DINANCE # 2013-08
RODUCED BY Alexius
E INTRODUCED 3/5/13
M NUMBER 2013-03-01
BLIC HEARING 4/16/13
OPTED/TABLED 4/16/13
ECTIVE 5/3/13
OK # PAGE #
CORDATION # 3
ENDED BY ORDINANCE #
E AMENDED

ADOPTION INTRODUCTION

CITY OF COVINGTON
ORDINANCE NUMBER 2013-08

AN ORDINANCE OF THE CITY OF COVINGTON AMENDING THE FOLLOWING PROVISIONS OF THE COVINGTON CODE OF ORDINANCES: APPENDIX B, COMPREHENSIVE ZONING ORDINANCE OF 2010, PART 3. USE DISTRICTS, SECTION 3.16. CN NEIGHBORHOOD COMMERCIAL AND SECTION 3.17. CBD COMMUNITY BUSINESS (ZONING CASE NO. 12-11-02TXT)

WHEREAS, certain amendments have been suggested to the sections of the Code addressing the Comprehensive Zoning Ordinance Use Districts; and

WHEREAS, the Covington City Council deems these amendments appropriate to protect the health, safety and welfare of the citizens of Covington; and

WHEREAS, the City Council has held its public hearing in accordance with law,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Covington, at its regular session convened, that Appendix B, Comprehensive Zoning Ordinance of 2010, Part 3. Use Districts, Section 3.16. CN Neighborhood commercial, shall be amended to read as follows:

Sec. 3.16. CN neighborhood commercial.
3.1602. *Permitted uses.* Permitted uses in this district shall be as follows, and shall be no larger than 5,000 square feet in gross floor area:
6. Automotive fuel ~~station;~~ station:
a. If the parcel is 40,000 square feet or less, each automotive fuel station shall contain no more than two (2) islands with a maximum of four (4) Multiple Product Dispensers (MPD); or
b. If the parcel is greater than 40,000 square feet and more than four (4) Multiple Product Dispensers are requested, then conditional use approval shall be required.
Conditional uses are prohibited unless application for the use has been processed by the City of Covington and the Zoning Commission has favorably approved such use. For all conditional uses, the plan approval process is that as set forth in Section 3.7 conditional uses, regardless of lot size or conditional uses.

BE IT FURTHER ORDAINED by the City Council of the City of Covington, at its regular session convened, that Appendix B, Comprehensive Zoning Ordinance of 2010, Part 3. Use Districts, Section 3.17. CBD--Community business, shall be amended to read as follows:

Sec. 3.17. CBD--Community business.

3.1703. *Prohibited uses.* All uses not specifically permitted or authorized shall be prohibited including, but not limited to, the following:

5. Automotive fuel stations shall not be permitted in the Division of St. John.

BE IT FURTHER ORDAINED that all other sections of Appendix B, Comprehensive Zoning Ordinance of 2010, shall remain the same and in full force.

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

WHEREUPON, this ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the City Council of the City of Covington, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows:

MOVED FOR ADOPTION by Rolling, seconded by Callahan.

YEAS: 6 **NAYS:** 0

ABSTAIN: 0 **ABSENT:** 1 (Wright)

PASSED AND ADOPTED this 16th day of April, 2013.

R. S. Sam O'Keefe

R.S. "SAM" O'KEEFE
COUNCIL PRESIDENT

Bonnie D. Champagne

BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL

Presented to the Mayor this 17th day of April, 2013, at 10:45 o'clock A.M.

Bonnie D. Champagne

BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL

Approved ✓ or Vetoed ___ by the Mayor on this 17th day of April, 2013.

MICHAEL B. COOPER
MAYOR

Received from the Mayor on the 17th day of April, 2013, at 2:50 o'clock P.M.

BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL