

2021-0211

INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 21-8-11

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, Appendix A, as amended, Section VI. in order to permit transmission towers in the R-1A, R-1A(M), R-1B, R-1M, and R-2 zoning districts as a Special Permit Use.

WHEREAS, the Zoning Ordinance of 1981, as amended, defines *Transmission tower* as: A structure or framework, usually of a steel lattice construction, principally intended to support radio, cellular, telecommunications, television, electric utility and/or any other electromagnetic transmissions, and receiving antennas and/or equipment (Ord. No. 97-7-4, § I, 7-7-97); and,

WHEREAS, the Zoning Ordinance of 1981, as amended, also defines *Accessory building or structure* as: A subordinate structure, not sharing a common wall with the main structure, the use of which is incidental to that of the main structure; and,

WHEREAS, the St. Charles Parish Council wishes to provide for transmission towers to be permitted, for personal use, as residential accessory structures in residential land use zones in a way that promotes the public health, safety, and welfare.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Code of Ordinances, Appendix A, Section VI., B., [I].1.c. *Special permit uses and structures [in the R-1A zoning district]* is hereby amended as follows with new text in underline and deleted text in ~~strikethrough~~:

(10) Transmission towers when accessory to a permitted use.

SECTION II. That the Code of Ordinances, Appendix A, Section VI., B., [II].1.c. *Special permit uses and structures [in the R-1A(M) zoning district]* is hereby amended as follows with new text in underline and deleted text in ~~strikethrough~~:

(8) Transmission towers when accessory to a permitted use.

SECTION III. That the Code of Ordinances, Appendix A, Section VI., B., [III].c. *Special permit uses and structures [in the R-1B zoning district]* is amended as follows with new text in underline and deleted text in ~~strikethrough~~:

(11) Transmission towers when accessory to a permitted use.

SECTION IV. That the Code of Ordinances, Appendix A, Section VI., B., [IV].2. *Special permit uses [in the R-1M zoning district]* is amended as follows with new text in underline and deleted text in ~~strikethrough~~:

(c) Transmission towers when accessory to a permitted use.

SECTION V. That the Code of Ordinances, Appendix A, Section VI., B., [VII].1.c. *Special permit uses and structures [in the R-2 zoning district]* is amended as follows with new text in underline and deleted text in ~~strikethrough~~:

(7) Transmission towers when accessory to a permitted use.

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

YEAS: BILLINGS, FONSECA, DARENSBOURG GORDON, CLULEE, BELLOCK, FISHER, FISHER-PERRIER

NAYS: NONE

ABSENT: GIBBS, DUFRENE

And the ordinance was declared adopted this 9th day of August, 2021, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Marilyn Bellock
SECRETARY: Michelle Dupontato
DLVD/PARISH PRESIDENT: August 10, 2021
APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: Matthew Jewell
RETD/SECRETARY: August 12, 2021
AT: 9:24 am RECD BY: [Signature]