prosecuted within the limits provided by state or local laws. Each day that a violation continues after due notice has been served shall be deemed a separate offense and shall be punished as provided in section 1-13.
- (E) Abatement of violation. The imposition of the penalties herein prescribed shall not preclude the legal officer of the jurisdiction from instituting appropriate action to restrain, correct or abate a violation, or to prevent illegal occupancy of a building, structure or premises, or to stop an illegal act, conduct, business or utilization of the building, structure or premises.

Sec. 32-152. NOTICES AND ORDERS

- (A) Notice to person responsible. Whenever the code official determines that there has been a violation of this code or has grounds to believe that a violation has occurred, notice shall be given to the person responsible for the violation as specified in this code.
- (B) Form. Such notice prescribed in Section 32-151 shall be in accordance with all of the following:
 - 1. Be in writing.
 - 2. Include a description of the real estate sufficient for identification.
 - 3. Include a statement of the violation or violations and why the notice is being issued.
 - 4. Include a correction order allowing a reasonable time of 30 days to make the repairs and improvements required to bring the dwelling unit or structure into compliance with the provisions of this code.
 - 5. Include a statement of legal action.
 - 6. Inform the property owner of the right to appeal.
 - 7. If no resolution has been completed within the time indicated in notification, code officer will notify the district council representative to add to council agenda to proceed with legal action.
- (C) Method of service. Such notice shall be deemed to be properly served if a copy thereof is:
 - 1. Delivered personally;
 - 2. Sent by certified or first-class mail addressed to the last known Address as shown by the most recent tax assessment; or
 - 3. If the notice is returned showing that the letter was not delivered, a copy thereof shall be posted in a conspicuous place in or about the structure affected by such notice.
- (D) Council Action. If no resolve has been accomplished through the code enforcement action, the Parish Council shall proceed with legal action. The Council shall vote to give legal counsel the authority to serve said offender and proceed with court proceedings.
- (E) Unauthorized tampering. Signs, tags or seals posted or affixed by the code official shall not be mutilated, destroyed or tampered with, or removed without authorization from the code official.
- (F) Penalties. Penalties for noncompliance with orders and notices shall be as set forth in Section 32-151.
- (G) Transfer of ownership. It shall be unlawful for the owner of any dwelling unit or structure who has received a compliance order or upon whom a notice of violation has been served to sell, transfer, mortgage, lease or otherwise dispose of such dwelling unit or structure to another until the provisions of the compliance order or notice of violation have been complied with, or until such owner shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order or notice of violation issued by the code official and shall furnish to the code official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of such compliance order or notice of violation and fully accepting the responsibility without condition for making the corrections or repairs required by such compliance order or notice of violation.
- (H) Transfer of electrical utilities. The issuance of an electrical utility permit shall not be issued until all deficiencies have been corrected in concurrence with the issued compliance order.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Vial and seconded by Mr. Joseph, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

12. ADOPTION of T.P. Ordinance No. 22-52 - The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Tangipahoa Parish Council on August 8, 2022, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage on August 22, 2022 on a Motion made by Mr. Wells and seconded by Mr. Vial to adopt T.P. Ordinance No. 22-52 as follows:

T.P. Ordinance No. 22-52

AN ORDINANCE TO PROVIDE FOR AN EXEMPTION OF PARISH GOVERNMENT ONE CENT (1¢) SALES TAXES DURING THE STATE OF LOUISIANA SALES TAX HOLIDAY, SEPTEMBER 2-4, 2022

WHEREAS, Act 453 of the 2009 Regular Session of the Louisiana Legislature enacted the Annual Louisiana Second Amendment Weekend Holiday Act that provides an exemption from state and local sales and use taxes on individuals' purchases of firearms, ammunition and hunting supplies on the first Friday through Sunday each September, and

WHEREAS, the Louisiana R.S. 47:305.54 provides that a governing authority shall exempt from sales tax the same purchases of tangible personal property as has been exempted by the state during sales tax holiday, and;

THEREFORE BE IT RESOLVED, by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana provides for an exemption of parish government one cent (1¢) sales taxes during the State of Louisiana Sales Tax Holiday, September 2-4, 2022

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said council and was submitted to an official vote of the Tangipahoa Parish Council.

