

RESOLUTION NO. 26 of 2022

BY THE CADDO PARISH COMMISSION:

A RESOLUTION URGING AND REQUESTING THE LOUISIANA LEGISLATURE TO ALLOW LOCAL PLANNING AND ZONING ISSUES TO BE RESOLVED BY LOCAL GOVERNING ENTITIES AND OPPOSING LEGISLATION TO THE CONTRARY AND OTHERWISE PROVIDING WITH RESPECT THERETO.

WHEREAS, the Louisiana Constitution of 1974 has given zoning authority exclusively to local governments in Article VI, §17; and

WHEREAS, the Legislature, consistent with this fundamental constitutional authority, has provided further zoning authority to local governments via state statute; and

WHEREAS, home rule charter parishes have all authority to regulate local matters not denied to them by state law and per the state constitution and that authority cannot be infringed upon by the legislature; and

WHEREAS, proposed HB 962 of 2022 would infringe upon the rights of local governments to zone given them by their charters, current law and the state constitution;

NOW, THEREFORE, BE IT RESOLVED by the Caddo Parish Commission in due, regular and legal session convened, that the Caddo Parish Commission believes that local governments should be allowed to resolve planning and zoning enforcement concerns without state involvement/intervention.

BE IT FURTHER RESOLVED that it does hereby go on record as opposing legislation such as HB 962 of 2022 as being violative of the state constitution and urge and request that said legislation not become law.

BE IT FURTHER RESOLVED if any provision or item of this resolution 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 resolution are hereby declared severable.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to all members of the Caddo Parish legislative dedication and to the Speaker of the House.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

Approved as to legal form:

Parish Attorney

Date