

ORDINANCES ADOPTED BY THE ST. BERNARD PARISH COUNCIL 2010

1181-01-10 2633	AN ORDINANCE TO APPROVE DOCKET 19-09 A PETITION OF MARGARET SCORSONE, BEING REPRESENTED BY RONALD SILVA, FOR A ZONING CHANGE FROM 'R-1, (SINGLE FAMILY RESIDENTIAL) TO "C-1, (NEIGHBORHOOD COMMERCIAL) FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 1605 MEHLE STREET.	01-05-10
1182-03-10 2642	AN ORDINANCE TO REPLACE ARTICLE I, SECTION 5-20 OF THE ST. BERNARD PARISH CODE OF ORDINANCES IN ITS ENTIRETY.	03-16-10
1183-04-10 2658	AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE ST. BERNARD PARISH GOVERNMENT, STATE OF LOUISIANA AND THE ST. BERNARD PARISH SCHOOL BOARD, STATE OF LOUISIANA; AUTHORIZING ST. BERNARD PARISH SCHOOL BOARD TO USE ST. BERNARD PARISH GOVERNMENT'S PROPERTY LOCATED AT 2712 PALMISANO BLVD., CHALMETTE, LA AND ST. BERNARD PARISH GOVERNMENT TO USE ST. BERNARD PARISH SCHOOL BOARD PROPERTY LOCATED NORTH OF AND ADJACENT TO THE OLD COURTHOUSE PROPERTY.	04-06-10
1184-04-10 2666	AN ORDINANCE TO PLACE IN PERPETUITY THE LETTER OF NO JURISDICITON PROPERTIES AS PER ORDINANCE SBPC #1171-10-09 AS EXEMPT FROM RENTAL ORDINANCES.	04-06-10
1185-04-10 2640	AN ORDINANCE TO AMEND ORDINANCE SBPC #1177-12-09 , TO MODIFY THE PROCEDURES FOR PERMITTING AND OPERATING FIREWORKS SALES WITHIN THE PARISH OF ST. BERNARD.	04-20-10
1186-04-10 2645	AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-05(b) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE QUALIFICATIONS OF THE DIRECTOR OF PUBLIC WORKS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.	04-20-10
1187-04-10 2650	AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-07 OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE NAME OF THE DEPARTMENT HEAD TO READ "FIRE CHIEF" AND ALSO CHANGE THE QUALIFICATIONS OF THE DEPARTMENT HEAD TO COINCIDE WITH CURRENT STATE REQUIREMENTS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.	04-20-10

1188-04-10 2651	AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-10(c) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO MODIFY THE PERSONNEL BOARD; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.	04-20-10
1189-04-10 2652	AN ORDINANCE TO APPROVE DOCKET 1-10 , A PETITION OF NICO, INC., BEING REPRESENTED BY JEFFREY D. NICOSIA, FOR A ZONING CHANGE FROM 'R-1, (SINGLE FAMILY RESIDENTIAL) TO "C-1, (NEIGHBORHOOD COMMERCIAL) FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2004 FARMSITE ROAD.	04-20-10
1190-04-10 2654	AN ORDINANCE TO APPROVE DOCKET 3-10 , A PETITION OF ANN M. WILTENMUTH, WIFE OF/AND EARL P. HEBERT, FOR A ZONING CHANGE FROM "C-1, (NEIGHBORHOOD COMMERCIAL)" TO "C-2, (GENERAL COMMERCIAL)" 'FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 120 MORALES STREET AND 2620 BUFFON STREET.	04-20-10
1191-05-10 2641	AN ORDINANCE TO AMEND CHAPTER 21, ARTICLE II, DIVISION 4, SECTION 21-96 OF THE ST. BERNARD PARISH CODE OF ORDINANCES.	05-04-10
1192-05-10 2669	AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO EXTEND THE TERM OF SUBLEASE AGREEMENT WITH THE ARLENE AND JOSEPH MERAUX CHARITABLE FOUNDATION FOR THE TEMPORARY PARISH LIBRARY SITE LOCATED AT 7701 W. JUDGE PEREZ DRIVE.	05-04-10
1193-05-10 2661	AN ORDINANCE TO APPROVE DOCKET 6-10 , A PETITION OF JERRY L. MOORE, JR., FOR CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING PROPERTY LOCATED IN THE 2800 BLOCK OF EAST LA HIGHWAY 46.	05-18-10
1194-05-10 2662	AN ORDINANCE TO APPROVE DOCKET 7-10 , A PETITION OF DARLENE CHERAMIE, WIFE OF/AND RAY C. BIANCHINI, FOR A ZONING CHANGE FROM" "C-2, (GENERAL COMMERCIAL)" TO "I-1, (LIGHT INDUSTRIAL)" 'FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 329 WEST ST. BERNARD HIGHWAY.	05-18-10
1195-05-10 2663	AN ORDINANCE TO APPROVE DOCKET 8-10 , A PETITION OF ST. BERNARD PARIISH GOVERNMENT, (THE OFFICE OF COMMUNITY DEVELOPMENT), TO AMEND THE ST. BERNARD PARISH CODE OF ORDINANCES, TO PROPOSE A BED AND BREAKFAST ORDINANCE WHICH WILL BE ADDED TO CHAPTER 22, "THE COMPREHENSIVE ZONING ORDINANCE OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA."	05-18-10

1196-06-10 2660	AN ORDINANCE TO APPROVE DOCKET 5-10 , A PETITION OF MURPHY OIL USA, INC., BEING REPRESENTED BY JEFFREY POHLMANN, FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "C-1, (NEIGHBORHOOD COMMERCIAL)" FORMER MUNICIPAL ADDRESSES WERE 2504 AND 2508 DESPAUX DRIVE.	06-1-10
1197-06-10 2680	AN EMERGENCY ORDINANCE REGARDING 2 PARCELS OF LAND, 4141 PARIS ROAD AND THE 300 BLOCK OF LAW STREET, TO ALLOW CHIPPING TO TAKE PLACE SO MATERIAL CAN BE MADE AVAILABLE FOR THE EMERGENCY BERM FOR THE OIL SPILL AND TO PREVENT DETERIORATION TO THE LEVEE SYSTEMS.	06-15-10
1198-06-10 2671	AN ORDINANCE TO APPROVE DOCKET 9-10 , A PETITION OF MARY BROUILLETTE, BEING REPRESENTED BY JASON BAILEY, FOR A CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NUMBER 1505 E. LA. HIGHWAY 46.	06-15-10
1199-07-10 2678	AN ORDINANCE TO APPROVE DOCKET 14-10 , A PETITION OF BRENDA BROWN EXNICIOUS AND RICHARD BROWN, CO -ADMINISTRATORS FOR THE SUCCESSION OF ROSALIE KING BROWN AND JULES BROWN SR., FOR A ZONING CHANGE FROM "R-2, (TWO-FAMILY RESIDENTIAL)" TO "R-1(M), (SINGLE FAMILY DWELLING AND MOBILE HOME RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2112-14 "A" STREET.	07-20-10
1200-07-10 2667	AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2010 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO.1 FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.	07-20-10
1201-07-10 2668	AN ORDINANCE PROVIDING FOR MILLAGE RATE ADJUSTMENTS, AS ALLOWED BY ARTICLE VII, SECTION 23 (B) AND (C) OF THE LOUISIANA CONSTITUTION OF 1974 AND LA. RS. 47:1705 (B), LEVYING AND IMPOSING TAXES AND ASSESSMENTS FOR 2010 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO.1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1, AND FIRE PROTECTION DISTRICT NO. 2, OF SAID PARISH.	07-20-10
1202-07-10 2674	AN ORDINANCE TO AMEND SECTION 20-138, PARKING FOR CERTAIN PURPOSES PROHIBITED, SUBSECTION (D) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.	07-20-10
1203-07-10 2675	AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO AN AGREEMENT WITH THE ST. BERNARD PARISH SCHOOL BOARD TO EXCHANGE REBEL PARK AND 2712 PALMISANO BLVD. FOR THE PROPERTY LOCATED AT THE OLD COURTHOUSE ON BAYOU ROAD.	07-20-10

