



### TERREBONNE PARISH CONSOLIDATED GOVERNMENT

P.O. BOX 6097 HOUMA, LOUISIANA 70361 (985) 868-5050

**Trudy Hebert, Chair** 

Joe Harris, Secretary

Willie Newton, Vice Chair

P.O. BOX 2768 HOUMA, LOUISIANA 70361 (985) 868-3000

MEMBERS

Pete Konos David Tauzin Matthew Chatagnier

NOTICE TO THE PUBLIC: If you wish to address the Board, please notify the Chairman prior to the beginning of the meeting. Individuals addressing the Board should be respectful of others in their choice of words and actions. Please silence all cell phones, pagers or electronic devices used for communication for the duration of the meeting.

## HOUMA BOARD OF ADJUSTMENT MEETING NOTICE

DATE:Monday, May 20, 2019TIME:3:30 PMPLACE:Terrebonne Parish Council Meeting Room2<sup>nd</sup> Floor, Government Tower8026 Main Street, Houma, LA 70360

### $\mathbf{A} \bullet \mathbf{G} \bullet \mathbf{E} \bullet \mathbf{N} \bullet \mathbf{D} \bullet \mathbf{A}$

- 1. Pledge of Allegiance
- 2. Roll Call
- 3. Announcements
- 4. Approve Minutes of April 15, 2019
- 5. Old Business:

a. Structure Variance: Rear setback from required 25' to 19' for conversion of storage shed to residential dwelling unit located at 1513 Division Avenue; *Hope Gregoire, applicant:* (Council District 1; City of Houma Fire District).

6. New Business:

a. Structure Variance: Side setback from required 5' to 2' for construction of new carport and storage shed located at 271 J. Patrick Drive; *Chris Jaubert, applicant;* (Council District 5; Bayou Cane Fire District).

- 7. Next Meeting Date: June 17, 2019
- 8. Board of Adjustment Member Comment
- 9. Public Comment
- 10. Adjourn

### HOUMA BOARD OF ADJUSTMENT Official Proceedings of

### April 15, 2019

### Government Tower 2<sup>nd</sup> Floor, Terrebonne Parish Council Meeting Room

- 1. The Chairman, Trudy Hebert, called the April 15, 2019 meeting of the Houma Board of Adjustments to order at 3:30 p.m., followed by the Pledge of Allegiance led by Mr. Joe Harris.
- Upon Roll Call, those members present were Mrs. Trudy Hebert, Mr. Joe Harris and Mr. Matt Chatagnier. Also present was Mr. Christopher Pulaski, TPCG Planning Director and Katie Tabor, Land Use Planner II. Absent were Mr. Willie Newton, Pete Konos and David Tauzin.
- 3. Announcements: Mr. Pulaski introduced his Senior Planner, Katie Tabor.
- 4. Approval of Minutes of February 18, 2019:
- **MOTION** was made by Mr. Joe Harris, seconded by Mr. Matt Chatagnier that the minutes of February 18, 2019 be **APPROVED**. THERE BEING NO OPPOSITION, **THE MOTION PASSED UNANIMOUSLY.**

### 5. NEW BUSINESS:

a. Structure Variance: (1) Rear yard setback from 25' to 5' construction of new storage building located at 258 Enterprise Drive.

Chair recognized Mr. Ken Rembert, 825 School Street, who stated that he is representing Mr. Landry and that Mr. Landry wishes to place a storage unit on his business property and is requesting the variance.

Chair recognized Mr. Christopher Pulaski who stated that the applicant is requesting a rear yard setback variance from the required 25' to 5' for construction of a storage unit in a C-2 zoned district. Since the property to the rear is zoned R-1, the rear yard setback is the same as the adjacent district's. C-2 zoning does not allow accessory structures to be placed within the required rear yard setback (Sec 28-74(e)). As stated by the applicant in their narrative, the need and resulting hardship is to preserve area for future parking for the on-site business in the main structure. Staff feels that the exception will not alter the essential character of the district in which it is located as many structures in this area pre-date zoning (2007). The exception will not substantially or permanently injure the appropriate use of adjacent conforming property in the same district. The exception will not adversely affect the public health, safety or welfare of the district.

