

ORDINANCE NO. 6200 of 2022

BY THE CADDO PARISH COMMISSION:

AN ORDINANCE TO ESTABLISH A TEMPORARY PARISH PLANNING AND ZONING COMMISSION, TO PROVIDE FOR ITS MEMBERSHIP, TO PROVIDE FOR AN EFFECTIVE DATE, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, Act 294 of 2020 removed Caddo Parish from the Shreveport Caddo Metropolitan Planning Commission effective January 1, 2022;

WHEREAS, Article VI, Section 17 authorizes local governments to adopt regulations for land use and zoning;

WHEREAS, that section also authorizes creation of commissions to implement those regulations;

WHEREAS, Article VI, Section 5 provides for the adoption of home rule charters by local governments and the exercise by such home rule charter governments of all powers and functions not denied them by the constitution or by general state law and of all powers and functions granted to local governmental subdivisions by other provisions of the Constitution;

WHEREAS, the state statutes regarding planning and zoning by local governments provide for the establishment of a planning and zoning commission with between *five* and nine members;

WHEREAS, populating the planning and zoning commission established by the Caddo Parish Commission via Ordinance 6071 of 2022 has stalled pending a requested Attorney General's opinion on the matter;

WHEREAS, not having a parish planning and zoning commission has resulted in delays in all forms of development which require planning and zoning recommendation and approval;

WHEREAS, the Caddo Parish Commission wishes to provide a temporary process wherein development can proceed until it makes a permanent decision on populating the planning and zoning commission created via Ordinance 6071 of 2021;

NOW, THEREFORE, BE IT ORDAINED, by the Caddo Parish Commission in due, legal and regular session convened, that a temporary Caddo Parish Planning and Zoning Commission is hereby created as provided herein.

BE IT FURTHER ORDAINED, that the Caddo Parish Planning Commission shall consist of five members selected from the names that have been submitted to the Caddo Parish Commission as of February 14, 2022. The Parish Commission may only remove any member of the temporary commission, after public hearing, for inefficiency, neglect of duty, or malfeasance in office. The Temporary Caddo Parish Planning Commission may by rule or bylaw provide for such officers and establish such rules and procedures as it deems appropriate.

BE IT FURTHER ORDAINED, that the Temporary Caddo Parish Planning and Zoning Commission shall be created and be in existence as of March 3, 2022 and shall exist until June 30, 2022. The Temporary Commission shall hear all planning and zoning matters and make recommendations to the Caddo Parish Commission as all current zoning ordinances require, and shall assume all duties and authority as provided by state law of a planning and zoning commission.

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 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 this ordinance shall take effect upon adoption.

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

Approved as to legal form:

Parish Attorney

Date