

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



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

### TERREBONNE PARISH CONSOLIDATED GOVERNMENT

#### **MEMBERS**

David Tauzin, Chair Willie Newton, Secretary Pete Konos Joe Harris, Vice Chair Matthew Chatagnier Katie Sims, Alt Member

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, October 16, 2023

TIME:

5:00 PM

PLACE:

Terrebonne Parish 2<sup>nd</sup> Floor Council Meeting Room

8026 Main Street, Houma, LA 70360

#### $A \cdot G \cdot E \cdot N \cdot D \cdot A$

- 1. Pledge of Allegiance
- 2. Roll Call
- 3. Announcements:
- 4. Approve Minutes of September 18, 2023
- 5. New Business
  - a) Structure Variance: Side yard setback variance from the required 5' to 3' for the construction of a residential storage building on an R-1 zoned lot located at 204 Sugarwood Blvd.; (Council District 6; Bayou Cane Fire District) Joshua Westerman, applicant.
  - b) Structure Variance: Side yard setback from the required 5' to 0' for a commercial storage building on a C-2 zoned lot located at 6918 West Park Avenue; (Council District 5; Bayou Cane Fire District) Dubois Enterprises, LLC, applicant.
  - c) Structure Variance: Rear yard setback variance from the required 25' to 7' to allow for the creation of off-street parking on an R-1 zoned lot located at 632 Liberty Street: (Council District 5; City of Houma Fire District) Liberty Properties Enterprises, LLC, applicant.
- 6. Next Meeting Date: Monday, November 20, 2023
- 7. Board of Adjustment Member's Comments
- 8. Public Comments
- 9. Adjourn

#### MINUTES

#### HOUMA BOARD OF ADJUSTMENT MEETING OF SEPTEMBER 18, 2023

- The Chairman, Mr. David Tauzin, called the meeting of September 18, 2023, of the Houma Board of Adjustment to order at 5:06 p.m. in the Terrebonne Parish Council Meeting Room with the Pledge of Allegiance led by Mr. Willie Newton.
- 2. Upon Roll Call, present were: Mr. David Tauzin, Chairman, Mr. Willie Newton, Secretary, and Mr. Matt Chatagnier. Absent at the time of Roll Call were: Mr. Joe Harris, Vice Chairman, Mr. Pete Konos and Ms. Katie Sims. Also present was Mr. Christopher Pulaski, Director, Department of Planning & Zoning and Mr. Gary Williams, Legal Advisor.
- 3. ANNOUNCEMENTS: The Chairman recognized that Councilman Carl Harding and Brighton Schmill, new Planner I in the Planning and Zoning Department were in attendance.

Note: Mr. Joe Harris, Vice Chairman entered the meeting at 5:08 pm.

4. APPROVAL OF THE MINUTES:

Mr. Chatagnier moved, seconded by Mr. Newton: "THAT the Houma Board of Adjustment accept the minutes as written, for the regular meeting of August 22, 2023."

The Chairman called for a vote on the motion offered by Mr. Chatagnier. THERE WAS RECORDED: YEAS: Mr. Harris, Mr. Chatagnier, and Mr. Newton; NAYS: None; ABSTAINING: Mr. Tauzin; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE MOTION ADOPTED.

#### NEW BUSINESS:

- A. Structure Variance: Front yard setback variance from the required 25' to 20' and a side yard setback variance from the required 15' to 10' for the placement of a residential structure on a C-3 zoned lot located at 229 Levron Street.
  - 1) The Chairman recognized Kurt Loupe of 7553 Main Street who stated that the request is for a front yard setback from the required 25' to 20' and a side yard setback variance from the required 15' to 10' for the prior placement of a residential structure on a C-3 zoned lot located at 229 Levron Street.
  - 2) There Chairman recognized Ashley Munson of 149 Levron Street, who asked the Board Members to deny this variance request.
  - 3) The Chairman recognized Mrs. Paula Boquet of 173 Levron Street, who stated her concerns and asked the Board Members to deny this variance request.
  - 4) The Chairman recognized Mr. Pulaski who read an email from Michael Robichaux of 226 Levron Street, asking the Board Members to deny the variance request due to the applicant not meeting all the criteria for requesting this variance request.
  - 5) Mr. Harris moved, seconded by Mr. Newton: "THAT the Public Hearing be closed."

