

2001-0129

INTRODUCED BY: ALBERT D. LAQUE, PARISH PRESIDENT  
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 01-5-8

An ordinance amending the St. Charles Parish Code of Ordinances, Appendix A, Section X.G.2.c. to modify the setback requirements for telecommunications towers.

WHEREAS, the Zoning Ordinance sets forth a procedure for the construction and/or operation of cellular and personal communications service; and,

WHEREAS, in order to protect the public health, safety, and welfare of St. Charles Parish, the debris from failure of monopole tower, mast, aerial, or antennae shall be contained within tower site; and,

WHEREAS, containment of debris within site will ensure protection of the abutting property owner(s).

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the St. Charles Parish Code of Ordinances, Appendix A, Section X.G.2.c. is hereby amended to read as follows:

c. Setbacks. Cellular and PCS installations shall be setback from all abutting property lines by a distance of one hundred (100%) percent of the height of design point of failure of the servicing tower, monopole tower, mast, aerial, or antennae, plus twenty five feet (25'). Applicant shall submit documentation, certified by a registered professional engineer licensed to practice in the State of Louisiana that accurately specifies this point of failure. If the applicant fails to provide such certified documentation of the design point of failure, the installation shall be setback from all abutting property lines by a distance of one hundred (100%) percent of the height of the servicing tower, monopole tower, mast, aerial, or antennae, plus twenty five feet (25'). Communications equipment shelters, which service the installation, shall adhere to standard setback requirements for the affected zoning district. Whenever the site abuts a residential district or use, the tower shall be setback from the abutting property lines by a distance of 100% of the height of the servicing tower, monopole tower, mast, aerial or antennae.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: RAMCHANDRAN, FAUCHEUX, HILAIRE, FABRE, ABADIE, AUTHEMENT, BLACK, MARINO, MINNICH

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 7<sup>th</sup> day of May, 2001, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN. Benny Minnich  
SECRETARY Barbara J. Jawb  
DLVD/PARISH PRESIDENT May 9, 2001  
APPROVED i DISAPPROVED \_\_\_\_\_  
PARISH PRESIDENT Albert D. Laque  
RETD/SECRETARY. 5-9-01  
AT 2:30 P.M. RECD BY B99