

November 16, 2009

The Land Use Commission of the City of Sulphur, Louisiana, met in regular session at its regular meeting place located at 500 North Huntington Street, Sulphur, Louisiana, at 5:30 p.m., on the 16th day of November, 2009, after full compliance with the convening of said meeting, with the following members present:

EARL DORMAN, Land Use Commission of District 1
TROY DARBY, Land Use Commission of District 2
JOHNNY PEEL, Land Use Commission of District 3
LAWRENCE DAVID, Land Use Commission of District 4
GERRIT LAWRENCE, Land Use Commission of District 5

After the meeting was called to order and the roll called with the above results, prayer was led by Mr. Lawrence followed by the reciting of the Pledge of Allegiance led by Mr. Peel.

The Chairman asked if there were any changes to the agenda. Motion was made by Mr. Darby seconded by Mr. Peel that the agenda be accepted. Motion carried.

The first item on the agenda is a resolution granting a rezone to Fasnik (Carson Fasske), property located behind 505 Ash Street, from Residential District to Business District to allow for a physical therapy office. Motion was made by Mr. Darby seconded by Mr. Lawrence that the following resolution be adopted to-wit:

RESOLUTION

Resolution granting a rezone to Fasnik, Inc. (Carson Fasske), property located behind 505 Ash Street, from Residential District to Business District.

BE IT RESOLVED by the Land Use Commission of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Fasnik, Inc. (Carson Fasske), property located behind 505 Ash Street, from Residential District to Business District.

A vote was then called with the results as follows:

YEAS: Mr. Dorman, Mr. Darby, Mr. Peel, Mr. David, Mr. Lawrence
NAYS: None
ABSENT: None

And the said resolution was declared duly adopted on this 16th day of November, 2009.

ATTEST:

ARLENE BLANCHARD, Secretary

LAWRENCE DAVID, Chairman

The next item on the agenda is a resolution granting a rezone to Susan Duhon, 2605 Maplewood Drive, from Residential District to Business District to allow for a tire business. Motion was made by Mr. Darby seconded by Mr. Peel that the following resolution be adopted to-wit:

RESOLUTION

Resolution granting a rezone to Susan Duhon, 2605 Maplewood Drive, from Residential District to Business District.

BE IT RESOLVED by the Land Use Commission of the City of Sulphur, Louisiana, that they do hereby grant a rezone to Susan Duhon, 2605 Maplewood Drive, from Residential District to Business District.

A vote was then called with the results as follows:

YEAS: Mr. Dorman, Mr. Darby, Mr. Peel, Mr. David, Mr. Lawrence
NAYS: None
ABSENT: None

And the said resolution was declared duly adopted on this 16th day of November, 2009.

ATTEST:

ARLENE BLANCHARD, Secretary

LAWRENCE DAVID, Chairman

The next item on the agenda is a resolution amending Article IV, Part 2, Section 9 of the Land Use Ordinance to provide for (9) Political Signs and renumbering existing item (9). Mr. Darby asked how the politicians will find out about this new ordinance. Mr.

Bruce stated that this just isn't for local politicians it's also for all politicians state-wide. How do we notify politicians that don't live here? Mr. Lawrence stated that maybe a certified resolution could be sent to the State. Mr. Darby also stated that he doesn't feel that six weeks is a long enough time frame to get signs out.

Mr. Dorman asked who would validate the signs being picked up. Mr. Bruce stated that Ordinance Enforcement already has a mechanism in place for signs.

At this time Mike Koonce addressed the Commission and asked if he could put a political sign in his yard at any time. Mr. Darby stated, not according to this resolution. Mr. Koonce asked the Commission to look at other municipalities to see how their ordinance reads because he doesn't feel comfortable with this resolution. After discussion, motion was made by Mr. Lawrence seconded by Mr. Dorman that the following resolution be adopted to-wit:

RESOLUTION

Resolution amending Article IV, Part 2, Section 9 of the Land Use Ordinance to provide for (9) Political Signs and renumbering existing item (9).