The Chairman called for a vote on the motion offered by Mr. Harris. THERE WAS RECORDED: YEAS: Mr. Harris, Mr. Chatagnier, and Mr. Newton; NAYS: None; ABSTAINING: Mr. Tauzin; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE PUBLIC HEARING CLOSED.

6) Mr. Pulaski discussed the Staff Report and stated that Staff would recommend denial of the variance request due to Item C criteria of Section 28-178(f)(4) of the Parish Zoning Ordinance not being met. Had the applicant obtained the necessary building permit prior to placement of the structure it is possible that thru the site plan review the setbacks would have been identified and the need for a variance could have been avoided as the width of the property does appear to be sufficient. He also could have made the necessary improvements to place the structure in a manner not

requiring the front variance either. By not obtaining a permit the applicant created the need for the variances

7) Mr. Newton moved, seconded by Mr. Chatagnier: "THAT the Houma Board of Adjustment deny the front yard setback from the required 25' to 20' and a side yard setback variance from the required 15' to 10' for the prior placement of a residential structure on a C-3 zoned lot located at 229 Levron Street due to Item C criteria of Section 28-118(f)(4) of the Parish Zoning Ordinance not being met.."

The Chairman called for a vote on the motion offered by Mr. Newton. THERE WAS RECORDED: YEAS: Mr. Chatagnier, and Mr. Newton; NAYS: None; ABSTAINING: Mr. Tauzin and Mr. Harris; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE MOTION ADOPTED.

- B. Special Exception: Exception to allow for the placement of a 14x70 mobile home on an R-2 zoned lot located at 215 Henderson Street.
  - 1) The Chairman recognized Mr. Hosea Williams who stated that the variance is to allow for the placement of a 14x70 mobile home on an R-2 zoned lot located at 215 Henderson Street as part of the Restore Louisiana Program.
  - 2) There was no one from the public present to speak on the matter.
  - 3) Mr. Chatagnier moved, seconded by Mr. Newton: "THAT the Public Hearing be closed."

The Chairman called for a vote on the motion offered by Mr. Chatagnier. THERE WAS RECORDED: YEAS: Mr. Harris, Mr. Chatagnier, and Mr. Newton; NAYS: None; ABSTAINING: Mr. Tauzin; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE PUBLIC HEARING CLOSED.

- 4) Mr. Pulaski discussed the Staff Report and stated that Staff would recommend approval of the variance request, conditioned that the proposed mobile home be of a model year of 2008 or more recent.
- 5) Mr. Harris moved, seconded by Mr. Newton: "THAT the Houma Board of Adjustment grant approval for special exception on the condition that the proposed mobile home be of a mobile year of 2008 or more recent."

The Chairman called for a vote on the motion offered by Mr. Harris. THERE WAS RECORDED: YEAS: Mr. Harris, Mr. Chatagnier, and Mr. Newton; NAYS: None; ABSTAINING: Mr. Tauzin; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE MOTION ADOPTED.

- 6. NEXT MEETING DATE:
  - a) The Chairman stated that the next scheduled meeting date of the Houma Board of Adjustment is October 16, 2023.
- 7. BOARD OF ADMUSTMENT MEMBER COMMENT: None
- 8. PUBLIC COMMENT: None
- 9. Mr. Harris moved, seconded by Mr. Newton: "THAT" there being no further business to come before the Houma Board of Adjustment, the meeting be adjourned at 5:32 p.m."

