

**ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND § 8.215 OF THE UNIFIED DEVELOPMENT CODE FOR THE CITY OF ZACHARY TO PROVIDE FOR DUST FREE APRONS FROM POINTS OF EXIT UNTO PUBLIC STREETS WITHIN THE CITY OF ZACHARY AND FOR OTHER MATTERS IN FUTHERANCE OF THIS PROVISION**

**WHEREAS**, the City Council for the City (“ City Council”) has determined that the City’s prior Code of Ordinances (“CoD”) provided for dust free surfaces at points of exits unto public streets with the City of Zachary which requirements are not completely described in the current Unified Development Code ( the “UDC”), the City believes that the current regulatory framework does not clearly provide appropriate guidelines nor do it adequately regulate the level of required construction within the City for certain of the Zoning Districts;

**THEREFORE BE IT ORDAINED** by the City Council that § 8.215 of the Unified Development Code for the City be hereby deleted in its entirety and thereafter prospectively and respectively amended to read as follows:

- A. Generally.** Owners of property that abuts a public right-of-way shall maintain the property between the edge of the pavement or the inside of the curb and the owner’s property line, including providing for continuing compliance with § 8.212, *Sight Distance Requirements*.
- B. Dust Free Access.** In the Residential Estate (RE) and Agriculture and Forestry (AF) Zoning Districts, and in addition to any other maintenance required by § 8.215 (A), above, surfaces shall be dust free from the point of exit from the edge of the pavement or public right-of-way for a distance of not less than twenty-five (25) feet extending unto and inside the owner’s property line.
- C. Dust Free Surfaces.** In Residential Suburban (RS), Residential Urban (RU) and Neighborhood Conservation (NC) Zoning Districts, and in addition to any other maintenance required by § 8.215 (A), above, surfaces shall be dust free from the point of exit from the edge of the pavement or public right-of-way to and including the garage, carport or open parking spaces designed to park a vehicle for routine access to residences and any surface used for the designed maneuver or access to utilize same. In effect, all access, parking spaces, and turnarounds, etc., shall be dust free surfaces.

This Ordinance shall become effective at the expiration of ten (10) calendar days after publication by the City Council for the City of Zachary unless the referenced ordinance shall specify another effective date, all pursuant to § 2-10 (C) of the Home Rule Charter adopted by the electors for the City of Zachary.

INTRODUCED FOR ADOPTION by the City Council of the City of Zachary as a regular meeting of the said Council held on the 23<sup>rd</sup> day of June, 2015.

\_\_\_/s David Amrhein\_\_\_\_  
David Amrhein, Mayor

ATTEST:

\_\_\_/s Dana Poole\_\_\_\_\_  
Dana Poole, Clerk of the City Council

\_\_\_/s Brandon Noel\_\_\_\_\_  
Brandon Noel, Mayor Pro Tempore

SUBMITTED FOR FINAL APPROVAL AND ADOPTED by the City Council of the City of Zachary as a regular meeting of the said Council after being duly noticed and publicized public hearing held on the 14<sup>th</sup> day of July, 2015.

\_\_\_/s David Amrhein \_\_\_\_  
David Amrhein, Mayor

ATTEST:

\_\_\_/s Dana Poole\_\_\_\_\_  
Dana Poole, Clerk of the City Council

\_\_\_/s Brandon Noel\_\_\_\_\_  
Brandon Noel, Mayor Pro Tempore