1204-07-10 2679	AN ORDINANCE TO AMEND ST. BERNARD PARISH CODE OF ORDINANCES CHAPTER 2 ARTICLE I, SECTION 2-6 PARISH PRESIDENT'S SALARY.	07-20-10
1205-08-10 2676	AN ORDINANCE TO APPROVE DOCKET 12-10 A PETITION OF J AND R AMUSEMENT, INC., FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "C-3, (HIGHWAY COMMERCIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 3809 PARIS RD.	08-17-10
1206-08-10 2677	AN ORDINANCE TO APPROVE DOCKET 13-10 , A PETITION OF JOSEPH S. DEMBRUN, SR. UNIFIED CREDIT TRUST, JANE VON BEHREN DEMBRUN, TRUSTEE, FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2/CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: VERSAILLES SUBDIVISION, SQUARE 244.	08-17-10
1207-08-10 2681	AN ORDINANCE TO AMEND ORDINANCE SBPC #1193-05-10 , DOCKET 6-10, A PETITION OF JERRY L. MOORE, JR., GRANTING A TEMPORARY CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING PROPERTY LOCATED IN THE 2800 BLOCK OF EAST LA HIGHWAY 46.	08-17-10
1208-08-10 2682	AN ORDINANCE TO AMEND ORDINANCE SBPC #1198-06-10 DOCKET 9-10 , A PETITION OF MARY BROUILLETTE, BEING REPRESENTED BY JASON BAILEY, FOR A TEMPORARY CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NUMBER 1505 E. LA. HIGHWAY 46.	08-17-10
1209-08-10 2683	AN ORDINANCE TO AMEND THE 2010 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET TO MOVE \$30,000 FOR ROAD LIGHTING REPAIRS AND MAINTENANCE OF STREET LIGHTS AND STREET SIGNS.	08-17-10
1210-08-10 2685	AN ORDINANCE TO SET THE POLICY ON ANY BUILDING PLAQUES OR PUBLISHING OF COUNCIL NAMES.	08-17-10
1211-09-10 2664	AN ORDINANCE TO DIRECT AND AUTHORIZE THE PARISH PRESIDENT TO EXECUTE AN AMENDMENT TO THE SOLID WASTE COLLECTION TIME CONTRACT BETWEEN ST. BERNARD PARISH GOVERNMENT AND SDT WASTE & DEBRIS SERVICES, L.L.C. (SDT) AND TO PROVIDE FOR CERTAIN ADMINISTRATIVE REQUIREMENTS THEREOF	09-7-10

1212-09-10 2684	AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO SIGN A CONTRACT LEASE WITH CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT 20 E. CHALMETTE CIRCLE, ALSO KNOWN AS BLUE BIRD PLAYGROUND, TO BE UTILIZED BY THE LA. DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.	09-7-10
1213-09-10 2695	AN ORDINANCE TO APPROVE ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO; THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT.	09-7-10
1214-09-10 2688	AN ORDINANCE TO APPROVE DOCKET 16-10 , A PETITION OF TERRY TEDESCO AND SUSAN TEDESCO RUSSO ROSS FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2, (HEAVEY INDUSTRIAL) AND (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 4141 PARIS ROAD.	09-21-10
1215-09-10 2689	AN ORDINANCE TO APPROVE DOCKET 17-10 , A PETITION OF ROSEMARY THOMPSON, WIFE OF/AND DAVE THOMPSON FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (2-FAMILY RESIDENTIAL)" AND "CONDITIONAL USE FOR A SUB-STANDARD SIZE LOT" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2139 BEACHHEAD LANE.	09-21-10
1216-09-10 2690	AN ORDINANCE TO APPROVE DOCKET 18-10 , A PETITION OF CHARLES FANZ FOR A CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY LOCATED ACROSS FROM FANZ TRAILER PARK.	09-21-10
1217-10-10 2700	AN ORDINANCE TO AMEND CHAPTER 5, BUILDINGS, CONSTRUCTION AND RELATED ACTIVITIES, SUB SECTION 102.5 (4) UNSAFE BUILDINGS, INSTALLATIONS AND MACHINERY TO MANDATE A TIMELINE FOR THE REMOVAL OR REPAIR OF CITED PROPERTIES THROUGH OUT THE PARISH OF ST. BERNARD.	10-05-10
1218-10-10 2701	AN ORDINANCE TO AMEND CHAPTER 10.5, FLOOD DAMAGE PREVENTION, ARTICLE V SECTION 10.5-32 SUB SECTION (5) RECREATIONAL VEHICLES.	10-05-10
1219-10-10 2702	AN ORDINANCE TO SELECT WALTER LEGER AS LEGAL COUNSEL TO REPRESENT ST. BERNARD PARISH IN ITS OIL SPILL CLAIMS.	10-19-10

1220-11-10 2705	AN ORDINANCE TO OBTAIN THE SERVICES OF AN ATTORNEY TO PROVIDE IN-HOUSE LEGAL COUNSEL FOR ST. BERNARD PARISH GOVERNMENT, TO AUTHORIZE A CONTRACT FOR SAID SERVICES; TO SPECIFY REPORTING PROCEDURES TO BE FOLLOWED; AND TO ESTABLISH THE AUTHORITY FOR THE SETTLEMENT OF CLAIMS.	11-2-10
1221-11-10 2706	AN ORDINANCE TO OBTAIN THE SERVICES OF AN ATTORNEY TO PROVIDE IN-HOUSE LEGAL COUNSEL FOR ST. BERNARD PARISH GOVERNMENT, TO AUTHORIZE A CONTRACT FOR SAID SERVICES; TO SPECIFY REPORTING PROCEDURES TO BE FOLLOWED; AND TO ESTABLISH THE AUTHORITY FOR THE SETTLEMENT OF CLAIMS.	11-2-10
1222-11-10 2707	AN ORDINANCE TO AUTHORIZE PARISH GOVERNMENT TO ACQUIRE THE PROPERTY AT 2001 AYCOCK STREET.	11-2-10
1223-11-10 2699	AN ORDINANCE TO APPROVE DOCKET 20-10 A PETITION OF JANE DEMBRUN, JANET HOOD, JOSEPH S. DEMBRUN, UNITED CREDIT TRUST AND RAYMOND KELLER, III FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2/ (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 4914 PARIS ROAD.	11-16-10
1224-12-10 2704	AN ORDINANCE TO ADOPT THE 2011 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.	12-7-10
1225-12-10 2709	AN ORDINANCE TO AMEND THE 2010 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.	12-7-10
1226-12-10 2713	AN ORDINANCE TO AMEND ORDINANCE SBPC #832-04-08 , SECTION 5-103.8.6 SUB- SECTION 2A, REQUIRED INSPECTIONS: BUILDING MOLD REMEDIATION.	12-7-10
1227-12-10 2718	AN ORDINANCE AUTHORIZING THE PARISH OF ST. BERNARD TO ENTER INTO A PURCHASE AGREEMENT WITH A LEVERAGE LENDER FOR THE PURPOSE OF LEVERAGING FUNDS FOR THE CONSTRUCTION OF A HOSPITAL IN THE PARISH; APPROVING THE FORM AND TERMS OF SUCH AGREEMENT; AND TAKING OTHER MATTERS IN CONNECTION THEREWITH.	Special Mtg.12-13-10
1228-12-10 2719	AN ORDINANCE AUTHORIZING THE PARISH OF ST. BERNARD TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH THE HOSPITAL SERVICE DISTRICT OF THE PARISH OF ST. BERNARD; APPROVING THE FORM AND TERMS OF SUCH AGREEMENT; AND TAKING OTHER MATTERS IN CONNECTION THEREWITH.	Special Mtg.12-13-10
1229-12-10 2696	AN ORDINANCE TO AMEND CHAPTER 4, ARTICLE II OF THE ST. BERNARD PARISH CODE OF ORDINANCES TO ADD THERETO A NEW DIVISION TO BE DESIGNATED AS DIVISION 7, ENTITLED SPAYING AND NEUTERING OF DOGS AND CATS.	12-21-10

- 1230-12-10 2715** AN ORDINANCE CREATING A ONE WAY STREET (EXECPT FOR EMERGENCY VEHICLES) ON DAUPHINE STREET IN THE DIRECTION STARTING FROM MEHLE STREET TOWARDS ANGELA STREET FOR THE ABILITY OF MAIL DROP OFF DIRECTLY FROM PERSONAL VEHICLES. 12-21-10
- 1231-12-10 2716** AN ORDINANCE TO AMEND **ORDINANCE SBPC# 1213-09-10** APPROVING ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO; THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT. 12-21-10
- 1232-12-10 2717** AN ORDINANCE TO WAIVE ANY AND ALL PARISH REQUIRED FEES OR CHARGES FOR THE NEW ST. BERNARD PARISH HOSPITAL AND HOSPITAL SERVICE DISTRICT OF ST. BERNARD PARISH 12-21-10



St. Bernard Parish Council

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#11

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 5, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1181-05-10

Summary No. 2633

Introduced By: Administration on 11/3/09

Planning Commission Recommended **Approval** on 12/8/09

Public Hearing Held on 1/5/10

AN ORDINANCE TO APPROVE **DOCKET 19-09** A PETITION OF MARGARET SCORSONE, BEING REPRESENTED BY RONALD SILVA, FOR A ZONING CHANGE FROM 'R-1, (SINGLE FAMILY RESIDENTIAL) TO "C-1, (NEIGHBORHOOD COMMERCIAL) FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 1605 MEHLE STREET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Docket 19-09 a petition of Margaret Scorsone, being represented by Ronald Silva, for a Zoning Change from 'R-1, (Single Family Residential) to "C-1, (Neighborhood Commercial) is hereby granted with the Condition that the existing residential structure currently standing on said property is demolished to coincide with the zoning of "C-1" (Neighborhood Commercial), for the following property: the Municipal no. 1605 Mehle Street.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

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St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract #11 continued
January 5, 2009

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

George Cavignac
Councilman
District B

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Kenneth "Kenny" Henderson
Councilman
District C

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

Mike Ginart, Jr.
Councilman
District D

NAYS: None

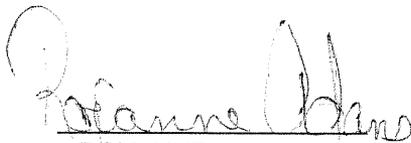
Fred E. Everhardt, Jr.
Councilman
District E

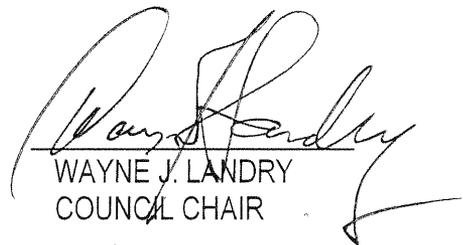
ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

Roxanne Adams
Clerk of Council

And the motion was declared **adopted** on the 5th day of January, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

1/6/10 3:20 P.M.
Date and Time

②



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #11 continued
January 5, 2009

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

Approved  1/6/10 7:00 AM Vetoed _____

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Parish President


Craig P. Taffaro, Jr.

Mike Ginart, Jr.
*Councilman
District D*

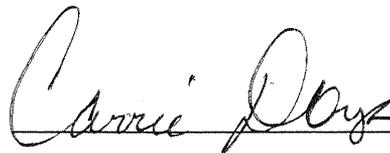
Fred E. Everhardt, Jr.
*Councilman
District E*

Returned to Clerk of the Council

1/7/10 1:53 P.M.
Date and Time

Roxanne Adams
Clerk of Council

Received by





St. Bernard Parish Council

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#13

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF ST. BERNARD PARISH GOVERNMENT BUILDING, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MARCH 16, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1182-03-10

Summary No. 2642

Introduced by: Councilman Landry on 2/2/10

EFC Recommended **Approval** on 2/10/10

Public Hearing Held on 3/16/10

AN ORDINANCE TO REPLACE ARTICLE I, SECTION 5-20 OF THE ST. BERNARD PARISH CODE OF ORDINANCES IN ITS ENTIRETY.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Article 1, section 5-20 of the St. Bernard Parish Code of Ordinances, display of address required; penalty for violation is hereby replaced in it's entirety to read as follows:

(a) Every property owner or resident shall provide and maintain in a durable and substantial manner on the front of each structure, dwelling or commercial unit or suite, in a conspicuous place, in at least six-inch letters or numbers the official address for residential, and a minimum of eight inch letters for commercial. Further, on commercial buildings, the address shall be located on the front door(s) or immediately adjacent thereto. The address number shall be clearly visible from the exterior of the building and shall also be placed on the front door of all interior units. The number shall be additionally placed on both sides of the mailbox (three-inch lettering) where the box is located on the street, both for residential and commercial buildings. The numbering requirement shall also apply to all mobile home units whether on a single lot or within a private mobile home park. Within a private park, the number may be posted on the unit lot.



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Wayne J. Landry
Councilman at Large

Page -2-
Extract #13 continued
March 16, 2010

Frank Auderer

(b) Enforcement. If at anytime, a resident and/or property owner does not have the address numbers displayed as required by subsection (a), said property owner and/or resident shall be subject to a fine of one hundred dollars (\$100.00). Said fine shall be waived if the required numbers are in place within ten (10) working days of notification from parish government. If the required numbers are not in place within sixty (60) days, the property owners and/or resident shall be subject to a two hundred fifty dollar (\$250.00) fine for each month thereafter.

Ray Lauga, Jr.
Councilman
District A

George Cavnagac
Councilman
District B

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnagac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 16th day of March, 2010.

@



St. Bernard Parish Council

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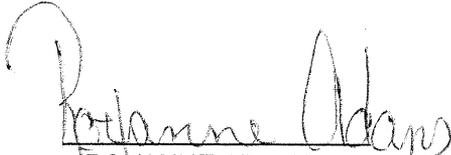
Wayne J. Landry
Councilman at Large

Page -3-
Extract #13 continued
March 16, 2010

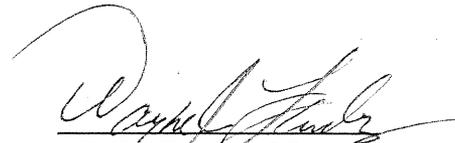
Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B



ROXANNE ADAMS
CLERK OF COUNCIL



WAYNE J. LANDRY
COUNCIL CHAIR

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Delivered to the Parish President 3/19/10 9:30 am
Date and Time

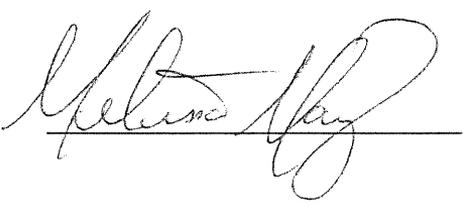
Fred E. Everhardt, Jr.
Councilman
District E

Approved _____ Vetoed _____

Roxanne Adams
Clerk of Council

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/1/10 2:09 PM
Date and Time

Received by 



St. Bernard Parish Council

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#12

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 6, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Ginart, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1183-04-10

Summary No. 2658

Introduced by: Administration on 3/2/10
 EFC Recommended **Approval** on 3/10/10
 Public Hearing Held on 4/6/10

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT BETWEEN THE ST. BERNARD PARISH GOVERNMENT, STATE OF LOUISIANA AND THE ST. BERNARD PARISH SCHOOL BOARD, STATE OF LOUISIANA; AUTHORIZING ST. BERNARD PARISH SCHOOL BOARD TO USE ST. BERNARD PARISH GOVERNMENT'S PROPERTY LOCATED AT 2712 PALMISANO BLVD., CHALMETTE, LA AND ST. BERNARD PARISH GOVERNMENT TO USE ST. BERNARD PARISH SCHOOL BOARD PROPERTY LOCATED NORTH OF AND ADJACENT TO THE OLD COURTHOUSE PROPERTY.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a cooperative endeavor agreement between St. Bernard Parish Government and the St. Bernard Parish School Board is hereby authorized to provide for St. Bernard Parish School Board's use of St. Bernard Parish Government's property located at 2712 Palmisano Blvd., Chalmette, LA and St. Bernard Government's use of St. Bernard Parish School Board's property located north of and adjacent to the Old Courthouse property located in St. Bernard, LA.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



St. Bernard Parish Council

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Page -2-
Extract #12 continued
April 6, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnignac, Ginart, Everhardt, Auderer

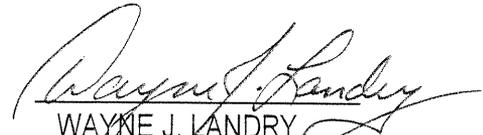
NAYS: None

ABSENT: Henderson

The Council Chair, Mr. Landry, cast his vote as **YEA**.

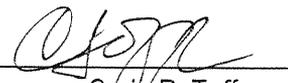
And the motion was declared **adopted** on the 6th day of April, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

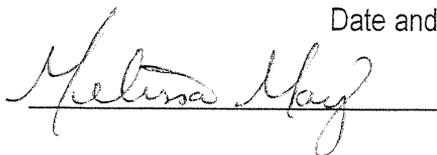
Delivered to the Parish President 4/9/10 9:00 am
Date and Time

Approved 4/12/10 11:50 am Vetoed _____

Parish President 
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/12/10 1:00 pm
Date and Time

Received by





St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#13

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, April 6, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1184-04-10

Summary No. 2666

Introduced By: Councilman Landry on 3/16/10
 Public Hearing Held on 4/6/10

AN ORDINANCE TO PLACE IN PERPETUITY THE LETTER OF NO JURISDICITON PROPERTIES AS PER **ORDINANCE SBPC #1171-10-09** AS EXEMPT FROM RENTAL ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the attached list, exhibit "A" hereafter is made part of this ordinance. The properties located at the addresses on exhibit A, shall be exempt in perpetuity from all PUP's (Permissive Use Permits), and rental permission ordinances in the future. This ordinance shall be non-amendable and may only be rescinded with a unanimous vote of the full membership of the Council.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

(2)



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract #13 continued
April 6, 2010

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnac, Ginart, Everhardt, Auderer

George Cavnac
Councilman
District B

NAYS: None

ABSENT: Henderson

Kenneth "Kenny" Henderson
Councilman
District C

The Council Chair, Mr. Landry, cast his vote as **YEA**.

Mike Ginart, Jr.
Councilman
District D

And the motion was declared **adopted** on the 6th day of April, 2010.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

4/9/10 9:00am
Date and Time

Approved _____

Vetoed _____





St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #13 continued
April 6, 2010

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

Parish President

Craig P. Taffaro, Jr.

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Returned to Clerk of the Council

5/3/10 1:57 PM

Date and Time

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Received by

Carrie Dore

Roxanne Adams
Clerk of Council

L N J's Issued

ADDRESS #	STREET	SUF	SUBDIVISION
5705	6th (V)	St	Highland Villa
1515	Alexander	Ave	St. Claude Heights
1603	Alexander	St	St. Claude Heights
1902	Alexander	Ave	St. Claude Heights
1325	Angela	Ave	First Ward
927	Angela	Ave	Arabi
1031	Angela	Ave	Arabi
3312	Angelique	Dr	Angelique Estates S/D
7220	Anne	St	St. Claude Heights
2400	Artillery	Dr	Crescent Ridge
3212	Ashley	Dr	Angelique Estates
2912	Ashley	Dr	Angelique Estates S/D
2124	Aycock	St	Arabi Park S/D
1216	Aycock	St	Pamela Place
3108	Bartolo	Dr	Cindy Park Addition
3425	Bartolo	Dr	Cindy Park Addition
2033	Beachhead	Ln	Francke Tract S/D
2035	Beachhead	Ln	Francke Tract S/D
1806	Benjamin	St	Arabi
2201	Benjamin	St	Arabi
2421	Blanchard	Dr	Blanchard S/D
3613	Blanchard	Dr	Blanchard S/D
2501	Campagna	Dr	Corinne Park Ext
2304	Campagna	Dr	Corinne Pk Ext.
2413	Campagna	Dr	Corinne Park Ext
2808	Campagna	Dr	Corinne Park Ext
52	Carolyn	Ct	Carolyn Court
209	Casa Calvo	St	Paris Court
2208	Centanni	Dr	Goodchildren Estates
2308	Centanni	Dr	Goodchildren Estates
1505	Center	St	St Claude Heights
1513	Center	St	St Claude Heights
1610	Center	St	St Claude Heights
523	Center	St	St. Claude Development
527	Center	St	St. Claude
1300	Center	St	St. Claude Heights
517	Center	St	St Claude
2	W. Chalmette	Cir	Chalmette Vista
403	Chalmette	Ave	Chalmette S/D
33	W. Chalmette	Cir	Chalmette Vista
14	W. Chalmette	Cir	Chalmette Vista
27	W. Chalmette	Pl	Pamela Place
21	W. Chalmette	Cir	Chalmette Vista
35	W. Chalmette	Cir	Chalmette Vista
41	W. Chalmette	Cir	Chalmette Vista
46	W. Chalmette	Cir	Chalmette Vista
8	W. Chalmette	Cir	Chalmette Vista S/D
3816	Chalona	Dr	Chalona
3820	Chalona	Dr	Chalona
2428	Charles	Dr	Gallo Park S/D
2220	Christie	Dr	Christie Park S/D
2021	Christie	Dr	Christie Park S/D
2120	Christie	Dr	Christie Park S/D
2317	Christie	Dr	Christie Park S/D
99	Claiborne	Sq	Chalmette Vista
6	Coffee	Dr	Chalmette Vista
26	Coffee	Dr	Chalmette Vista

L N J's Issued

ADDRESS #	STREET	SUF	SUBDIVISION
2720	Guerra	Dr	Violet S/D
2721	Guerra	Dr	Violet S/D
2724	Guerra	Dr	Violet S/D
2801	Guerra	Dr	Violet S/D
3017	Guerra	Dr	Violet S/D
3124	Guerra	Dr	Violet S/D
1713	Heights	Dr	St. Bernard
1804	Heights	Dr	St. Bernard
1621	Heights	Dr	St. Bernard Heights
1930	Highland	St	Highland Villa Ext 2
1308	Indiana	St	Riverland Park
2321	Jackson	Bld	Battleground Gardens
2814	Jackson	Bld	Battleground Gardens
3214	Jackson	Bld	Battleground Gardens
3413	Jackson	Bld	Jackson Pk Ext
2524	Jackson	Bld	Battleground Gardens
16	Jamie's	Ct.	Highland Villa Ext. 2
2208	Jean Lafitte	Pkwy	Buccaneer Villa
2201	Jean Lafitte	Pky	Buccaneer Villa
9	Jo Ann	Ct	Highland Villa Ext.#4
19	Jo Ann	Ct	Highland Villa Ext 4
6311	Jules Brown	St	Violet S/D
10	Jupiter	Cir	Frances Place S/D
45	Jupiter	Cir	Frances Place S/D
3208	Karen	Dr	Lacoste Plantation
2401	Kenneth	Dr	Francke Tract S/D
1804	Kingfisher	St	Plantation Village
2000	Kingfisher	Dr	Plantation Village
3605	Kings	Dr	Buccaneer Villa North
2225	Landry	Ct	Parc Oak Plant.
3016	Laplace	St	Versailles
2800	Laplace	St	Versailles
2417	Lawrence	Ln	Corinne & Myrtle Grove
547	Lebeau	St	Green Acrea S/D
2020	Legend	Dr	Story Park S/D
2037	Licciardi	Dr	Licciardi
8613	Livingston	Ave	Chalmette Vista
224	Livingston	Ave	Carolyn Park S/D
104	Livingston	Dr	Carolyn Pk S/D
400	Livingston	Dr	Carolyn Pk S/D
105	Llama	Dr	Carolyn Park S/D
412	Llama	Dr	Carolyn Park S/D
3104	Lloyds	Ave	Lloyds Town
2404	Lloyds	Ave	Lloyds Town
2801	Lloyds	Ave	Lloyds Town
2708	Lyndel	Dr	Chalmette Extension
2220	Lyndel	Dr	La Petite Manors S/D
2612	Lyndel	Dr	La Petite Manors S/D
3837	Lyndel	Dr	La Petite Manors S/D
3841	Lyndel	Dr	La Petite Manors S/D
2316	Marietta	Dr	Magnolia
2100	Maureen	Ln	St. Bernard Grove Ext 2
2905	Maureen	Ln	St. Bernard Grove Ext 2
2413	Meadow Lark	St	Plantation Village
2409	Meadow Lark	Dr	Plantation Village
2001	Mehle	Ave	Arabi Park S/D
1428	Mehle	Dr	Arabi Park

