

Introduced January 9th, 1979 by
Councilmen Martin and Washington;
seconded by Councilman Wood

Item number 79-1-4

ORDINANCE

NO. 1136

An ordinance to declare a moratorium on the issuance of Alcoholic Beverage Permits in the area bounded by Fremaux Avenue, Guzman Street, Fourth Street, and Front Street through June 30th, 1979 from the effective date of this ordinance for a report by the Department of Planning relative to restricting the establishments of cocktail lounges, etc. in the aforementioned area, whichever is sooner; allowing provisions for the exclusion of current lawfully operated alcoholic beverage outlets or those presently applying to operate an alcoholic beverage outlet, any property owner of an existing facility or pre-existing facility which has operated as an alcoholic beverage outlet at the time of the passage of this ordinance; and any place of business whose main or principle activity is that of serving food.

WHEREAS, the above designated area, also known as Olde Towne, situated in Slidell, St. Tammany Parish, Louisiana, has incurred abnormal problems due to the abnormally rapid development and subsequent high density of establishments in that area; and

WHEREAS, it has been required that a complete study (analysis and evaluation) be made, more particularly as follows: a) the effect of the increased issuance of permits in a restricted area (i.e., permits to area); b) whether there exists sufficient safety factors for the increased activity; c) the extent and sufficiency of police allocation and protection for the area; d) enforcement and violations of the fire code; and e) enforcement and violations of the building code (i.e., compliance with existing plumbing and electrical requirements); and

WHEREAS, in order to determine if new zoning and/or statutory amendments are necessary to control the further issuance of liquor permits and licenses, a complete study of the above factors by City's Department of Planning is requested and recommendations required by the Slidell Planning Commission; and

1 WHEREAS, the implementation of this study could be
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3 achieved without any additional cost to the City of Slidell by
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5 coordinating with existing City personnel.
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7 THE SLIDELL CITY COUNCIL HEREBY ORDAINS:
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9 SECTION 1. That a moratorium be and is hereby declared
10 on the issuance of Alcoholic Beverage Permits in the area bounded
11 by Fremaux Avenue, Guzman Street, Fourth Street, and Front Street,
12 through June 30th, 1979 for a report by the Department of Planning
13 and the Planning Commission relative to restricting the establish-
14 ment of cocktail lounges, etc., in the aforementioned area,
15 whichever is sooner.
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22 SECTION 2. The provisions of this Ordinance shall not
23 apply to any premises which, at the time of the passage of this
24 ordinance, were lawfully operated, or which have begun the pro-
25 cess of applying for the necessary licenses and permits for
26 operation as bona fide barroom, saloon, cabaret, night club, or
27 other place where beverages of high alcoholic content or beer or
28 ale were lawfully sold or would be sold at retail to be consumed
29 on the premises, and for which the proper licenses and permits
30 have been granted and are in effect or have been applied for.
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41 SECTION 3. The moratorium should not affect the right
42 of any property owner or lessee currently operating an alcoholic
43 beverage outlet, or the owner of any existing facility or pre-
44 existing facility used for the purpose of operating an alcoholic
45 beverage outlet wherein the most recent usage of such facility
46 was for the purpose of operating an alcoholic beverage outlet,
47 which facility may not be operating as an alcoholic beverage out-
48 let at the time of the passage of this ordinance, or any owner
49 or lessee who has begun the process of applying for the necessary
50 licenses or permits to operate an alcoholic beverage outlet, to
51 transfer, sell, assign, set over or in any way encumber his
52 property as an alcoholic beverage outlet during the period of
53 this moratorium.
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SECTION 4. The provisions of this ordinance shall not apply to any place of business whose main or principal activity is that of serving food, including but without limitation, restaurants and cafeterias.

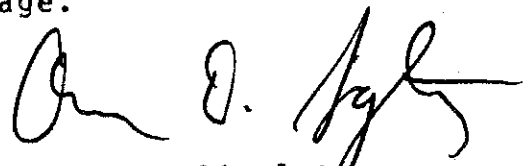
SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed insofar as they are inconsistent herewith.

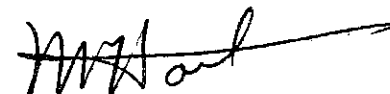
SECTION 6. If any portion of this ordinance shall be declared unconstitutional or invalid, the remaining provision hereof shall remain in full force and effect.

ADOPTED this 6th day of February, 1979, and shall become effective immediately upon passage.

DELIVERED 2/7/79
1:00 PM to the Mayor

RECEIVED 2/9/79
2:30 PM from the Mayor


Alvin D. Singletary
Councilman-at-Large
President of the Council


M. W. Hart
Mayor


John Swenson CMC
Clerk of Council

Failed -

Introduced February 6th, 1979 by
Councilman Hinton; seconded by
Councilman *Cauna*

Item number 79-1-4

AMENDMENT

Be it ordained by the City Council of the City of
Slidell, Louisiana, in legal session convened, that item number
79-1-4, a proposed Olde Towne Alcoholic Beverage Moratorium
ordinance, be changed as follows:

On page 1, line 11, change Guzman to Robert.

ADOPTED this 6th day of February, 1979.

Alvin D. Singletary
Councilman-at-Large
President of the Council

John Swenson CMC
Clerk of Council