

ORDINANCE NO. 6071 of 2021

BY THE CADDO PARISH COMMISSION:

AN ORDINANCE TO ESTABLISH A 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, the Caddo Parish Commission wishes to establish a planning and zoning commission for the unincorporated areas of Caddo Parish;

WHEREAS, the upcoming transition requires that the planning and zoning commission be created prior to January 1, 2022 and undertake certain preliminary matters prior to that date;

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

BE IT FURTHER ORDAINED, that the Caddo Parish Planning Commission shall consist of five members appointed by the Caddo Parish Commission. The five members shall be residents of Caddo Parish whose primary domicile is in Caddo Parish and is outside the boundaries of an incorporated municipality. The members shall serve terms of five years. The Parish Commission may only remove any member of the commission, after public hearing, for inefficiency, neglect of duty, or malfeasance in office. The 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 initial five members shall serve terms of one, two, three, four, and five years such that those members serve staggered terms. The terms of the initial members shall be assigned by random drawing.

BE IT FURTHER ORDAINED that the Caddo Parish Planning Commission shall be created and be in existence as of July 1, 2022. The Caddo Parish Planning Commission shall assume all duties and authority as provided by state law of a planning and zoning commission on January 2, 2022. The Caddo Parish Planning Commission shall serve in an advisory capacity prior to January 2, 2022 regarding proposals for planning and subdivision and zoning ordinances to take effect on or after January 2, 2022.

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