L N J's Issued

ADDRESS #	STREET	SUF	SUBDIVISION
710	N. Robertson	St	Battleground Gardens
3717	Rosetta	Dr	Versailles
2408	Rosetta	Dr	Rosetta Dr Ext.
2104	Rosetta	Dr	Rosetta Dr. S/D
2217	Rosetta	Dr	Rosetta Dr Ext.
200	Sable	Dr	
1801	Schnell	Dr	Ridgeland Terrace S/D
1718	Schnell	Dr	Arabi Park
1805	Schnell	Dr	Ridgeland Terrace S/D
1734	Schnell	Dr	Ridgeland Terrace S/D
5713	Sixth	St	Repose Plantation
3309	St Marie	Dr	Lexington Place Sec 3
7233	Success	St	St. Claude Heights S/D
3220	Tara	Dr	Angelique Estates S/D
315	Trist	Pl	Trist
200	E. Urquhart	St	Battleground Gardens
714	W. Urquhart	St	Battleground Gardens
2220	Ventura	Dr	Ventura Park S/D
3704	Veronica	Dr	Ridgefield Parl S/D
2816	Veronica	Dr	Veronica Park
3213	Volpe	Dr	Riverland Park S/D
2400	Volpe	Dr	Riverland Park
2713	Volpe	Dr	Riverland Park Addition
2012	Walkers	Ln	Walkers Lane S/D
2014	Walkers	Ln	Walkers Lane S/D
2016	Walkers	Ln	Walkers Lane S/D
3	Woodchase	Ct	Woodchase S/D
34	Woodchase	Ct	Woodchase S/D



St. Bernard Parish Council

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#21

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1185-04-10

Summary No. 2640

Introduced by: Administration on 1/5/10
EFC Recommended **Approval** on 3/10/10
Public Hearing Held on 4/20/10

AN ORDINANCE TO AMEND **ORDINANCE SBPC #1177-12-09**, TO MODIFY THE PROCEDURES FOR PERMITTING AND OPERATING FIREWORKS SALES WITHIN THE PARISH OF ST. BERNARD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Section 10-2 of the Code of Ordinances is hereby amended in it's entirety to be replaced with the following:

SECTION 2. That St. Bernard Parish Council does hereby approve and authorize the legalization, sale, and discharging of Fireworks within the Parish of St. Bernard.

(a) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

(1) *Retailer* means any person engaged in the business of making sales of fireworks at retail to persons other than a distributor or a jobber.

(2) *Sale* means the sale, barter, exchanges or gift or offer therefore, and each such transaction made by any person, whether as principal, proprietor, agent, servant or employee.





St. Bernard Parish Council

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Page -2-
Extract #21 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(b) It shall be unlawful for any person to possess, sell or offer for sale or use within the Parish any pyrotechnics (commonly known as fireworks) other than the permissible fireworks hereinafter enumerated. The permissible fireworks consist of ICC class "C" "Common Fireworks," and shall mean such articles of fireworks as are enumerated or may hereinafter be enumerated as ICC class "C" fireworks in the regulations of the interstate commerce commission for the transportation of explosives and other dangerous articles and shall include but not be limited to the following:

(1) *Roman candles.* Total pyrotechnic composition not to exceed 20 grams each in weight (10 ball).

(2) *Skyrockets with sticks.* Total pyrotechnic composition not to exceed 20 grams in weight (6 oz). The rocket sticks must be securely fastened to the casing. However, penny rockets (bottle rockets) are specifically not allowed consistent with Louisiana Law.

(3) *Helicopter type rockets.* Total pyrotechnic composition not to exceed 20 grams each in weight.

(4) *Cylindrical fountains.* Total pyrotechnic composition not to exceed 75 grams each in weight. The inside tube diameter shall not exceed three-fourths inch.

(5) *Cone fountains.* Total pyrotechnic composition not to exceed 50 grams each in weight.

(6) *Wheels.* Total pyrotechnic composition not to exceed 60 grams in weight for each driver unit, but there may be any number of drivers on any one unit. The inside bore of driver tubes shall not be over one-half inch.

(7) *Illuminating torches and colored fire in any form.* Total pyrotechnic composition not to exceed 100 grams each in weight.

(8) *Sparklers and dipped stocks.* Total pyrotechnic composition not to exceed 100 grams each in weight. Pyrotechnic composition containing any chlorate or per chlorate shall not exceed five grams.

②



St. Bernard Parish Council

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Page -3-
 Extract #21 continued
 April 20, 2010

Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavnac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

(9) *Mines and shells*, of which the mortar is an integral part, total pyrotechnic composition not to exceed 40 grams each in weight.

(10) *Firecrackers and salutes*, with castings, the external dimensions of which do not exceed 1 1/2 inches in length or one-quarter inch in diameter and other items designed to produce an audible effect, total pyrotechnic composition not to exceed two grains each in weight.

(11) *Combination of two or more*. Items composed of a combination of two or more articles or devices of the above- enumerated approved items.

(12) *Whistles*. Domestic or imported whistles with report. No component of any device listed in this subsection, which is designed to produce an audible effect shall contain pyrotechnic composition in excess of two grains in weight, excluding propelling or expelling charges.

(c) Permissible items of fireworks enumerated in subsection (b) of this section may be sold at retail and ignited or exploded from June 25 through July 5 and December 15 through January 1 of each year and then only as follows:

TABLE INSET:

June 25--July 2	9:00 a.m. to 11:00 p.m.
July 3--July 4	9:00 a.m. to 12:00 midnight
July 5	9:00 a.m. to 11:00 p.m.
Dec. 15--Dec. 28	9:00 a.m. to 11:00 p.m.
Dec. 29--Dec. 30	9:00 a.m. to 12:00 midnight
December 31	9:00 a.m. to 2:00 a.m.
January 1	9:00 a.m. to 11:00 p.m.



St. Bernard Parish Council

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Page -4-
Extract #21 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(d) It shall be unlawful to offer for retail sale or to sell any fireworks to children under the age of sixteen years or to any intoxicated or irresponsible person. It shall be unlawful to explode or ignite fireworks within 1,000 feet of any church, gas station, hospital, asylum, public school or within 150 feet of where fireworks are stored, sold or offered for sale. No person shall ignite or discharge any permissible articles of fireworks within or throw the same from a motor vehicle while within, nor shall any person place or throw any ignited article of fireworks into or at such a motor vehicle.

(e) It shall be unlawful to sell any items of fireworks as a retailer without first obtaining a license therefore to be issued by the Parish as follows:

(1) An applicant to engage in the sale of fireworks as a retailer must complete an application on a form provided by the Parish, setting forth such facts and information as the parish may determine necessary and proper, such application shall include as affidavit by the applicant that the business will be operated by the applicant or a qualified individual or partner of the applicant under the responsibility of the applicant. Any fraudulent application will make the license null and void and may result in revocation of the applicant's occupational business license within the parish.

(2) All applications shall be accompanied by a copy of the previous year's sales tax return if applicable except for the first year of the enactment of this ordinance and certified copies of any lease agreement extract involving the property where the sales shall take place, any partnership agreement or incorporation charter for the business entity making the application. The applicant must pay all taxes and fees due to the parish.

3) The applicant shall pay a license fee of \$1500.00 for a license to engage in the sale of fireworks as a retailer. The license shall be valid for one building or tent not to exceed 32 linear feet of sales space per license. No building or tent can be moved from one location to another after the license is issued. The building in which the sale of fireworks is to take place can not be within 50 ft. proximity to another building, and shall be of commercial zoning. The operator of the retail outlet shall provide adequate trash containers or storage of disposable waste and shall be responsible for the cleanliness of the area around the retail outlet. Licenses are not transferable. Proceeds of all fireworks revenue is to be earmarked for the Fire Department.

①



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Page -5-
Extract #21 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

(4) Not more than one license per person or business entity shall be issued, this provision shall not be applicable until after one year of the enactment of this ordinance.

(5) No person convicted of a felony violation of any of the following laws: soliciting for prostitution, pandering, letting the premises for prostitution, contributing to the delinquency of a juvenile, keeping a disorderly place or illegal dealings in narcotics, in this state or any state in the United States, may hold a valid permit provided herein nor shall such person engage in the possession, sale or offering for sale of fireworks within the Parish limits. No person under the age of 18 may engage in the sale or offering for sale of fireworks under a permit provided herein.

(f) Nothing in this section shall be construed as applying to the manufacture, storage, sale or use of signals necessary for the safe operation of railroads or other classes of public or private transportation or of illuminating devices for photographic use, nor as prohibiting the sale or use of blank cartridges for ceremonial, theatrical or athletic events.