A site visit was performed and all property owners adjacent to and within a 250' radius of the subject property have been notified. Staff received no calls of the request.

Staff recommends **APPROVAL** of the request.

A **MOTION** to **APPROVE** was made by Mr. Joe Harris, seconded by Mr. Matthew Chatagnier.

ROLL CALL VOTE: YEAS: Harris, Chatagnier, Voisin NAYS: NONE ABSTAINED: None NOT VOTING: NONE Chair declared the MOTION APPROVED.

**b.** Structure Variance: Rear yard setback variance from the required 25' to 19' for placement of a storage unit that will be converted to a residential dwelling unit located at 1513 Division Avenue.

Chair recognized Mr. Harold Ardoin, 1215 Academy Street, who stated that they purchased the storage shed. They were told that it could be turned into a resident dwelling. He stated that he will do the work. They need this variance so they can

begin with the project.

Chair recognized Mr. Troy Ledet, 5206 Highway 56, Chauvin, who stated that he owns many properties in this area and that this is an accessory structure and doesn't qualify as a residential structure. a shed is not a residential dwelling. He feels that this is unacceptable and does not meet building standards.

Chair recognized Mr. Loren Dehaven, 1503 & 1513 Division Street, who stated that the shed will be renovated to make a residence. He wants to keep the family together. He stated that there was a residence in the same spot as the storage shed is being placed. He explained that there was a house on the same spot when he bought the property. He stated that they will do it right and get all the permits and things that are necessary.

Chair recognized Mr. Ardoin, again, who stated that he will have no problem getting the required permits, inspections, etc.. He will get everything needed to make this a home for his sister.

Chair recognized Mr. Christopher Pulaski who stated that the applicant is requesting a rear yard setback variance from the required 25' to 19' for placement of a storage unit that will be converted to a residential dwelling unit in an R-1 district under a new residential permit. Applicant had received a permit to place the storage unit at the 19' setback. With the change in use, the setback requirement has also changed. Although the unit is modest in size (14'x36'/500sqft), the depth of the property is not sufficient as this subdivision predates zoning and this particular lot was part of a re-division so the lot is fairly shallow (59.6'). In order to maintain the front yard setback requirement of 20', the applicant has applied for the 19' rear yard variance. Staff feels that the exception will not alter the essential character of the district in which it is located as many structures have similar or lesser setbacks. The exception will not substantially or permanently injure the appropriate use of

adversely affect the public health, safety, or welfare of the district. A site visit was performed and all property owners adjacent to and within a 250' radius of the subject property have been notified. Staff received no calls

adjacent conforming property in the same district. The exception will not

regarding this request.

Staff recommends **APPROVAL** of the request on the **CONDITION** that the applicant obtain the appropriate permit for the conversion.

After a brief discussion, A **MOTION** to **TABLE** until the Board had time to further review and the applicant had time to apply for the proper permits, etc., was made by Mr. Joe Harris, seconded by Mr. Matthew Chatagnier.

ROLL CALL VOTE: YEAS: Harris, Chatagnier, Voisin NAYS: NONE ABSTAINED: None NOT VOTING: NONE Chair declared the MOTION to TABLE was APPROVED.

c. Structure Variance: Front yard setback variance from required 20' to 10' for placement of a front porch/carport awning located at 210 Kellie Drive. Chair recognized Mr. Mike Jones, Acadiana Contractors, 5527 Highway 311, who stated that Acadiana Contractors will be constructing the awning. He stated that the area is older and most of the properties do not have covered carports.

