

ORDINANCE # 2014-03
INTRODUCED BY Alexis
DATE INTRODUCED 1/7/14
FORM NUMBER 2014-01-01
PUBLISHED HEARING 1 2/18/14
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JOB # 3 PAGE # 3
RECORDATION # 3
AMENDED BY ORDINANCE # 3
DATE AMENDED 5

ADOPTION

INTRODUCTION

CITY OF COVINGTON
ORDINANCE NUMBER 2014- 03

6 AN ORDINANCE OF THE CITY OF COVINGTON
7 AMENDING THE FOLLOWING PROVISIONS OF THE
8 COVINGTON CODE OF ORDINANCES: APPENDIX B,
9 COMPREHENSIVE ZONING ORDINANCE OF 2010,
10 PART 3. USE DISTRICTS, SEC. 3.17. CBD-COMMUNITY
11 BUSINESS DISTRICT AND SEC. 3.31. HDC-MUOD HISTORIC
12 DOWNTOWN COVINGTON MIXED-USE OVERLAY DISTRICT
13 (ZONING CASE NO. 13-12-06TXT)
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16 WHEREAS, certain amendments have been suggested to the sections of the
17 Code addressing the CBD-Community business district and HDC-MUOD Historic
18 Downtown Covington mixed-use overlay district; and

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

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

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

28 3.1703. Prohibited uses. All uses not specifically permitted or authorized shall be
29 prohibited including, but not limited to, the following:
30

- 31 1. Drive-through uses for food service in the Division of St. John;
- 32 2. Industrial or manufacturing activities, except as specifically
33 permitted or permissible;
- 34 3. Large-scale repair and heavy equipment repair and related service facilities;
- 35 4. The parking of any vehicles that are designed or intended for the storage or
36 transport of hazardous or flammable materials;
- 37 5. Automotive fuel stations shall not be permitted in the Division of St. John.

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39 3.1704. Conditional uses.

- 40
41 1. Drive-through uses for food service;

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43 Conditional uses are prohibited unless application for the use has been processed
44 by the City of Covington and the zoning commission has favorably approved such

1 use. For all conditional uses, the plan approval process is that as set forth in
2 Section 3.7. Conditional uses, regardless of lot size or conditional uses.

3
4 When a drive-through use for food service is proposed in the CBD-Community
5 business district, the zoning commission shall consider certain conditions to protect
6 the best interest of the surrounding area. These conditions may include, but are not
7 limited to, the following:

- 8
- 9 a. Assure that the degree of compatibility to the surrounding land use shall be
10 maintained.
 - 11 b. The architectural character defining exterior elements of the building is
12 maintained.
 - 13 c. The drive-through area of service shall be limited to a separate traffic lane
14 which is separately designated for use by drive-through service patrons.
 - 15 d. Each drive-through lane shall be a minimum of 10 feet in width. The lane
16 shall be independent of any on-site parking, parking maneuvering areas,
17 public streets, alleys or traffic ways.
 - 18 e. The drive-through service lane shall be located in an area where it will not
19 unduly interfere with the orderly flow of traffic generated by non-drive-
20 through patrons.
 - 21 f. Adequate queuing for vehicles approaching the drive-through service facility
22 shall be provided.
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29 **BE IT FURTHER ORDAINED** that the remaining subsections in Sec.
30 3.17. CBD-Community business district shall be re-numbered beginning with new
31 Sec. 3.1705. Performance standards and ending with Sec. 3.1712. Traffic impact
32 study.

33 **BE IT FURTHER ORDAINED** by the City Council of the City of
34 Covington, at its regular session convened, that Appendix B, Comprehensive
35 Zoning Ordinance of 2010, Part 3. Use Districts, Sec. 3.31. HDC-MUOD Historic
36 Downtown Covington mixed-use overlay district, shall be amended to read as
37 follows:

38 3.3104. Prohibited uses. All uses not specifically permitted or authorized shall be
39 prohibited including, but not limited to, the following:

- 40
- 41 1. Industrial or manufacturing activities, except as specifically permitted or
42 permissible;
 - 43 2. Large-scale repair and heavy equipment repair and related service facilities;
 - 44 3. The parking of any vehicles that are designed or intended for the storage or
45 transport of hazardous or flammable materials.
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1 4. Drive-through uses for food service in the Division of St. John.

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3 3.3105. Conditional uses.

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5 1. Drive-through uses for food service;

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7 Conditional uses are prohibited unless application for the use has been processed
8 by the City of Covington and the zoning commission has favorably approved such
9 use. For all conditional uses, the plan approval process is that as set forth in
10 Section 3.7 conditional uses, regardless of lot size or conditional uses.

11
12 When a drive-through use for food service is proposed in the HDC-MUOD
13 (Historic Downtown Covington mixed-use district), the zoning commission shall
14 consider certain conditions to protect the best interest of the surrounding area.
15 These conditions may include, but are not limited to, the following:

16
17 a. Assure that the degree of compatibility to the surrounding land use shall be
18 maintained.

19
20 b. The architectural character defining exterior elements of the building is
21 maintained.

22
23 c. The drive-through area of service shall be limited to a separate traffic lane
24 which is separately designated for use by drive-through service patrons.

25
26 d. Each drive-through lane shall be a minimum of 10 feet in width. The lane
27 shall be independent of any on-site parking, parking maneuvering areas,
28 public streets, alleys or traffic ways.

29
30 e. The drive-through service lane shall be located in an area where it will not
31 unduly interfere with the orderly flow of traffic generated by non-drive-
32 through patrons.

33
34 f. Adequate queuing for vehicles approaching the drive-through service facility
35 shall be provided.

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37 **BE IT FURTHER ORDAINED** that the remaining subsections in Sec.

38 3.31. HDC-MUOD Historic Downtown Covington mixed-use overlay district shall
39 be re-numbered beginning with new Sec. 3.3106. Area requirements and ending
40 with Sec. 3.3114. Off-street loading requirements.

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

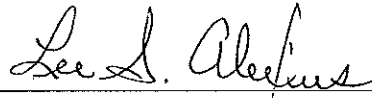
43 **BE IT FURTHER ORDAINED** that if any provision of this ordinance
44 shall be held to be invalid, such invalidity shall not affect other provisions herein
45 which can be given effect without the invalid provision and to this end the
46 provisions of this ordinance are hereby declared to be severable.

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

5 MOVED FOR ADOPTION by O'Keefe, seconded by Wright.

6 YEAS: 7 ABSENT: 0
7 NAYS: 0 ABSTAIN: 0

8 PASSED AND ADOPTED this 18th day of February, 2014.

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12 LEE S. ALEXIUS
13 COUNCIL PRESIDENT
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18 BONNIE D. CHAMPAGNE
19 CLERK TO THE COUNCIL

20 Presented to the Mayor this 21st day of February, 2014, at 10:10 o'clock A.M.
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26 BONNIE D. CHAMPAGNE
27 CLERK TO THE COUNCIL

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29 Approved or Vetoed by the Mayor on this 21st day of February, 2014.
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35 MICHAEL B. COOPER
36 MAYOR
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40 Received from the Mayor on the 21st day of February, 2014, at 10:15
41 o'clock A.M.
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43
44 
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46 BONNIE D. CHAMPAGNE
47 CLERK TO THE COUNCIL