(g)

(1) Applicants for the retail sale of fireworks shall be permitted to install portable buildings or tent two weeks before the opening dates for the sale of fireworks and shall be permitted two weeks to remove the buildings or tent after the closing dates of the sale of the fireworks. All trash and signs relating to the sale of fireworks shall be removed within five days after the last day of the sale of fireworks.

(2) Fireworks retailers doing business within the Parish must store all portable buildings, signs and other materials related to the sale of fireworks behind sight-obscuring fences located in C-2 general commercial or I-1 and I-2 industrial districts within five days after the last day on which the sale of fireworks is permitted under this section. Failure to comply with the provisions of this section shall result in a citation. A finding of guilt for violation of this section shall result in a revocation of the retailer's permit to sell fireworks in the Parish.



St. Bernard Parish Council

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Page -6-
Extract #21 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(h) An informational sales tax return for each license issued respecting the sale of fireworks shall be furnished to the parish within two weeks after the closing date for the sale of fireworks of each period.

(i) Any person who sells or offers for sale any fireworks not permitted by this section shall, in addition to all other penalties provided for herein, forfeit his right to a permit for the sale of fireworks for all future years.

(j) The following regulations are relative to the regulation of fireworks sales and related matters.

(1) All fireworks licensees must provide a certificate of insurance in the amount of \$1,000,000.00 naming the Parish as an additional insured. Said certificate shall be provided to the city prior to receiving a fireworks license.

(2) Each fireworks license shall cost \$1,500.00 per year without regard to the linear feet of retail counter space.

(3) All retail sales must take place behind a counter. Additionally, for safety reasons all inventory displayed for sale shall be stored or displayed behind a counter.

(4) No storage of any excess or unsold inventory will be allowed within the parish of St. Bernard at the expiration of the fireworks seasons. Any violation of the above shall be grounds for immediate revocation of the fireworks license.

(5) A off duty fireman or off duty law enforcement officer must be hired to perform detail work at all fireworks stands for the price of twenty-five (\$25.00) per hour for each hour worked and shall only be required for all operating hours on December 30th and 31st and July 3rd and July 4th.

(K) Violations. Any person that does not act in conformity with the above rules and regulations established in any section is hereby in violation of this fireworks ordinance and is subject to the penalties contained herein.

(d)



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Wayne J. Landry
Councilman at Large

Page -7-
Extract #21 continued
April 20, 2010

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnac
*Councilman
District B*

(1) Penalty. The St. Bernard Parish President has full authority by the governing body of this Parish, to fine whomever is using fireworks prohibited by this ordinance, with said fine to be imposed upon the owner of the property where said violation occurs. The Parish President may designate the appropriate personnel to perform these inspections. The fine shall be five hundred dollars (\$500.00) payable to the St. Bernard Parish Fire Department when non compliance of this ordinance takes place by issuing a citation via form of affidavit. Administration will process said fine and afford the opportunity for appeal prior to collection of said fine.

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

(L) Require license to be displayed in a conspicuous place at the retail location.

Fred E. Everhardt, Jr.
*Councilman
District E*

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event that this ordinance is not signed or vetoed by the president within ten (10) calendar days after receipt, it shall be considered approved. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Roxanne Adams
Clerk of Council

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

③



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Wayne J. Landry
Councilman at Large

Page -8-
Extract #21 continued
April 20, 2010

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Auderer

George Cavnignac
Councilman
District B

NAYS: None

Kenneth "Kenny" Henderson
Councilman
District C

ABSENT: None

Mike Ginart, Jr.
Councilman
District D

DID NOT VOTE: Everhardt

Fred E. Everhardt, Jr.
Councilman
District E

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of April, 2010.

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL

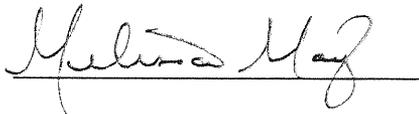

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 4/23/10 1:00pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5-11-10 9:30am
Date and Time

Received by 



St. Bernard Parish Council

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#22

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavnagac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1186-04-10

Summary No. 2645

Introduced by: Council on 2/2/10

As **Recommended** by the Charter Change Committee

EFC Recommended **Approval** on 3/10/10

Public Hearing Held on 4/20/10

AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-05(b) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE QUALIFICATIONS OF THE DIRECTOR OF PUBLIC WORKS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that:

SECTION 1. Election Call. Under the authority conferred by Article VI, Sections 5 and 22 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, Section 7-04 of the Parish's Home Rule Charter, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on October 2, 2010, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:



St. Bernard Parish Council

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Page -2-
Extract #22 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

CHARTER AMENDMENT PROPOSITION

AMENDMENT TO ARTICLE IV, TO AMEND SECTION 4-05(b) TO PROVIDE FOR QUALIFICATIONS FOR THE PUBLIC WORKS DIRECTOR OF ST. BERNARD PARISH GOVERNMENT, MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Shall Article IV, Section 4-05(b) of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

(b) The director of public works at the time of appointment shall be a professional engineer and have at least a bachelor's degree in civil engineering or structural engineering from an accredited college or university, and be a registered engineer in the State of Louisiana. The director shall have a minimum of five (5) years experience in public works in the areas of water, sewerage, drainage, and streets.

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in "The St. Bernard Voice," a weekly (on Friday) newspaper of general circulation within the Parish, published in Arabi, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010, at SEVEN O'CLOCK (7:00) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.





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Wayne J. Landry
Councilman at Large

Page -3-
Extract #22 continued
April 20, 2010

Frank Auderer

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

Ray Lauga, Jr.
Councilman
District A

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefore as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Tuesday, October 5, 2010, as provided in Section 3 hereof. All registered voters in the Parish will be entitled to vote at the special election, and voting machines shall be used.

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this ordinance shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided, and in the event said election carries for further consent and authority to amend the Home Rule Charter, and a certified copy of this ordinance shall be forwarded to the State Bond Commission on behalf of this



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -4-
Extract #22 continued
April 20, 2010

Frank Auderer

Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

Ray Lauga, Jr.
Councilman
District A

SECTION 9. Preparation of Single Notice of Election. In order to provide cost savings to the Parish, the Chairman and Clerk of the Council are authorized to prepare a single Notice of Election, in substantially the form attached hereto as Exhibit A, which includes any other propositions or proposed amendments to the Home Rule Charter which may be or have been submitted to the voters by separate ordinance of this Council.

George Cavnagac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Mike Ginart, Jr.
Councilman
District D

YEAS: Lauga, Cavnagac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT: None

Roxanne Adams
Clerk of Council

ABSTAINED: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of April, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

4/23/10 1:00 p.m.
Date and Time

6



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Page -5-
Extract #22 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Approved 11 45 am 4/24/10 Vetoed _____

George Cavnagac
Councilman
District B

Parish President



Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Returned to Clerk of the Council

4/26/10 11:15 am
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Received by

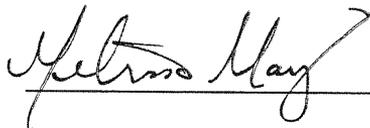


EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of an ordinance adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), on April 20, 2010, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on Saturday, October 2, 2010, and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

CHARTER AMENDMENT PROPOSITION

AMENDMENT TO ARTICLE IV, TO AMEND SECTION 4-05(b) TO PROVIDE FOR QUALIFICATIONS FOR THE PUBLIC WORKS DIRECTOR OF ST. BERNARD PARISH GOVERNMENT, MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Shall Article IV, Section 4-05(b) of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

(b) The director of public works at the time of appointment shall be a professional engineer and have at least a bachelor's degree in civil engineering or structural engineering from an accredited college or university, and be a registered engineer in the State of Louisiana. The director shall have a minimum of five (5) years experience in public works in the areas of water, sewerage, drainage, and streets.