The Chairman called for a vote on the motion offered by Mr. Harris. THERE WAS RECORDED: YEAS: Mr. Harris Mr. Newton, and Mr. Chatagnier; NAYS: None; ABSTAINING: Mr. Tauzin; ABSENT: Mr. Konos and Ms. Sims. THE CHAIRMAN DECLARED THE MOTION ADOPTED.

Mr. Willie Newton, Secretary Houma Board of Adjustment

## TERREBONNE PARISH CONSOLIDATED GOVERNMENT URBAN SERVICES DISTRICT

## P.O. BOX 2768 HOUMA, LA 70361

(985) 873-6569

1.	Indicate Type of Request:	
	Special Exception	Structure Variance Administrative Review
	Interpretation	Use Variance Non-Conforming Structure Variance
2.	Applicant's Name:	Joshua P. Westerman
3.	Applicant's Address:	204 Sugar Wood Barlevard
		Houma La.
4.	Applicant's Phone:	985-709-2188
5.	Applicant's Email:	tip westerman@yahooicom
6.	Physical Address Of Request:	Same as above 204 Sugarwood Blud
7.	Interest in Ownership:	7. Date of Application: 9/14/2023
8.	Explanation of Request:	Side yard Setback Variance from the required 5' to 3.5' for the Construction of a Shed 16x20

Review Criteria (See Sec. 28-178(f) of the Parish Zoning Code of Ordinances for more info)

#### Special Exception

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:

- 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;
- 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.

#### Variance

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 or exceptional 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;
- 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;
- e) That the variance will not alter the essential character of the district in which is located the property for which the variance is sought;
- f) That the variance will not weaken the general purposes of this chapter or the regulations herein established for the specific district;
- g) That the variance will be in harmony with the spirit and purposes of this chapter;

Application Fee: Make checks payable to TPCG.

h) That the variance will not adversely affect the public health, safety, or welfare or the master plan.

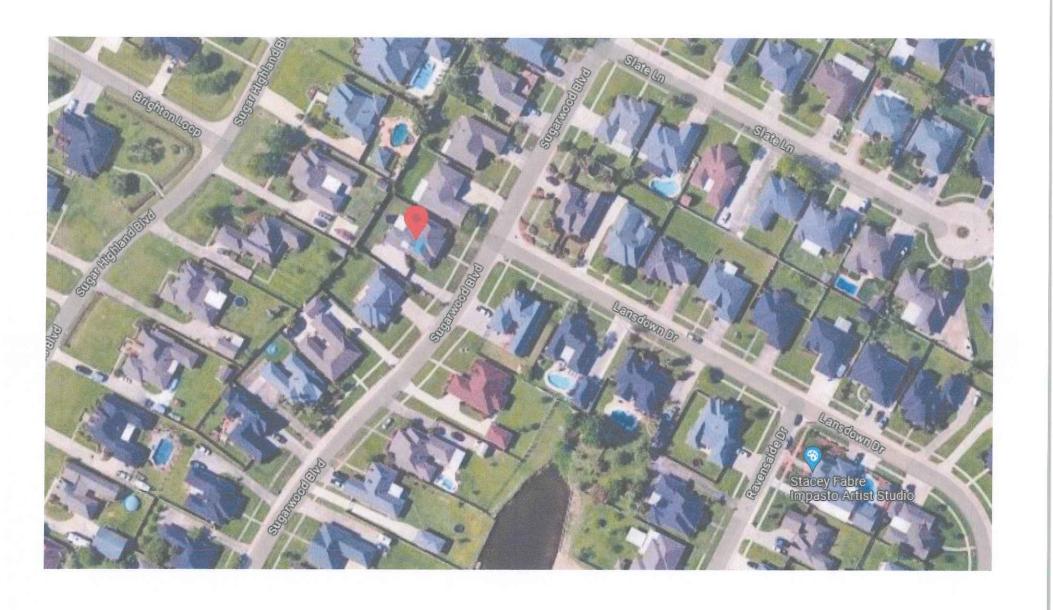
Variances: \$ 20.00 per application + cost of of Special Exception, Interpretation, & Administra	certified mailings.  ative Review: /\$ 10.00 per application + cost of certified mailings.
	168h P. Westernan
	Signature of Applicant or Agent
	Joshua P. Westerman
	Print Name of Applicant or Agent
ne undersigned certifies one of the following by placement	t of their initials:
1. That he/she is the owner of the entire land are ith the application; or,	ea included in the proposal and in signing indicates concurrence
	ion a complete, true and current listing of all owners of the entire
ind included within the proposal, that each of the listed o iven specific authority by each listed owner to submit and	owners concurs with this Application, and that he/she has been d sign this Application on their behalf.
	ChShua P. Westernan
	Signature of Owner
	Joshua P. Westerman
	Printed Name of Owner
	9/14/2023