Chair recognized Mr. Christopher Pulaski who stated that the applicant is requesting a front yard setback variance from the required 20' to 10' for placement of a front porch awning in an R-1 zoned district. Applicants have

stated in their narrative that they are elderly and would like to have a covered porch and carport to enter the home during inclement weather. It does appear that the original carport was enclosed at some point, but this area was not zoned until 2007, so the enclosure and resulting lack of sufficient parking are considered legal, con-conforming. Since there are many similar structures in this district, including several receiving similar variances, Staff feels that the exception will not alter the essential character of the district in which it is located. The exception will ot substantially or permanently injure the appropriate use of adjacent conforming property in the same district. The exception will not adversely affect the public health, safety, or welfare of the district as the carport is open and will not obstruct views of oncoming traffic.

A site visit was performed and all property owners adjacent to and within a 25-' radius of the subject property have been notified. Staff received one call requesting information. Caller voiced "no objection" to the request.

Staff recommends **APPROVAL** of the request.

A **MOTION** to **APPROVE** was made by Mr. Joe Harris, seconded by Mr. David Tauzin.

ROLL CALL VOTE: YEAS: Tauzin, Konos, Harris NAYS: NONE ABSTAINED: None NOT VOTING: Hebert

- 6. Next Meeting Date: March 18, 2019.
- 7. Board of Adjustment Member Comment: None
- 8. Public Comment: NONE

9. There being no further business, Mr. Pete Konos made the **MOTION** to **ADJOURN**, seconded by Mr. David Tauzin. There being NO OPPOSITION, **MOTION CARRIED**; Chairman declared **MOTION ADOPTED** and the meeting **ADJOURNED**.

Mr. Willie Newton, Secretary

2nd FL COUNCIL MTO RODM TERREBONNE PARISH CONSOLIDATED GOVERNMENT 3: 30 pm MONDAY APPHL 15 URBAN SERVICES DISTRICT Linda Henderson 185-893-6569 **BOARD OF ADJUSTMENT** P.O. BOX 2768 HOUMA, LA 70361 NO APPLICATION ACCEPTED UNLESS COMPLETE Complete the following: Special Exception Structure Variance Administrative Appeal Applicant's Name: FORE GREGOIRE BAYOU BLUE ROAD Applicant's Address: HOUMA, LA 70364 Applicant's Phone: 208-7067 DIVISION AV **Physical Address** Of request: HOUMA, LA 70360 Interest in Ownership: 7. Date of IN-LAWS Application: Explanation of REAR YARD SETBACK VARIANCE **Request:** FROM REQ 25' TO 19'Vh ORDER TO CONVERT RECENTLY

### Special Exception

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To hear and decide, in accordance with the provisions of this chapter, requests for special exceptions upon which the Board is authorized by this chapter to pass. Special Exceptions shall be subject to such terms and conditions as may be fixed by the Board. No exception shall be authorized unless the Board shall find that all of the following conditions exist:

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- a) That the exception will not authorize of a use other than those uses specifically enumerated for the district in which is located the property for which the exception is sought;
- b) That the full development is designed and intended to serve the district in which the development is sought to be operated and maintained;
- c) That the exception is essential to maintain the functional design and architectural integrity of the development;
- d) That the exception will not substantially or permanently injure the appropriated use of adjacent conforming property in the same district;
- e) That the exception will not alter the essential character of the district in which is located the property for which the exception is sought;
- f) That the exception will not weaken the general purposes of this ordinance or the regulations herein established for the specific district;
- g) That the exception will be in harmony with the spirit and purposes of this ordinance;
- h) That the exception will not adversely affect the public health, safety, or welfare, or the Master Plan.

### <u>Variance</u>

Where by reasons of exceptional narrowness, shallowness or shape of a specified piece of property at the time of enactment of the ordinance from which this section derives or by reason of exceptional topographic conditions or other extraordinary orexceptional characteristics of such piece of property, the strict application of any regulation in this chapter would result in peculiar and exceptional or undue hardship upon the owner of such property, the Board may authorize, upon an appeal relating to such property, a variance from such strict application so as to relieve such difficulties or hardship, provided such relief may be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of this chapter. Variances shall be subject to such terms and conditions as may be fixed by the Board. No variance shall be authorized unless the Board shall find that all of the following conditions exist:

- a) That the variance will not authorize of a use other than those uses specifically enumerated for the district in which is located the property for which the variance is sought;
- b) That the development or use of the property for which the variance is sought, if limited by a literal enforcement of the provisions of this chapter, cannot yield a reasonable return in service, use or income as compared to adjacent conforming property in the same district;
- c) That the plight of the owner of the property for which the variance is sought is due to unique circumstances existing on the property, that the unique circumstances were not created by the owner of the property and are not due to the result of general conditions in the district in which the property is located;
- d) That the variance will not substantially or permanently injure the appropriate use of adjacent conforming property in the same district;
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- g) That the variance will be in harmony with the spirit and purposes of this chapter;
- h) That the variance will not adversely affect the public health, safety, or welfare or the master plan.

Application Fee: Make checks payable to TPCG.

Structure Variance: \$ 20.00 per application + cost of certified mailings.

Special Exception: \$10.00 per application + cost of certified mailings.

\$33.64

Signature of Applicant or Agent

Signature of Applicant or Agent

The undersigned is owner(s) of the entire land area included in the proposal and in signing indicates concurrence with the application.

Signature of Owner

9. Adjacent Property Owners:

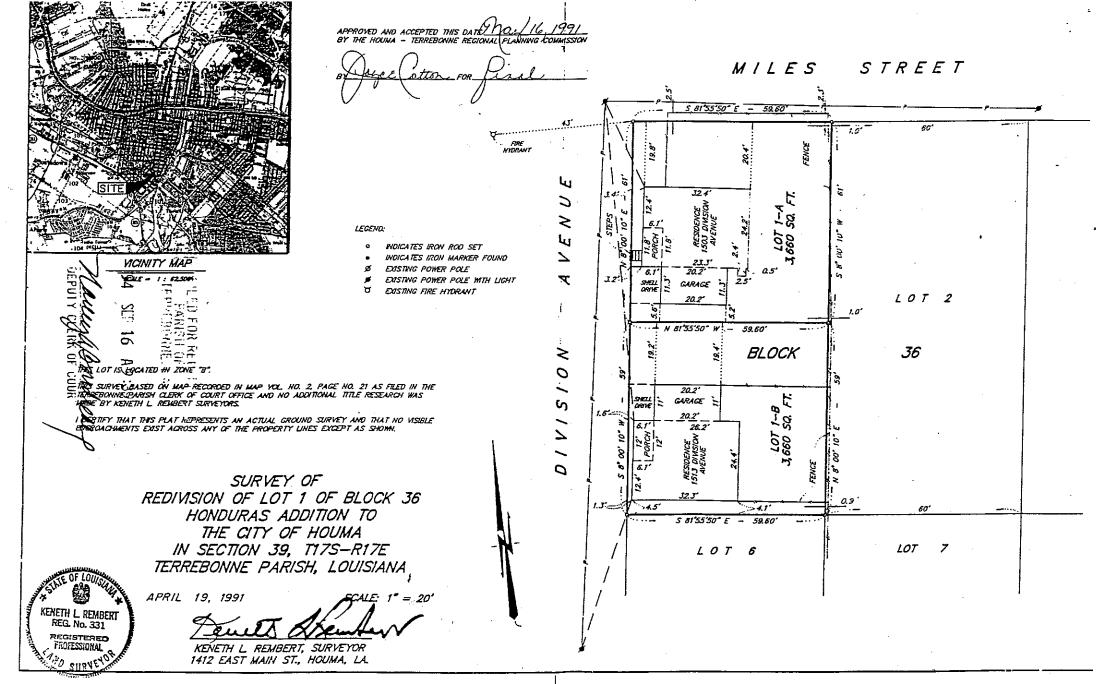
Please provide a list of property owners located within 250 feet radius of the subject property along with this application. These property owners shall be notified in the following manner:

Notification shall be sent by Parish Staff by certified mail to the applicant and to the adjacent property owners and by first class mail to all remaining property owners within a two hundred fifty-foot (250') radius. The notice shall advise the purpose, date, time and place of the hearing. **The cost of any certified mail postal fees associated with the notification process shall be borne by the applicant. Cost for each mail will be consistent with the USPS current rates.** Application fees are non-refundable once public notices have been issued.

