

1 **BY COUNCIL MEMBER FRALICK**

2
3 **PROPOSED ORDINANCE NO. 2015-___**

4
5 **TO AMEND AND REENACT APPENDIX G, PART I, SECTION 107, OF**
6 **THE CODE OF ORDINANCES OF THE CITY OF CENTRAL TO**
7 **PROVIDE FOR VARIANCES RELATIVE TO DESIGN STANDARDS IN**
8 **OVERLAY DISTRICTS AND TO PROVIDE FOR ALL RELATED**
9 **MATTERS**

10
11 WHEREAS, the Council of the City of Central desires to amend its ordinances relative to
12 variances of Design Standards in Overlay Districts to make it consistent with La. R.S. 33:4727;

13
14 BE IT ORDAINED by the Council of the City of Central, State of Louisiana as follows:

15
16 **Section 1:** Appendix G, Part I, Section 107 of the Code of Ordinances of the City of Central
17 as enacted by Ordinance No. 2013-22 is hereby amended and re-enacted, so as to read as
18 follows:

19
20 Appendix G. Design Standards in Overlay Districts

21
22 Part I. In General

23
24 Section 107. Variance

25
26 A temporary or permanent variance from one of more of the requirements set forth in the
27 Overlay Design Standards may be granted ~~by the Council after recommendation~~ by the
28 ~~Construction Board of Appeals~~ Board of Adjustment where the property owner
29 demonstrates that the compliance with one or more design standard would result in a
30 particular hardship upon the owner as distinguished from a mere inconvenience and the
31 granting of the variance will not diminish the desired character or value of the property
32 within the area.

33
34 **Section 2: Conflicts**

35 All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

36
37 **Section 3: Severability**

38
39 If any section, subsection, sentence, clause or provision of this Ordinance is declared by a court
40 of competent jurisdiction to be invalid, such declaration of invalidity shall not affect the validity
41 of the Ordinance as a whole, or parts thereof, other than the part declared invalid. The remainder
42 of the Ordinance shall not be affected by the declaration of invalidity and shall remain in force
43 and effect.

44
45 **Section 4: Effective Date**

1 This Ordinance shall be effective upon publication.
2
3 Introduced before the Council on this ____ day of May, 2015.
4
5 Notice of the public hearing was published in The Advocate on the ____ day of _____, 2015.
6
7 This Ordinance having been submitted to a vote, the vote thereon is as follows:
8
9 For:
10 Against:
11 Absent:
12
13 Adopted this _____ day of _____, 2015.
14
15 Signed this _____ day of _____, 2015.
16
17 Delivered to Mayor on the ____ day of _____, 2015:
18
19 _____
20 Mark Miley, City Clerk
21
22 Approved:
23
24 _____
25 I.M. Shelton, Jr., Mayor
26
27 Received from Mayor on the ____ day of _____, 2015:
28
29 _____
30 Mark Miley, City Clerk
31
32 Adopted Ordinance published in The Advocate on the ____ day of _____, 2015.