

T.P. Ordinance No. 22-33

**AN ORDINANCE AMENDING AND ENACTING CHAPTER 36 –
PLANNING AND DEVELOPMENT, ARTICLE V – STANDARDS FOR
DEVELOPMENT OF PROPERTY, SECTION 36-111 – GENERAL
IMPROVEMENT STANDARDS, (B) LAND CLEARING**

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, Chapter 36 – Planning and Development as follows:

Chapter 36 PLANNING AND DEVELOPMENT

ARTICLE V. STANDARDS FOR DEVELOPMENT OF PROPERTY

Sec. 36-111. General improvement standards.

(b) Land clearing.

- (1) Approval of a land clearing permit from the parish is required for any ~~disturbance-parcel~~ of five acres or more; any major subdivisions; and any special use residential commercial developments as required by the parish and in compliance with department of environmental quality SWPPP requirements.
- (2) All applications for parcels 20 acres or larger shall include a wetland jurisdictional determination (JD) performed by a qualified professional. Evidence of submission of the JD to the U.S. Army Corps of Engineers (Corps) shall also accompany the permit application. If the site does not contain wetlands, any further site development shall follow the applicable development regulations as set forth by the parish. If the site does contain wetlands, those wetlands areas shall be field marked, and no clearing operations shall be performed in those wetlands areas. Any further site development shall not disturb the identified wetlands areas until the site development plan and proposed wetland modifications are approved by the parish. Prior to any construction activities on the site, Corps concurrence of the JD shall be submitted to the parish. Any wetlands modification shall meet the requirements set forth by the parish and shall be properly permitted by the Corps and the state department of natural resources (if applicable).
- (3) This pertains to all developments, but specifically excludes the following: single residential structures (homes) with a construction permit, commercial forestry or timber operations with a logging permit, farming operations as defined by the state department of agriculture, and normal maintenance or pruning.
- (4) Any parcel regardless of having received a logging and/or land clearing permit and which has been cleared or logged such that all or portions of the 25-foot vegetative perimeter buffer has been removed shall not be allowed to be submitted for a major subdivision development or for a special use residential commercial development approval within a 24-month period from the completion date of the clearing operation or until the vegetative perimeter buffer is restored in accordance with section 36-8.
- (5) For major subdivision developments and special use residential commercial developments a land clearing permit shall not be issued until final approval has been obtained from the planning commission.
- (6) A land clearing permit shall be required for all major subdivision developments and special use residential commercial developments on parcels of five acres or greater.
- (7) Limited removal of vegetation for the sole purpose of obtaining information for an existing topographical survey shall not be deemed a violation of this chapter as long as no grubbing is performed.

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. Mayeaux and seconded by Mr. Wells, the foregoing ordinance was hereby declared adopted on this 11th day of July, 2022 by the following roll-call

vote;


YEAS: Ingraffia, Joseph, Bruno, Ridgel, Mayeaux, Wells, Hyde

NAYS:


ABSENT: Forrest, Vial, Coates

NOT VOTING:

ATTEST:



Jill DeSouge
Clerk of Council
Tangipahoa Parish Council




Brigitte Hyde
Chairwoman
Tangipahoa Parish Council

INTRODUCED: June 27, 2022

PUBLISHED: July 7, 2022 OFFICIAL JOURNAL Hammond Daily Star

ADOPTED BY TPC: July 11, 2022

DELIVERED TO PRESIDENT: 12th day of July, 2022 at 8:30am

APPROVED BY PRESIDENT: 

Robby Miller Date 7/18/2022

VETOED BY PRESIDENT: _____
Robby Miller Date _____

RECEIVED FROM PRESIDENT: 18th day of July, 2022 at 9:00am