

1 Introduced September 8, 2020, by Councilman
2 Tamborella, seconded by Councilwoman
3 Denham, (by request of Administration)

4 **Item No. 20-09-3337**

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6 **ORDINANCE NO. 3999**

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8 An ordinance amending the text of Appendix C *Rules of Procedure*, Chapter 8
9 *Zoning Ordinance Amendments* of the City's Code of Ordinances relating to methods of
10 expediting zoning ordinance amendments.

11 WHEREAS, Appendix C of the City's Code of Ordinances provides rules of
12 procedure of the City Council, which were adopted on July 11, 1978 and have been
13 subsequently amended; and

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15 WHEREAS, Chapter 8 of Appendix C addresses the City Council's rules of
16 procedure specifically related to zoning ordinance amendments; and

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18 WHEREAS, Sec. 8.2 *Methods of expediting* of Appendix C suggests that
19 receipt by the Council administrator of a Zoning Commission recommendation on a zoning
20 amendment prior to the introduction of same on the Council's consent calendar will
21 expedite the zoning amendment process; and

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23 WHEREAS, Sec. 8.2 actually results in a lengthier process for zoning
24 amendments by not allowing the ordinance to be introduced on the Council's consent
25 calendar before the Zoning Commission makes a recommendation; and

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27 WHEREAS, procedures for amendments to the zoning ordinance are also in
28 Appendix A *Zoning, Part 8 Amendments* of the City's Code of Ordinances; and

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30 WHEREAS, Part 8 of Appendix A prohibits the City Council from taking action
31 on a zoning amendment (i.e. a vote to approve or reject) before it receives the Zoning
32 Commission's final report on the proposed amendment; and

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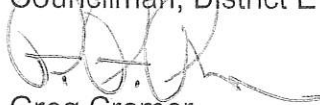
4 WHEREAS, removing Sec. 8.2 of Appendix C would result in a shorter timeline
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6 for zoning amendments by allowing the ordinance to be introduced on the Council's
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8 consent calendar before the Zoning Commission makes a recommendation, while the City
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10 Council's action on the amendment (i.e. a vote to approve or reject) must still wait until
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12 after the Zoning Commission holds a public hearing and makes a final report on the
13
14 amendment.

15 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that it does
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17 hereby delete Sec. 8.2 *Methods of expediting* of Chapter 8 *Zoning Ordinance*
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19 *Amendments* of Appendix C *Rules of Procedure* of the City's Code of Ordinances.

20 ADOPTED this 13th day of October, 2020.

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22 Kenny Tamborella
23 President of the Council
24 Councilman, District E

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26 Greg Cromer
27 Mayor

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30 Thomas P. Reeves
31 Council Administrator

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DELIVERED	10/15/20
3:50 pm	to the Mayor
RECEIVED	10/21/20
9:45 am	from the Mayor

- (c) Formal presentations will be followed by a period of questions and answers, not to exceed 45 minutes in length. Each question and answer will be limited to three minutes.
- (d) The final 45 minutes of each town meeting will be open to comments, not to exceed three minutes each, from interested citizens.
- (e) Time limitations as imposed above may be extended for finite periods of time only by a two-thirds favorable vote of the city councilmembers present.

CHAPTER 8. ZONING ORDINANCE AMENDMENTS

8.1 Procedure.

In accordance with part 8, section 8.1 of the City of Slidell Zoning Ordinance, no amendment, supplement or change of the zoning ordinance or district map shall become effective unless and until the zoning commission has submitted its report and recommendations to the city council, the city council has held a public hearing, and a final yeas and nays vote has been taken on the proposal by the city council within 120 days dated from the introduction of an ordinance in correct form.

8.2 Methods of expediting.

In order to expedite this process, the council administrator will convert each proposal for amendment, supplement, or change of the zoning ordinance or district map into correct ordinance form, upon receipt of the zoning commission's recommendations, and enter it on the consent calendar as introduced "by request" by the president of the council, and seconded "by request" by the councilmember whose district is affected; or, if it affects more than one district, as seconded "by request" by the councilmember-at-large receiving the most votes when elected. If the councilmember-at-large receiving the most votes when elected is the president of the council, the other

councilmember-at-large will be indicated as seconding "by request" the introduction of the ordinance.

CHAPTER 9. VOTING BOARD RULES AND PROCEDURES

(a) Councilmembers in legal session convened shall use the electric call vote.

(b) When a question item has been discussed and the council, by at least a majority, has indicated (according to Robert's Rules of Order, Newly Revised) they are ready to vote, the president or chairman shall announce: "Roll call vote". The chairman will allow adequate time for the members to vote.

(c) The chairman shall then instruct the council administrator to record the vote. The council administrator shall throw the master board switch. This action will simultaneously record the vote. Those votes not lit shall not be considered. If the council administrator notices a member has thrown two switches in error, he shall call this to that member's attention prior to flipping the switch to the master board. In the event of malfunction of the electrical board, no votes shall be recorded. The president or chairman will ask for another vote by verbal or roll call.

Delete

within ten calendar days of the commission meeting at which the final action has taken place. The city council shall not take action on the proposed change(s) until it receives the final report of the commission.

8.111 The city shall hold a public hearing on the petition.

8.112 Any amendment that has failed to receive the approval of the planning and zoning commissions shall not be passed by the city council except by an affirmative vote of the majority of the authorized membership of the legislative body.

8.113 A final ye and nay vote shall be taken on the proposal by the city council within 120 days dated from the introduction of the ordinance in correct form.

8.114 However, in case of a protest against such a change signed by the owners of 20 percent or more of the lots immediately adjacent, extending 200 feet from the nearest property lines of the lots proposed for change, or those directly opposite thereto extending 500 feet from the street frontage of such opposite lots, such amendment(s) shall not become effective except by favorable vote of at least the majority of the authorized membership of the legislative body.

8.115 After publishing notice required by section 8.1, the city council may hold any public hearing required by this article or the statutes of Louisiana pertaining to zoning jointly with any public hearing required to be held by the planning and zoning commissions, but the legislative body shall not take action until it has received the final report of the commission.

(Ord. No. 1309, 11-11-1980; Ord. No. 2280, 9-26-1989)

PART 9. DEFINITIONS

9.1 *Accessory building and use:* Subordinate building or a portion of the main building, the use of which is incidental to that of the main building or land not used for a place of habitation or a living room, kitchen, dining room, parlor, bedroom, or library. An accessory use is one which is incidental to the main use of the premises. A swimming pool is an accessory use.

9.2 *Adult businesses*

9.2a *Adult theater:* Any place or establishment that as a substantial or significant portion of its business features or provides for viewing on site (i) films, motion pictures, video or audio cassettes, slides, or other visual representations or recordings that are distinguished or characterized by an emphasis on the exposure, depiction, or description of specified anatomical areas, or the conduct or simulation of specified sexual activities; or (ii) live performances that are distinguished or characterized by an emphasis on the exposure, depiction, or description of specified anatomical areas or the conduct or simulation of specified sexual activities. Adult theaters offering viewing of film, photograph material or live performances to audiences smaller in size than five persons per seating, are expressly prohibited.

9.2b *Adult cabarets:* Any place or establishment that has a substantial or significant portion of its business features or provides any of the following:

- (1) Persons who appear semi-nude, or
- (2) Live performances that are distinguished or characterized by an emphasis on the exposure, depiction, or description of spec-