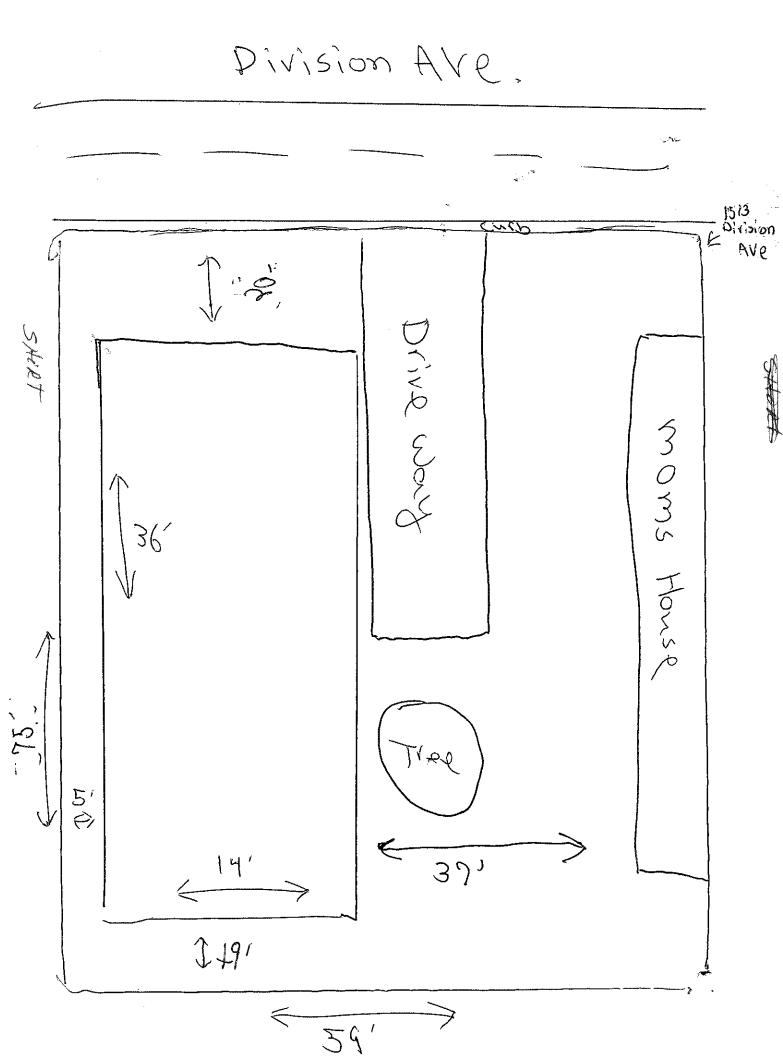
# 1513 Division Av



260 130 0 260 Feet



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# 1513 Division Avenue II







# **Application**

2019-85123

### **Project Number**



8026 Main Street, Suite 401, Houma, LA 70360 Phone (985) 873-6567 Fax (985) 580-8141

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Project Description	V 72											
C2062	ew construction	5.615						1000	<u></u>			
Owner's Name Hope				Mobile # 985-208-7067			7 Work #					
Contractor's Name			Mobile #			985-20	5-208-7067					
	ope Gregoire 77 Bayou Blue Roa	d Hou	ma LA 703	364				000-20	0-700	<u> </u>		
Square Feet		Constru	iction		1							
504.00		Cost	<sup>Cost</sup> \$9,18		7.00							
Flood Data: FIRMFlood Zone		FIRM Panel # 0005		Required Elevation			ABFE Flood Zone		ABFE Map # LA-Q103		Required Elevation 6'	
Setbacks (vi	ewed from front	): From 20	nt '		Rear 7'		Le 3			Right 5'		
Site:	# of Structures	Dwelling Units		5	Lot S		Size			Parcel ID 25202		
Structure:	# of Stories		Height			3540.04745440436 Current Use				Indended Use		
structure:										Storage Building or Shed		
Description:	Section	Township(s) Range(			Range(s	s) Cou			Council Distri	ouncil District		
Location:	subdivision Honduras Addition		Lot 1-B			Block 36			Zonin	<sup>Zoning District</sup> R1 (Single Family Residential)		
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Signature of Permit Official			Date Sign			gnatu	nature of Applicant				Date	
commen know the	owledge that this permit iced. I have read and exa same to be true and co	amined t rrect. All	his application provisions of	on in its of laws a	entirety and	have con	mpleted	the approp	oriate se	ections of th	is application and	