9. Adjacent Property Owners:

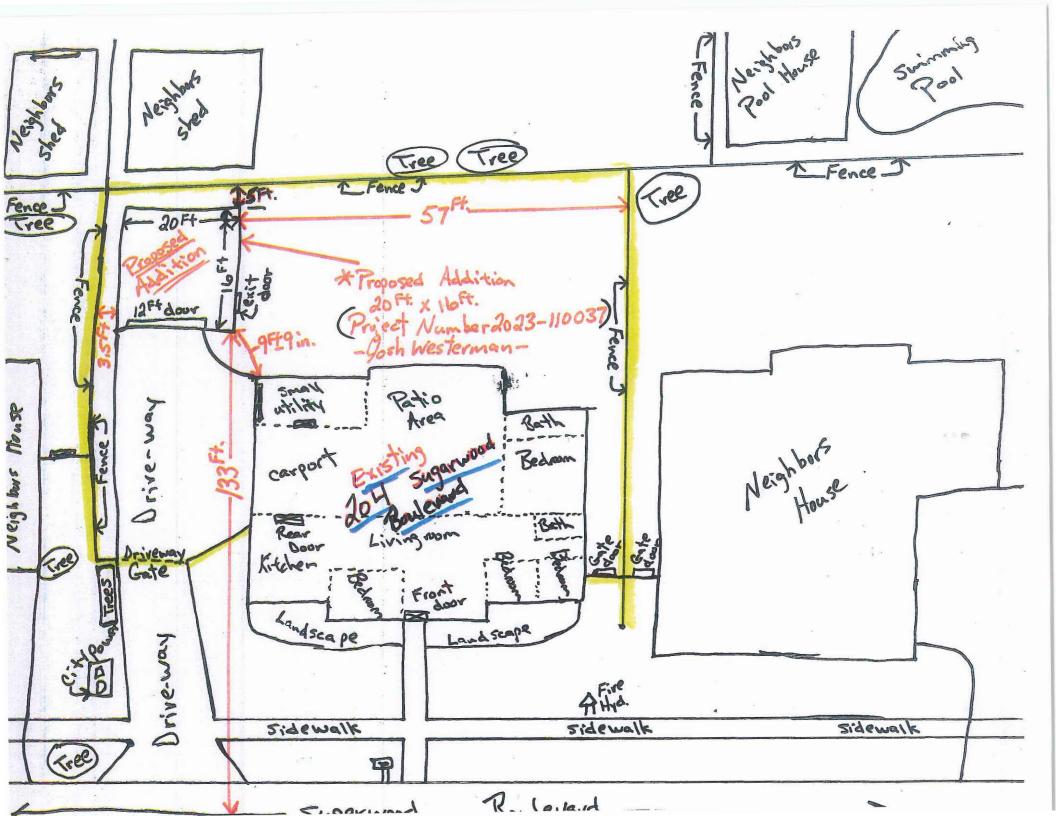
Please provide a list of property owners located within 250 feet radius of the subject property along with this application. These property owners shall be notified in the following manner:

Date /

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.