On motion by Mr. Wells and seconded by Mr. Vial, the foregoing ordinance was hereby declared adopted on this 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

ADOPTION OF RESOLUTIONS

13. ADOPTION of T.P. Resolution No. R22-20 – Motion by Mr. Joseph, seconded by Mr. Bruno to adopt T.P. Resolution No. R22-20 as follows:

T.P. RESOLUTION NO. R22-20

A Resolution granting approval to Gravity Drainage District No. 4 of Tangipahoa Parish, Louisiana (the "District"),

to call and hold an election on Saturday, December 10, 2022, to authorize the renewal of the levy and collection of (i) a 3.0 mills ad valorem tax for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purpose of maintaining, constructing and improving gravity drainage works within the territorial limits of the District, title to which shall be in the public, and (ii) a 2.0 mills ad valorem tax for a period of five (5) years, beginning with the year 2023 and ending with the year 2027, for the following purposes: one-half shall be for the purpose of maintaining and operating gravity drainage works in the District, and the other one-half shall be for the purpose of constructing gravity drainage works in the District, title to which shall be in the public; and further providing for other matters in connection therewith.

WHEREAS, Gravity Drainage District No. 4 of Tangipahoa Parish, Louisiana (the “*District*”) adopted a Resolution on August 15, 2022, ordering and calling a special election to be held in the District on Saturday, December 10, 2022, to authorize the renewal of the levy and collection of (i) a 3.0 mills ad valorem tax for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purpose of maintaining, constructing and improving gravity drainage works within the territorial limits of the District, title to which shall be in the public, and (ii) a 2.0 mills ad valorem tax for a period of five (5) years, beginning with the year 2023 and ending with the year 2027, for the following purposes: one-half shall be for the purpose of maintaining and operating gravity drainage works in the District, and the other one-half shall be for the purpose of constructing gravity drainage works in the District, title to which shall be in the public (the “*Taxes*”), all in the manner conferred by Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 38:1902 and the applicable provisions of Chapters 6 and 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the “*District Resolution*”), a copy of which is on file with the Parish Council of the Parish of Tangipahoa, State of Louisiana, as governing authority of the Parish of Tangipahoa, State of Louisiana (the “*Parish Council*”);

WHEREAS, the District has made application to the Parish Council for approval to call and hold such election on Saturday, December 10, 2022, as more fully set forth in the District Resolution;

WHEREAS, Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, grants power to the Parish Council to approve any proposal submitted by the District to levy taxes;

NOW, THEREFORE, BE IT RESOLVED by the Parish Council, as the governing authority of the Parish of Tangipahoa, State of Louisiana, that:

SECTION 1. Pursuant to a request submitted to this Parish Council by the District, approval is hereby granted to the District to call and hold an election on Saturday, December 10, 2022, to authorize the renewal of the levy and collection of (i) a 3.0 mills ad valorem tax for a period of ten (10) years, beginning with the year 2023 and ending with the year 2032, for the purpose of maintaining, constructing and improving gravity drainage works within the territorial limits of the District, title to which shall be in the public, and (ii) a 2.0 mills ad valorem tax for a period of five (5) years, beginning with the year 2023 and ending with the year 2027, for the following purposes: one-half shall be for the purpose of maintaining and operating gravity drainage works in the District, and the other one-half shall be for the purpose of constructing gravity drainage works in the District, title to which shall be in the public (the “*Taxes*”), in the manner conferred Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 38:1902 and the applicable provisions of Chapters 6 and 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority and as more fully set forth in the District Resolution.

SECTION 2. In the event the foregoing propositions pass, approval, consent and authority are hereby granted to the District to levy and collect the Taxes described in Section 1 hereof.

SECTION 3. This approval is granted in compliance with the provisions of Article VI, Section 15 of the Louisiana Constitution of 1974, as amended, and Section 1415 of Title 33 of the Louisiana Revised Statutes of 1950, as amended.

SECTION 4. This Resolution shall take effect immediately.

On motion by Mr. Joseph and seconded by Mr. Bruno, the foregoing Resolution was hereby declared adopted on this the 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

14. ADOPTION of T.P. Resolution No. R22-21 – Motion by Mr. Vial, seconded by Mr. Mayeaux to adopt T.P. Resolution No. R22-21 as follows:

T. P. RESOLUTION NO. R22-21

A RESOLUTION OF SUPPORT BY THE TANGIPAHOA PARISH COUNCIL-PRESIDENT GOVERNMENT FOR ECONOMIC DEVELOPMENT PROJECT IN DISTRICT 8

WHEREAS, the Parish of Tangipahoa works to attract high-quality businesses to locate in Tangipahoa as part of the parish’s overall Economic Development plan and strategy, thereby creating quality jobs with above average wages plus benefits and attracting significant capital investment to and in the parish.