commenced. I have read and examined this application in its entirety and have completed the appropriate sections of this application and know the same to be true and correct. All provisions of laws and ordinances governing this type of work will be completed with whether specified herein or not. The granting of a permit does not presume to give authority to violate or cancel the provisions of any other state or local law regulation construction or the performance of construction. The proposed work is authorized by the owner to make this application as the authorized agent and agree to conform to all applicable laws of this jurisdiction.



2. I acknowledge that it is the responsibility of all contractors working under this permit to ensure that a stamped set of plans, as approved, remains available on the jobsite throughout until all inspections have been completed; and that it is the contractor's responsibility to obtain such as set of plans from the www.mypermitnow.org Customer Portal, the professional of record, or the owner.

3. For all structures built or placed in the floodplain, other than flood-map zones B and C, a permit and elevation certificate will be required; and it is the contractor's responsibility to ensure that all work is done in accordance with the Parish Flood Damage Prevention ordinances as well as all applicable provisions of the Parish Building Code.

### TERREBONNE PARISH CONSOLIDATED GOVERNMENT URBAN SERVICES DISTRICT

#### BOARD OF ADJUSTMENT

P.O. BOX 2768 HOUMA, LA 70361

#### NO APPLICATION ACCEPTED UNLESS COMPLETE

Complete the following:

	Special Exception	Structure Variance Administrative Appeal
2.	Applicant's Name:	Chris Jaulert
3.	Applicant's Address:	271 J. Patrick Drive Hauma, LA.
4.	Applicant's Phone:	(9.85) 860-9470
5.	Physical Address Of request:	Same
6.	Interest in Ownership:	Owner 7. Date of Application: 05-01-19
8.	Explanation of Request:	Sicle betlack from rig. 51 to 2' for new construction of driveway and storage shed.

POLICY

#### Special Exception

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May 20, 2019 330 Mtg. Council Mtg. Room Linda Henderson 985.803-6567

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05-02- 2019 Signature of Applicant or Agent