The said special election will be held at the following polling places situated within the Parish, which polls will open at six o'clock (6:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
0010	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0011	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0012	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0013	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0014	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0015	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette

POLLING PLACES

Precinct	Location
0016	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0020	Nunez College Gym, 3700 Lafontaine St., Chalmette
0021	Nunez College Gym, 3700 Lafontaine St., Chalmette
0022	Nunez College Gym, 3700 Lafontaine St., Chalmette
0023	Nunez College Gym, 3700 Lafontaine St., Chalmette
0024	Nunez College Gym, 3700 Lafontaine St., Chalmette
0025	Nunez College Gym, 3700 Lafontaine St., Chalmette
0030	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0031	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032A	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0033	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0034	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0040	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0041	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042A	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0043	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0044	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0045	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0046	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0050	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0051	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0052	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0053	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0054	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard

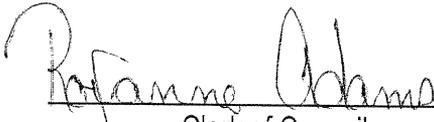
POLLING PLACES	
Precinct	Location
0055	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0056	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0057	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0058	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard

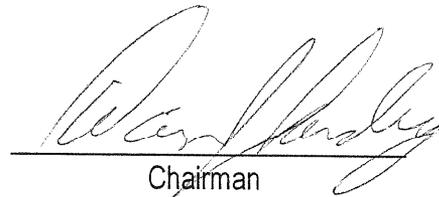
The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010 at 7:00 p.m., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Chalmette, Louisiana, on this, the 20th day of April, 2010.

ATTEST:

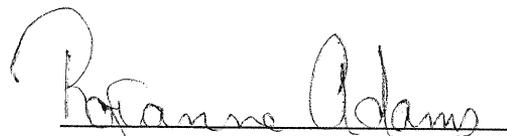

Clerk of Council


Chairman

STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), do hereby certify that the foregoing eight (8) pages constitute a true and correct copy of the proceedings taken by the Governing Authority on April 20, 2010, ordering and calling a special election to be held in the Parish of St. Bernard, State of Louisiana, to authorize an amendment to the St. Bernard Parish Home Rule Charter, to amend Section 4-05(b) to provide for qualifications for the Public Works Director of St. Bernard Parish Government, making application to the State Bond Commission in connection therewith and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Parish at Chalmette, Louisiana, on this, the 20th day of April, 2010.


Clerk of Council

(SEAL)



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#24

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavnac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavnac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1187-04-10

Summary No. 2650

Introduced by: Council on 2/2/10
 As **Recommended** by the Charter Change Committee
 EFC Recommended **Approval** on 3/10/10
 Public Hearing Held on 4/20/10

AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-07 OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE NAME OF THE DEPARTMENT HEAD TO READ "FIRE CHIEF" AND ALSO CHANGE THE QUALIFICATIONS OF THE DEPARTMENT HEAD TO COINCIDE WITH CURRENT STATE REQUIREMENTS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that:

SECTION 1. Election Call. Under the authority conferred by Article VI, Sections 5 and 22 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, Section 7-04 of the Parish's Home Rule Charter, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on October 2, 2010, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

①



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

Page -2-
Extract #24 continued
April 20, 2010

CHARTER AMENDMENT PROPOSITION

AMENDMENT TO ARTICLE IV, TO AMEND SECTION 4-07 OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE NAME OF THE DEPARTMENT HEAD TO READ "FIRE CHIEF" AND ALSO CHANGE THE QUALIFICATIONS OF THE DEPARTMENT HEAD TO COINCIDE WITH CURRENT STATE REQUIREMENTS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Shall Article IV, Section 4-07 of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

- (a) The head of the department of fire shall be the St. Bernard Parish Fire Chief (hereinafter referred to as the fire chief).
- (b) The fire chief shall meet all the current requirements as set forth by the State of Louisiana for that position.

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in "The St. Bernard Voice," a weekly (on Friday) newspaper of general circulation within the Parish, published in Arabi, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.



St. Bernard Parish Council

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Page -3-
Extract # 24continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010, at SEVEN O'CLOCK (7:00) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefore as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Tuesday, October 5, 2010, as provided in Section 3 hereof. All registered voters in the Parish will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this ordinance shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.



St. Bernard Parish Council

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Page -4-
Extract #24 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided, and in the event said election carries for further consent and authority to amend the Home Rule Charter, and a certified copy of this ordinance shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

SECTION 9. Preparation of Single Notice of Election. In order to provide cost savings to the Parish, the Chairman and Clerk of the Council are authorized to prepare a single Notice of Election, in substantially the form attached hereto as Exhibit A, which includes any other propositions or proposed amendments to the Home Rule Charter which may be or have been submitted to the voters by separate ordinance of this Council.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

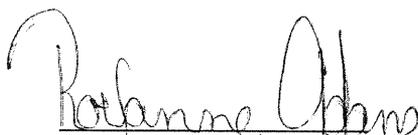
NAYS: None

ABSENT: None

ABSTAINED: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of April, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR





St. Bernard Parish Council

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Page -5-
Extract #24 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President

4/23/10 1:00pm.
Date and Time

George Cavignac
Councilman
District B

Approved 11:50 am 4/24/10

Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Parish President

Craig P. Taffaro, Jr.

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Returned to Clerk of the Council

4/26/10 11:15am
Date and Time

Roxanne Adams
Clerk of Council

Received by

EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of an ordinance adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), on April 20, 2010 NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on Saturday, October 2, 2010, and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

CHARTER AMENDMENT PROPOSITION

AMENDMENT TO ARTICLE IV, TO AMEND SECTION 4-07 OF THE ST. BERNARD PARISH HOME RULE CHARTER TO CHANGE THE NAME OF THE DEPARTMENT HEAD TO READ "FIRE CHIEF" AND ALSO CHANGE THE QUALIFICATIONS OF THE DEPARTMENT HEAD TO COINCIDE WITH CURRENT STATE REQUIREMENTS; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Shall Article IV, Section 4-07 of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

- (a) The head of the department of fire shall be the St. Bernard Parish Fire Chief (hereinafter referred to as the fire chief).
- (b) The fire chief shall meet all the current requirements as set forth by the State of Louisiana for that position.

The said special election will be held at the following polling places situated within the Parish, which polls will open at six o'clock (6:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
0010	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0011	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0012	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0013	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0014	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0015	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0016	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0020	Nunez College Gym, 3700 Lafontaine St., Chalmette
0021	Nunez College Gym, 3700 Lafontaine St., Chalmette
0022	Nunez College Gym, 3700 Lafontaine St., Chalmette

POLLING PLACES	
Precinct	Location
0023	Nunez College Gym, 3700 Lafontaine St., Chalmette
0024	Nunez College Gym, 3700 Lafontaine St., Chalmette
0025	Nunez College Gym, 3700 Lafontaine St., Chalmette
0030	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0031	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032A	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0033	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0034	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0040	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0041	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042A	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0043	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0044	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0045	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0046	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0050	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0051	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0052	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0053	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0054	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0055	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0056	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0057	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0058	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard

The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010 at 7:00 p.m., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Chalmette, Louisiana, on this, the 20th day of April, 2010.

ATTEST:

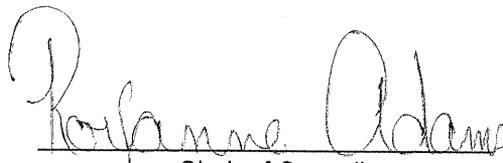

Clerk of Council


Chairman

STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), do hereby certify that the foregoing eight (8) pages constitute a true and correct copy of the proceedings taken by the Governing Authority on April 20, 2010 ordering and calling a special election to be held in the Parish of St. Bernard, State of Louisiana, to authorize an amendment to the St. Bernard Parish Home Rule Charter, to amend Section 4-07 of the St. Bernard Parish Home Rule Charter to change the name of the department head to read "Fire Chief" and also change the qualifications of the department head to coincide with current state requirements; making application to the State Bond Commission in connection therewith and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Parish at Chalmette, Louisiana, on this, the 20th day of April, 2010.