WHEREAS, Niagara Bottling, LLC is currently in the site selection process for a new food and beverage manufacturing and distribution facility and Tangipahoa parish is competing with a neighboring parish that is also being considered as a potential location for the new facility.

WHEREAS, Niagara Bottling, LLC will be creating scores of career-oriented high-quality good paying jobs with benefits and additionally will be investing millions of capital dollars and creating a significant number of new construction jobs in the building of a new food and beverage manufacturing and distribution facility and related infrastructure.

BE IT FURTHER RESOLVED, that the Tangipahoa Parish Council hereby resolves that the Parish endorse and fully support Niagara Bottling, LLC’s new food and beverage manufacturing and distribution project to facilitate the selection of Tangipahoa parish as the site of the new facility.

On motion by Mr. Vial and seconded by Mr. Mayeaux, the foregoing resolution was hereby declared adopted on this the 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates

The chair asked for a motion to amend the agenda to add T.P. Resolution No. R22-22 – Motion by Mr. Joseph, seconded by Mr. Forrest to amend the agenda

ADOPTION of T.P. Resolution No. R22-22 – Motion made by Mr. Vial, seconded by Mr. Mayeaux to adopt T.P. Resolution No. R22-22 as follows:

T. P. RESOLUTION NO. R22-22

RESOLUTION OF THE TANGIPAHOA PARISH COUNCIL-PRESIDENT GOVERNMENT FOR SUPPORT OF STATE CAPITAL OUTLAY FOR AIRPORT RD- N. HOOVER RD. PROJECT 50-J53-14-03

WHEREAS, the Parish of Tangipahoa would like to provide an improved and safe N. Hoover Rd project to the public, and presently this public road is in need of improvements; and

WHEREAS, the Parish is working together with the State Capital Outlay program, Facility Planning and Control, and our area Legislators to improve this busy roadway and can provide the required local matching funds to the State’s Capital Outlay allocation available for this work and for any funding that is needed above the allocation from the Capital Outlay program.

THEN, THEREFORE BE IT RESOLVED, that the Tangipahoa Parish Council hereby resolves that the Parish endorse the State Capital Outlay funding allocation, provide for approval of the Parish President Robby Miller as the authorized signatory for official FP&C documents, and provide the required local matching funds from existing Parish resources.

On motion by Mr. Vial and seconded by Mr. Mayeaux, the foregoing resolution was hereby declared adopted on this the 22nd day of August, 2022 by the following roll-call vote:

YEAS: Forrest, Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Vial, Hyde, Coates
BOARD APPOINTMENTS

15. GRAVITY DRAINAGE DISTRICT NO 5 – Motion made by Mr. Forrest, seconded by Mr. Vial to appoint to Gravity Drainage District No 5 Board Tibbis Cooper to serve a 1st term that will expire July 2026. This new appointment is filling the expired term of Steven Smith. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates
16. AMITE AREA RECREATION DISTRICT NO 3 – Motion by Mr. Joseph, seconded by Mr. Forrest to accept the resignation of Cory Blunk from the Amite Area Recreation District No 3 board & to appoint Matthew Bridges to fill the unexpired term. Roll call vote as follows:
YEA: Mr. Forrest, Mr. Ingraffia, Mr. Joseph, Mr. Bruno, Mr. Ridgel, Mr. Mayeaux, Mr. Wells, Mr. Vial, Mrs. Hyde, Mrs. Coates

BEER, WINE, AND LIQUOR PERMITS - None

LEGAL MATTERS - None

COUNCILMEN'S PRIVILEGES

Mr. Bruno asked legal counsel about Antioch Road situation and was informed by legal counsel that a cease & desist letter had been sent

Mr. Mayeaux asked legal counsel about the Robinwood Drive situation and was informed by legal counsel that a suit had been filed

Mr. Joseph thanked everyone that participated in Tangipahoa Parish School Systems “Let’s Stuff the Bus” reporting \$874 in gift cards were received as well as a bus load of school supplies.

With no further discussion a motion was made by Mr. Wells to adjourn.

S/Jill DeSouge, Council Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council