204 Sugarwood Blvd.





204 Sugarwood Blvd.



204 Sugarwood Blvd.

### TERREBONNE PARISH CONSOLIDATED GOVERNMENT URBAN SERVICES DISTRICT

BOARD OF ADJUSTMENT P.O. BOX 2768 HOUMA, LA 70361 (985) 873-6569

#### NO APPLICATION ACCEPTED UNLESS COMPLETE

1, li	ndicate Type of Request:				
	Special Exception	Structure Variance	Administrative Review		
	Interpretation	Use Variance	Non-Conforming Structure Variance		
2.	Applicant's Name;	Dubois Ex	terprises, uc		
3.	Applicant's Address:	418 Canal Ln Hown, LA 70320			
4.	Applicant's Phone:	985. 688.9265			
5.	Applicant's Email:	katherinedul	bois110yahoo.com		
6.	Physical Address Of Request:	Log 18 West Howa, La			
7	Interest in Ownership:		Date of pplication: 10-1-2023		
8,	Explanation of Request:	See which Requesting	eal Site Plan Jon Veriance		

Review Criteria (See Sec. 28-178(f) of the Parish Zoning Code of Ordinances for more info)

#### Special Exception

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:

- 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;
- That the full development is designed and intended to serve the district in which the development is sought to be operated and maintained;
- That the exception is essential to maintain the functional design and architectural integrity of the development;
- 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.

Applic

#### Variance

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 or exceptional 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:

- 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;
- e) That the variance will not alter the essential character of the district in which is located the property
  for which the variance is sought;
- f) That the variance will not weaken the general purposes of this chapter or the regulations herein established for the specific district;
- 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.

ariances: \$ 20.00 per application + cost of	of certified mailings.	
secial Exception, Interpretation, & Adminis	strative Review: \$ 10.00 per application +	COS
ertified mailings.	DocuSigned by:	
	Kallym Dy Birs	
	1 yearin 17 km2	
Linear Control of the	Signature of Applicant or Agent	
· ·	atherine Dubois	
ii dhe carabalaa galaan ka baraba ka Ko	ither the pubors	

The yndersigned certifies one of the following by placement of their initials:

1. That he/she is the owner of the entire land area included in the proposal and in signing indicates concurrence with the application; or,

2. That he/she has submitted with this Application a complete, true and current listing of all owners of the entire land included within the proposal, that each of the listed owners concurs with this Application, and that he/she has been given specific authority by each listed owner to submit and sign this Application on their behalf.

Printed Name of Owner

10/2/2023

Date

Print Name of Applicant or Agent

9. Adjacent Property Owners:

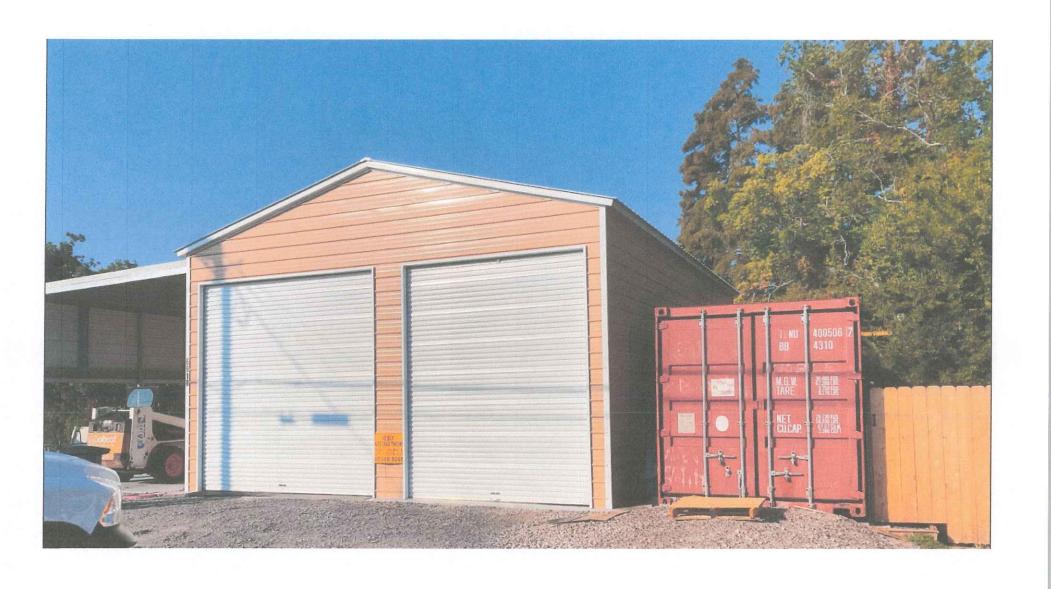
Please provide a list of property owners located within 250 feet radius of the subject property along with this application. These property owners shall be notified in the following manner:

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.



**6918 West Park Avenue** 

Bayou Terrebonne



**6918 West Park Avenue** 



**6918 West Park Avenue** 



**6918 West Park Avenue** 

### TERREBONNE PARISH CONSOLIDATED GOVERNMENT URBAN SERVICES DISTRICT

#### **BOARD OF ADJUSTMENT**

P.O. BOX 2768 HOUMA, LA 70361 (985) 873-6569

#### NO APPLICATION ACCEPTED UNLESS COMPLETE

1.	Indicate Type of Request:				
	Special Exception	X Structure Varian	nce Admir	nistrative Review	
	Interpretation	Use Variance	Non-C	Conforming Struc	ture Variance
2.	Applicant's Name:	LIBERTY PROPERTIE	S ENTERPRISES, LL	.C	
3.	Applicant's Address:	202 HATTIE VIRGINIA GRAY, LA 70359	AVE		
4.	Applicant's Phone:	226-8376			
5.	Applicant's Email:				
6.	Physical Address Of Request:	913 & 917 HIGH ST &	.632 LIBERTY ST		
7.	Interest in Ownership:	100%	7. Date of Application:	9/27/23	
8.	Explanation of Request:	OWNER WOULD LIKE TO CREATE OFF STREET PARKING FOR 632LIBERTY ST. VARIANCE REQUESTED FOR SETBACK REQUIREMENTS AND SUBSTANDARD LOT SIZE.			

Review Criteria (See Sec. 28-178(f) of the Parish Zoning Code of Ordinances for more info)

#### **Special Exception**

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:

- 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.

#### **Variance**

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 or exceptional 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;
- e) That the variance will not alter the essential character of the district in which is located the property for which the variance is sought;
- f) That the variance will not weaken the general purposes of this chapter or the regulations herein established for the specific district;
- 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.

<u>Variances</u>: \$ 20.00 per application + cost of certified mailings.

Special Exception, Interpretation, & Administrative Review: \$ 10.00 per application + cost of

certified mailings.

Signature of Applicant or Agent

KENETH L. REMBERT

Print Name of Applicant or Agent

The undersigned certifies one of the following by placement of their initials:

1. That he/she is the owner of the entire land area included in the proposal and in signing indicates concurrence with the application; or,

2. That he/she has submitted with this Application a complete, true and current listing of all owners of the entire land included within the proposal, that each of the listed owners concurs with this Application, and that he/she has been given specific authority by each listed owner to submit and sign this Application on their behalf.

