

April 19, 2021

The Land Use Commission of the City of Sulphur, Louisiana, met in regular session at its regular meeting place located at 500 N. Huntington Street, Sulphur, Louisiana, held at 5:30 p.m., on the 19th day of April 2021, after full compliance with the convening of said meeting with the following members present:

LENORE CARROLL, Land Use Commission District 1
PHYLLIS WILSON, Land Use Commission District 2
ROBIN BAUDOIN, Land Use Commission District 4
JONATHAN BRAZZELL, Land Use Commission of District 5

ABSENT: VERONICA ALLISON, Land Use Commission District 3

After the meeting was called to order and the roll called with the above results, prayer was led by Ms. Baudoin followed by the reciting of the Pledge of Allegiance led by Mrs. Carroll.

After the meeting was called to order and the roll called with the above results, motion was made by Mr. Brazzell seconded by Mrs. Carroll that the minutes from the previous meeting stand as written. Motion carried unanimously.

Motion was then made by Brazzell seconded by Mrs. Carroll that the agenda stand as written.

Motion carried unanimously.

The first item on the agenda is a resolution amending the Land Use Ordinance of the City of Sulphur to provide for regulations on Borrow Pits and Ponds. After discussion, motion was made by Mrs. Carroll seconded by Mr. Brazzell that the following amendments be made:

Remove #5 – An application for a Borrow Pit or Pond and a grading permit must be submitted to the Inspections Department and the Land Use Administrator prior to work beginning.

Add the words throughout the resolution “and Ponds” after the words “Borrow Pits”.

Amend the definition of Borrow-pit as follows: Borrow-pits and Ponds: The removal of gravel, shell, sand, and/or topsoil materials from a lot or a part thereof to an on-site or off-site location.

Amend #3 as follows: All Borrow-pit and Pond applications shall be presented to Land Use Commission and City Council for approval.

Amend 4 (XIII) as follows: That hauling must be completed within three (3) years.

Motion carried unanimously.

Motion was then made by Mr. Brazzell seconded by Mrs. Carroll that the following resolution be adopted to-wit:

RESOLUTION

RESOLUTION AMENDING APPENDIX B, ARTICLE IV, PART 2 TO PROVIDE FOR SECTION 10 – BORROW PITS AND PONDS.

BE IT RESOLVED by the Land Use Commission of the City of Sulphur, Louisiana, that they do hereby amend Appendix B, Article IV, Part 2 to provide for Section 10 – Borrow Pits and Ponds, of the Land Use Ordinance of the City of Sulphur to read as follows:

Section 10 – Borrow Pits and Ponds

Borrow-pits and Ponds: The removal of gravel, shell, sand, and/or topsoil materials from a lot or a part thereof to an on-site or off-site location.

1. Borrow-pits or ponds shall not exceed five (5) acres.
2. Borrow-pits or ponds shall have a setback minimum of fifty (50) feet from property lines (where applicable a fifty (50) foot front yard setback will be measured from the required right-of-way line as per the major thoroughfare plan). A public hearing is required if the minimum setbacks are not met.
3. All Borrow-pit and Pond applications shall be presented to Land Use Commission and City Council for approval.
4. The applicant shall meet the following requirements:
 - I. That the extraction and hauling be performed from daylight to dusk only;

- II. That the extraction is performed in accordance with the borrow-pit and pond application and the site plan on file with the division of planning and development;
- III. That necessary steps must be taken to maintain dust control and to prevent spillage and tracking from occurring on any public road;
- IV. That no hauling will take place during inclement weather;
- V. That a local development permit must be obtained prior to hauling;
- VI. That hauling will be subject to any weight limits on any affected city road or bridge;
- VII. That backfilling of any type is prohibited without proper permitting and prior approval of the Land Use Commission and the City Council.
- VIII. That the development adheres to stormwater best management practices;
- IX. That an application for and/or compliance with an LPDES stormwater, sand and gravel pit, or discharge permit through the department of environmental quality may be required;
- X. That a road damage bond may be required as per the recommendation of the Public Works Director.
- XI. That obstructing the flow of surface water is prohibited;
- XII. Borrow-pits and Ponds shall be developed in accordance with watershed performance standards established herein with additional design criteria established in Chapter 24 of this code; and
- XIII. That hauling must be completed within three (3) years.

A vote was then called with the results as follows:

YEAS: Mrs. Carroll, Mrs. Wilson, Mrs. Baudoin, Mr. Brazzell

NAYS: None

ABSENT: Mrs. Allison

And the said resolution was declared duly adopted on this 19th day of April, 2021.

ATTEST:

ARLENE BLANCHARD, Secretary

ROBIN BAUDOIN, Chairman

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

ATTEST:

ARLENE BLANCHARD, Secretary

ROBIN BAUDOIN, Chairman

4/19/21

5:55 P.M.