

ORDINANCE

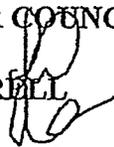
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CITY OF NEW ORLEANS

CITY HALL: August 21, 2014

CALENDAR NO. 30,307

NO. 026042 MAYOR COUNCIL SERIES

BY: COUNCILMEMBER CANTRELL 

AN ORDINANCE to amend and reordain Article 18 of the Comprehensive Zoning Ordinance of the City of New Orleans, No. 4264 M.C.S., as amended, to establish a new Interim Zoning District (IZD) to be named the *Harmony Oaks Interim Zoning District* to re-zone, from an MS Medical Service District to a B-2 Neighborhood Business District to authorize a public market as a permitted use, on Square 555, Lots 11, 12, and 13-A, in the Sixth Municipal District, bounded by LaSalle Street, Toledano Street, South Liberty Street and Louisiana Avenue (Municipal Addresses: 3300-3322 LaSalle Street); and otherwise to provide with respect thereto.

WHEREAS, Zoning Docket Number 61/14 was initiated by City Council Motion M-14-207 and referred to the City Planning Commission; and

WHEREAS, the City Planning Commission held a public hearing on this zoning petition and recommended modified approval of the text amendment in its report dated July 21, 2014 to the City Council, present in Zoning Docket Number 61/14; and

WHEREAS, the recommendation of the City Planning Commission was upheld and changes were deemed to be advisable and necessary and in the best interest of the City and were granted modified approval as stated in Motion Number M-14-343 of the Council of the City of New Orleans on August 14, 2014.



sidewalks, and public rights-of-way. The name and phone number of the owner/operator shall be included in this letter to be kept on file in case of any violation. In no case shall trash receptacles be located in the public right-of-way.

d. All vendors at the market shall obtain the necessary permits and/or licenses based on their requisite business. Occupational licenses and health inspection certificates shall be displayed while the vendor is operating at the market.

e. Vendors may include the selling of arts, crafts, handcrafted, sewn or other products made through the personal labor of the vendor or the vendor's representative. Food vendors may include the selling of farm-grown or home-grown fresh produce, flowers, or plants, cooked/prepared food or beverages, packaged food such as locally grown/produced preserves, and baked goods. Vendors shall not include the selling of animals of any kind, knives or blades, firearms or ammunitions, weapons of any kind, any type of drugs/paraphernalia, tobacco products, or pharmaceuticals, legal or otherwise, stolen merchandise of any kind, CDs, DVDs, videos which are pirated or dubbed, new, mass produced items sold in bulk (ex: t-shirts, sunglasses, posters, etc.), sexually explicit materials, or any items that by sale or possession are in violation of city, parish, state or federal laws.

f. Public Markets shall not be interpreted to include live entertainment or the sale of alcoholic beverages without obtaining a Special Events Permit.

g. Noise levels shall not exceed the limitations of the noise ordinance, Sec. 66-202 Code of the City of New Orleans.

#### 18.65.4 Appeals.

Any appeal to the regulations of this IZD shall be made to the City Council in accordance with the provisions of Section 16.4.5(1) of the Comprehensive Zoning Ordinance. The City Planning

49 Commission shall make a recommendation to the City Council following a public hearing on the  
50 appeal request, in the manner provided in Section 16.9.5(1.) of the Comprehensive Zoning  
51 Ordinance.

52 18.65.5 *Duration of Designation.*

53 The Harmony Oaks Interim Zoning District is designated for a period of one (1) year. This  
54 designation may be extended pursuant to Section 3-126 of the Home Rule Charter of the City of New  
55 Orleans.

56 \* \* \*

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS SEP 18 2014

STACY HEAD

PRESIDENT OF THE COUNCIL

DELIVERED TO THE MAYOR ON SEP 19 2014

APPROVED:

SEP 22 2014

MITCHELL J. LANDRIEU

MAYOR

RETURNED BY THE MAYOR ON SEP 22 2014 AT 8 15 PM

LORA W. JOHNSON

CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS: Brossett, Cantrell, Gray, Guidry, Head, Ramsey, Williams - 7

NAYS: 0

ABSENT: 0

THE FOREGOING IS CERTIFIED  
TO BE A TRUE AND CORRECT COPY

Lora W. Johnson  
CLERK OF COUNCIL