Signature of Owner

RACHELLE BILBO

Printed Name of Owner

9/28/23

Date

#### 9. Adjacent Property Owners:

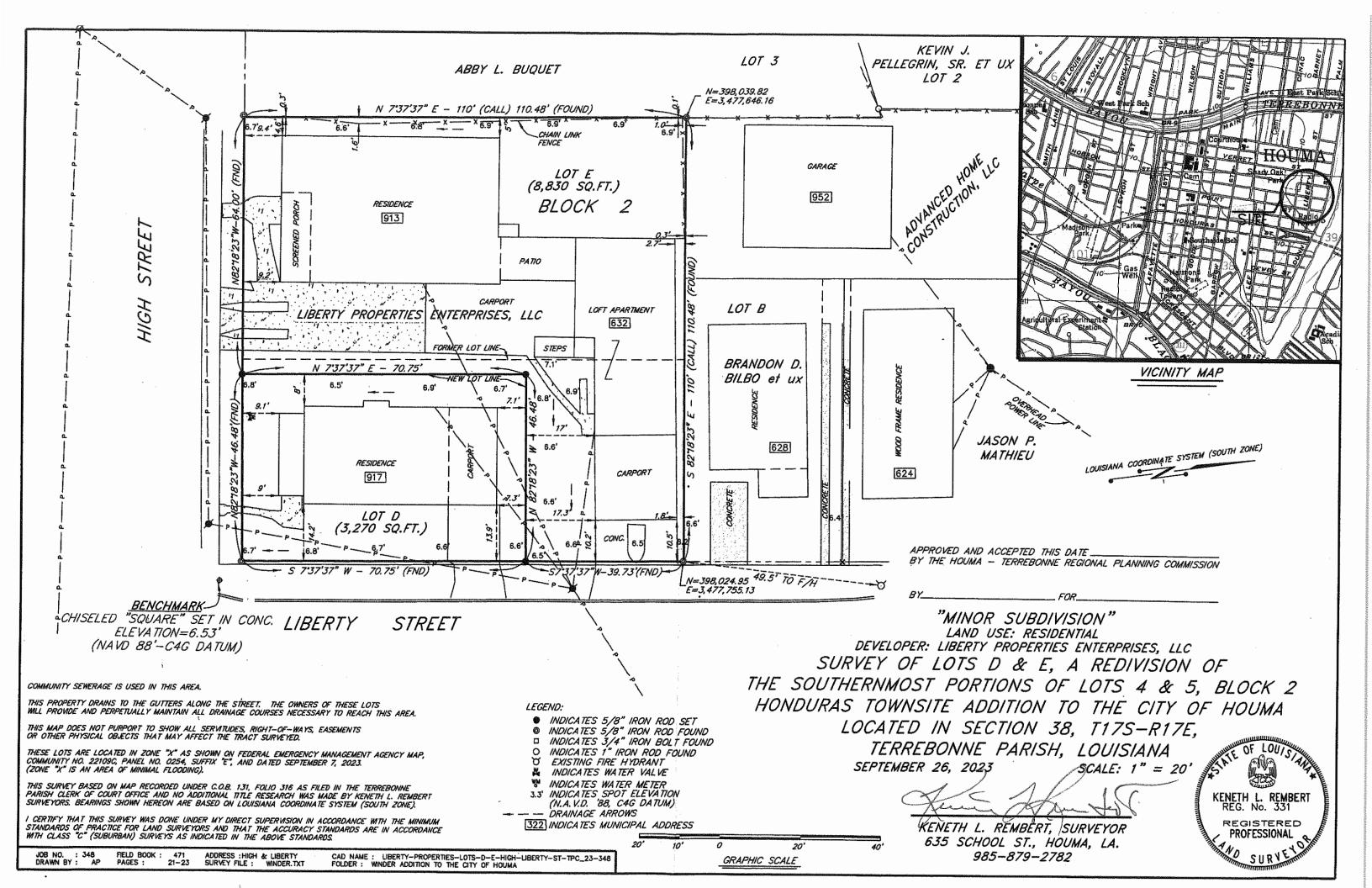
Please provide a list of property owners located within 250 feet radius of the subject property along with this application. These property owners shall be notified in the following manner:

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.



# **632 Liberty Street**

(913 & 917 High Street)





632 Liberty Street (913 & 917 High Street)



632 Liberty Street (913 & 917 High Street)