BE IT RESOLVED by the Land Use Commission of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 2, Section 9 of the Land Use Ordinance to provide for (9) Political Signs and renumbering existing item (9) to (10) so as to read as follows:

(9) Political Signs

- (a) All political signs displayed on utility poles, city owned neutral grounds or Right-of-ways are subject to immediate removal.
- (b) A refundable fee of \$100.00 shall be paid to the City of Sulphur prior to the display of political signs within the city limits. This fee may be refunded after the election, if and only if all signage associated with the candidates campaign are removed from all areas of the city within the time limit set out in paragraph (c).

- (c) Political signs shall only be displayed commencing on the official qualification date of the candidate as designated by the Office of the Clerk of Court in and for the Parish of Calcasieu, State of Louisiana and shall be removed within ten (10) days after the election date.
- (d) Political signs shall not be displayed on public property, with the exception of standing billboards.
- (e) Political signs shall be displayed outside the sight triangle as defined in Article IV, Part 2, Section 2 (2).
- (f) Political signs in a Residential District shall not exceed an area of eight square feet.
- (g) Political signs in a Business, Commercial or Industrial District, with the exception of standing billboards, shall not exceed an area of 32 square feet.

(10) Exemptions

All City and/or State regulatory signs and devices, including but not limited to, traffic lights, stop signs, yield signs, and any and all traffic regulatory signs are exempt from this article.

A vote was then called with the results as follows:

YEAS: Mr. Dorman, Mr. David, Mr. Lawrence

NAYS: Mr. Darby, Mr. Peel

ABSENT: None

And the said resolution was declared duly adopted on this 16th day of November, 2009.

ATTEST:

ARLENE BLANCHARD, Secretary

LAWRENCE DAVID, Chairman

The next item on the agenda is a resolution amending Article IV, Part 2, Section 9 (7) of the Land Use Ordinance – Permitted Portable Signs. After much discussion, motion was made by Mr. Darby seconded by Mr. Lawrence that the following resolution be adopted to-wit:

RESOLUTION

Resolution amending Article IV, Part 2, Section 9 (7) of the Land Use Ordinance - Permitted Portable Signs.

BE IT RESOLVED by the Land Use Commission of the City of Sulphur, Louisiana, that they do hereby amend Article IV, Part 2, Section 9 (7) of the Land Use Ordinance to read as follows:

(7) Permitted Portable Signs

Portable, changeable copy signs shall not be permitted in any land use classification within the City of Sulphur except under the following conditions:

- (a) The sign is non-illuminated and non-flashing;
- (b) In the event that the sign is electrically wired, the wiring must be hardwired such that the wiring is totally encased in a durable conduit and located such that it is not subject to crossing by vehicular or pedestrian traffic;
- (c) The sign replacement adheres to all setback requirements and imposes no hazard to vehicular or pedestrian safety and further provides no deterrent to health, safety and welfare of the general citizenry;
- (d) The sign is officially permitted and authorized by the Building Official in and for the City of Sulphur;
- (e) The sign is out of any visibility triangle at intersecting corridors;
- (f) The sign is securely fastened to the ground to avoid the sign from being easily removed, overturned or relocated.
- (g) The sign is compatible with the district land use restrictions set out in the Land Use Ordinance. (See IV.2.9.4)

A vote was then called with the results as follows:

YEAS: Mr. Dorman, Mr. Darby, Mr. Peel, Mr. David, Mr. Lawrence

NAYS: None

ABSENT: None

And the said resolution was declared duly adopted on this 16th day of November, 2009.

ATTEST:

ARLENE BLANCHARD, Secretary

LAWRENCE DAVID, Chairman

There being no further business to come before the Commission, the Chairman
declared the meeting adjourned.

ATTEST:

ARLENE BLANCHARD, Secretary

LAWRENCE DAVID, Chairman

11/16/09
6:00 P.M.