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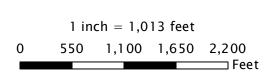
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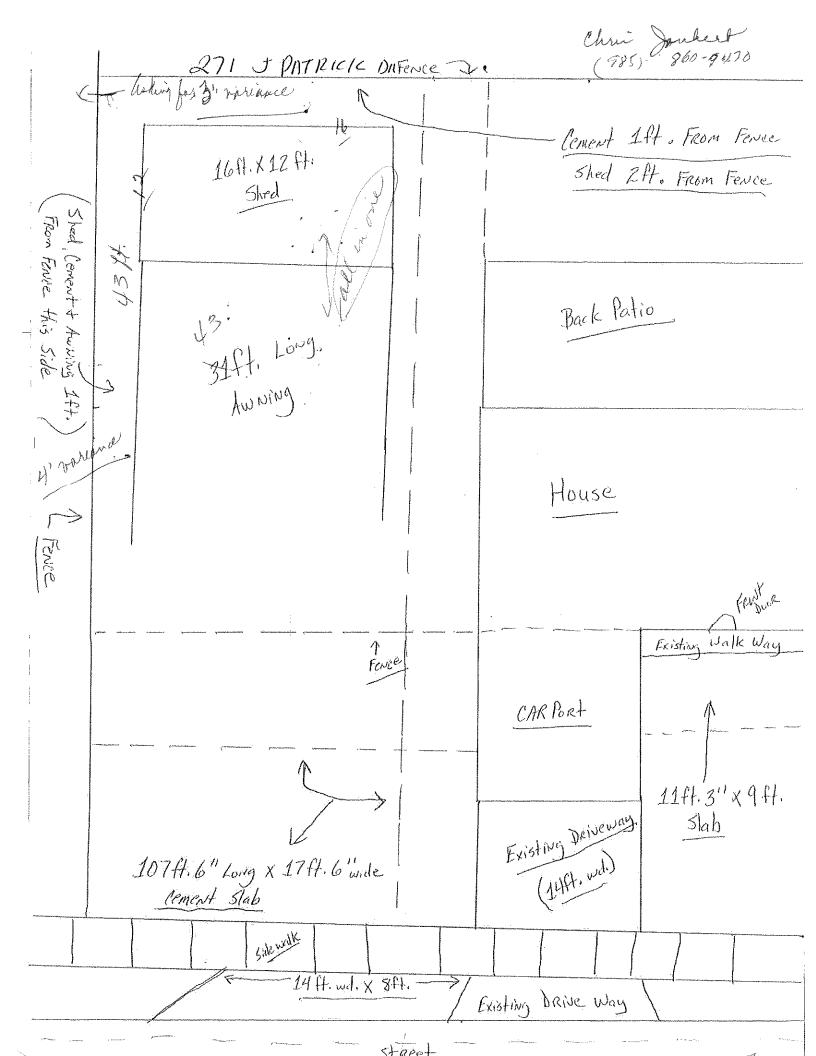
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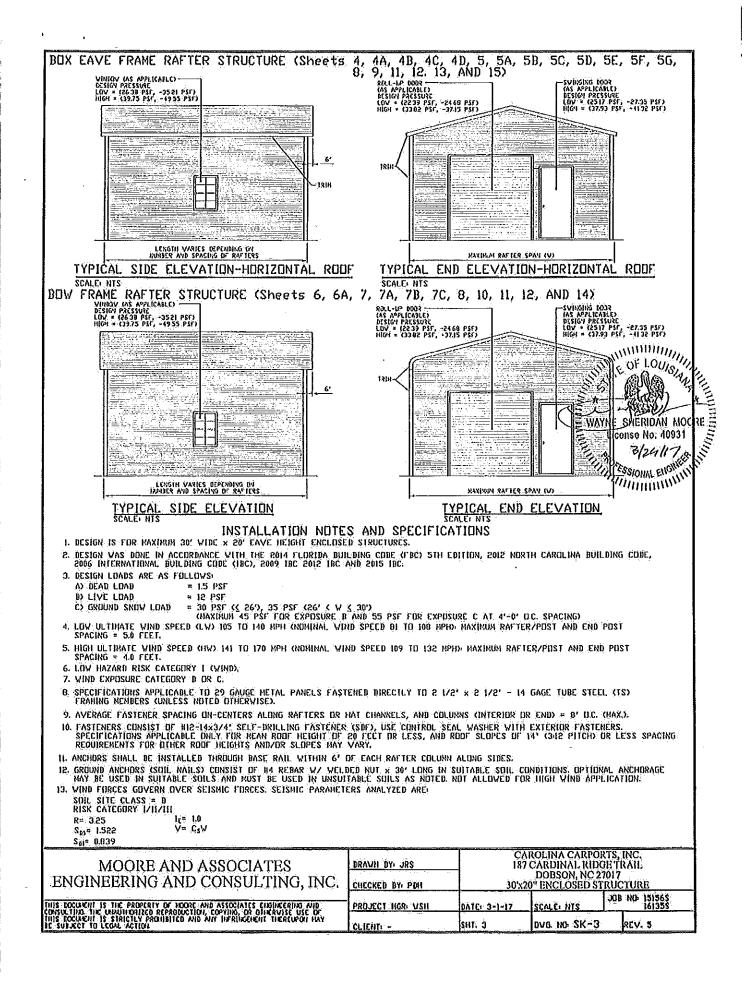
# 271J. PATRICK DRIVE



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# 271 J Patrick Drive



