

ORDINANCE NO. 44 OF 2017

AN ORDINANCE AMENDING ORDINANCE NO. 129 OF 2016, AND OTHERWISE PROVIDING WITH RESPECT THERETO.

BY COUNCILMEMBER: JEFF EVERSON
DISTRICT: B

WHEREAS, on February 28, 2017, the Shreveport City Council adopted **Ordinance No. 129 of 2016** (Ordinance 129); and

WHEREAS, Ordinance 129 adopted the Shreveport-Caddo Unified Development Code and the Official Zoning Map; and

WHEREAS, Ordinance 129 provided for an effective date of May 15, 2017, provided the Parish of Caddo “enacts in full force and effect the Shreveport-Caddo Unified Development Code and zoning map as adopted by this ordinance (Ordinance 129)” by said date; and

WHEREAS, on March 23, 2017 the Caddo Parish Commission (the Commission) adopted amendments to the Shreveport-Caddo Unified Development Code, which do not appear in Ordinance 129, and voted on a motion to adopt their ordinance as amended. The motion to adopt their ordinance as amended received seven votes, but eight votes were needed for adoption, according to the Commission Clerk; and

WHEREAS, On April 3, 2017, the Shreveport-Caddo Unified Development Code appeared on the Commission’s agenda again, but it was postponed and the earliest that ordinance can be introduced is April 20, 2017. If it is introduced on April 20, 2017, it cannot be adopted until May 4, 2017; and if adopted on May 4, it will not be effective until May 19, 2017; and

WHEREAS, it does not appear that Caddo Parish will adopt the Shreveport-Caddo Unified Development Code by May 15, 2017, and if Caddo Parish does adopt a Unified Development Code it may be different from Ordinance No 129 of 2016; and

WHEREAS, “Great Expectations: Shreveport-Caddo 2030 Master Plan” identifies a Unified Development Code as a critical tool that the City needs, and the City has invested significant resources to develop the Unified Development Code; and, therefore Ordinance 129 of 2016, should take effect in the City of Shreveport on May 15, 2017; and

WHEREAS, Ordinance 129 of 2016, contained a typographical error that should be corrected.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Shreveport, in legal session convened, that **Ordinance 129 of 2016**, is amended as follows and as attached (*see* attachment titled “**Ordinance 129 of 2016 as amended by Ordinance 44 of 2017**”):

1. In the title of the ordinance under **ORDINANCE NO. 129 OF 2016** *insert*:

“AS AMENDED BY ORDINANCE NO. 44 OF 2017”

2. In the title of the ordinance *strike* the number “**52**” and *insert*:

the number “**82**”

3. In the sixth WHEREAS paragraph insert the following at the end of the sentence after the semi-colon:

“however, it not absolutely necessary that both governing bodies of the City and the Parish adopt identical Unified Development Codes; and”

4. In the third line of the NOW THEREFORE, BE IT ORDAINED paragraph *strike* “Shreveport-Caddo” and *insert*:

“Shreveport”

5. In the second BE IT FURTHER ORDAINED paragraph *strike* the number “52” and *insert*:

the number “82”

6. *Strike* the third BE IT FURTHER ORDAINED paragraph in its entirety, and *insert*:

“BE IT FURTHER ORDAINED that because the unified development code shall be the Shreveport Unified Development Code and Zoning Map, any provision of said code which states that said provision is applicable to any part of Caddo Parish outside the city limits of the City of Shreveport, and/or which require action by the Parish of Caddo is null and void, and shall be removed administratively or by subsequent action of the City Council”

7. In the fourth BE IT FURTHER ORDAINED paragraph *strike* the words “subject to the condition expressed in the preceding paragraph” and *strike* the comma (“,”) after the word “paragraph”.

8. In the sixth BE IT FURTHER ORDAINED paragraph *strike* the words “repealed by a subsequent ordinance that is repealed by this ordinance.” and *insert*:

“previously repealed.”

BE IT FURTHER ORDAINED that the attached document titled “**ORDINANCE NO. 129 OF 217 AS AMENDED BY ORDINANCE NO. 44 OF 2017**” shall be filed with and shall replace the original **Ordinance No. 129 of 2016** in the official City Council files in the office of the Clerk of Council.

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this ordinance are hereby declared severable.

BE IT FURTHER ORDAINED that all ordinances or parts thereof in conflict herewith are hereby repealed.

APPROVED AS TO LEGAL FORM:

City Attorney's Office