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APR 30 2003
OPINION 03-0178

Honorable Henry "Tank" Powell
State Representative
P. O. Box 1109
Ponchatoula, LA 70454

61 LAWS – General

The phrase "except as otherwise provided" in ordinance is designed to incorporate exceptions contained elsewhere in the municipal ordinances or state law which would specifically permit prohibited activity.

Dear Representative Powell:

You have asked this office to interpret the following provision of Ponchatoula Zoning Ordinance 495 which states:

Mobile homes may not be located on single-family lots, where other dwellings are already located on the same lot, except as otherwise provided.

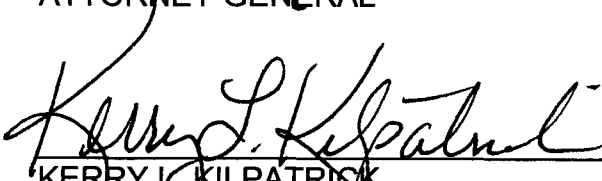
The qualifying phrase "except as otherwise provided" is designed to incorporate into Ordinance 495 exceptions contained elsewhere in the municipal ordinances or state law which would specifically permit mobile homes to be located on single-family lots. See Board of Commissioners of Orleans Levee District vs. Department of Natural Resources, 483 So.2d 958 (La. 1986), at page 962. The phrase does not mean that the prohibition contained in the ordinance can be altered privately at will.

We hope the foregoing is helpful to you. Should you have other questions in which we may provide assistance, please contact this office.

Very truly yours,

RICHARD P. IEYOUNG
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BY:


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