Clerk of Council

(SEAL)



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagnac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

#25

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavnagnac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1188-04-10

Summary No. 2651

Introduced by: Council on 2/2/10
As **Recommended** by the Charter Change Committee
EFC Recommended **Approval** on 3/10/10
Public Hearing Held on 4/20/10

AN ORDINANCE TO CALL FOR A SPECIAL ELECTION TO AMEND ARTICLE IV SEC. 4-10(c) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO MODIFY THE PERSONNEL BOARD; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that:

SECTION 1. Election Call. Under the authority conferred by Article VI, Sections 5 and 22 of the Constitution of the State of Louisiana of 1974, the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, Section 7-04 of the Parish's Home Rule Charter, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on October 2, 2010, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract #25 continued
April 20, 2010

Frank Auderer

CHARTER AMENDMENT PROPOSITION

Ray Lauga, Jr.
*Councilman
District A*

AMENDMENT TO ARTICLE IV SEC. 4-10(c) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO MODIFY THE PERSONNEL BOARD; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

George Cavnac
*Councilman
District B*

Shall Article IV, Section 4-10(c) of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

(c) A personnel board shall be appointed by the council as provided herein and shall consist of five (5) qualified electors of St. Bernard Parish who hold no public office or position on a parish board or commission. Two (2) members shall be appointed by the council. One (1) member shall be appointed by the council from a list of three (3) names submitted by the chancellor of Nunez Community College. One (1) member shall be appointed by the council from a list of three (3) names submitted by the chairperson of the St. Bernard Parish Chamber of Commerce. One (1) member shall be appointed by the council from a list of three (3) names submitted by the director of the St. Bernard Parish Economic Development Commission.

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in "The St. Bernard Voice," a weekly (on Friday) newspaper of general circulation within the Parish, published in Arabi, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

0



St. Bernard Parish Council

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Page -3-
Extract #25 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagac
*Councilman
District B*

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*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010, at SEVEN O'CLOCK (7:00) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefore as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Tuesday, October 5, 2010, as provided in Section 3 hereof. All registered voters in the Parish will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this ordinance shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.



St. Bernard Parish Council

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Page -4-
Extract #25 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnagnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided, and in the event said election carries for further consent and authority to amend the Home Rule Charter, and a certified copy of this ordinance shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

SECTION 9. Preparation of Single Notice of Election. In order to provide cost savings to the Parish, the Chairman and Clerk of the Council are authorized to prepare a single Notice of Election, in substantially the form attached hereto as Exhibit A, which includes any other propositions or proposed amendments to the Home Rule Charter which may be or have been submitted to the voters by separate ordinance of this Council.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnagnac, Henderson, Ginart, Everhardt, Auderer

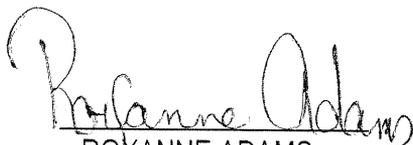
NAYS: None

ABSENT: None

ABSTAINED: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of April, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR



St. Bernard Parish Council

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Page -5-
Extract #25 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President

4/23/10 1:00PM.

Date and Time

George Cavignac
Councilman
District B

Approved 11⁵⁵ AM 4/24/10

Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Parish President



Craig P. Taffaro, Jr.

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

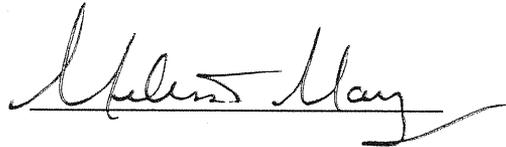
Returned to Clerk of the Council

4/26/10 11:15am

Date and Time

Roxanne Adams
Clerk of Council

Received by



NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of an ordinance adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), on April 20, 2010, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on Saturday, October 2, 2010, and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

CHARTER AMENDMENT PROPOSITION

AMENDMENT TO ARTICLE IV SEC. 4-10(c) OF THE ST. BERNARD PARISH HOME RULE CHARTER TO MODIFY THE PERSONNEL BOARD; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

Shall Article IV, Section 4-10(c) of the Home Rule Charter of the Parish of St. Bernard, State of Louisiana, be amended to read as follows:

(c) A personnel board shall be appointed by the council as provided herein and shall consist of five (5) qualified electors of St. Bernard Parish who hold no public office or position on a parish board or commission. Two (2) members shall be appointed by the council. One (1) member shall be appointed by the council from a list of three (3) names submitted by the chancellor of Nunez Community College. One (1) member shall be appointed by the council from a list of three (3) names submitted by the chairperson of the St. Bernard Parish Chamber of Commerce. One (1) member shall be appointed by the council from a list of three (3) names submitted by the director of the St. Bernard Parish Economic Development Commission.

The said special election will be held at the following polling places situated within the Parish, which polls will open at six o'clock (6:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
0010	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0011	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
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0021	Nunez College Gym, 3700 Lafontaine St., Chalmette
0022	Nunez College Gym, 3700 Lafontaine St., Chalmette

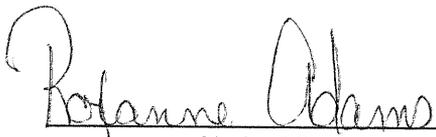
POLLING PLACES	
Precinct	Location
0023	Nunez College Gym, 3700 Lafontaine St., Chalmette
0024	Nunez College Gym, 3700 Lafontaine St., Chalmette
0025	Nunez College Gym, 3700 Lafontaine St., Chalmette
0030	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0031	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0032A	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0033	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0034	Chalmette High School Cafeteria, 1100 E. Judge Perez Dr., Chalmette
0040	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0041	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0042A	Joe Davies Elementary School, 4101 Mistrot Dr., Meraux
0043	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0044	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0045	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0046	N. P. Trist Middle School, #1 Pirates Cove, Meraux
0050	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0051	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0052	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0053	W. Smith Elementary School, 6701 E. St. Bernard Hwy, Violet
0054	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0055	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0056	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0057	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard
0058	J. F. Gauthier Elementary School Cafeteria, 2214 Bobolink Dr., St. Bernard

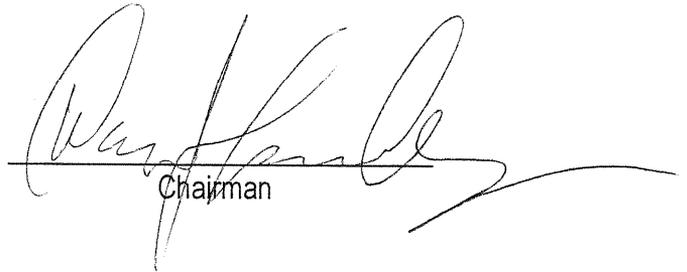
The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Parish Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on October 5, 2010 at 7:00 p.m., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Chalmette, Louisiana, on this, the 20th day of April, 2010

ATTEST:

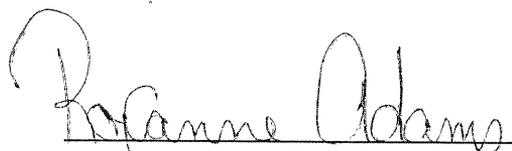

Clerk of Council


Chairman

STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), the Governing Authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), do hereby certify that the foregoing eight (8) pages constitute a true and correct copy of the proceedings taken by the Governing Authority on April 20, 2010, ordering and calling a special election to be held in the Parish of St. Bernard, State of Louisiana, to authorize an amendment to the St. Bernard Parish Home Rule Charter, to amend Article IV Sec. 4-10(c) of the St. Bernard Parish Home Rule Charter to modify the Personnel Board, making application to the State Bond Commission in connection therewith and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the Parish at Chalmette, Louisiana, on this, the 20th day of April, 2010


Clerk of Council

(SEAL)

541 440



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

#26

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1189-04-10

Summary No. 2652

Introduced By: Administration on 2/18/10
Planning Commission Recommended **Approval** on 3/23/10
Public Hearing Held on 4/20/10

AN ORDINANCE TO APPROVE **DOCKET 1-10**, A PETITION OF NICO, INC., BEING REPRESENTED BY JEFFREY D. NICOSIA, FOR A ZONING CHANGE FROM 'R-1, (SINGLE FAMILY RESIDENTIAL) TO "C-1, (NEIGHBORHOOD COMMERCIAL) FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2004 FARMSITE ROAD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Docket 1-10 a petition of NICO, INC., being represented by Jeffery D. Nicosia, for a Zoning Change from 'R-1, (Single Family Residential) to "C-1, (Neighborhood Commercial) is hereby granted for the following property: Municipal no. 2004 Farmsite Road.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council





St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract #26 continued
April 20, 2010

Frank Auderer

hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Ray Lauga, Jr.
Councilman
District A

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

George Cavnagnac
Councilman
District B

YEAS: Lauga, Cavnagnac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

Kenneth "Kenny" Henderson
Councilman
District C

ABSENT: None

Mike Ginart, Jr.
Councilman
District D

The Council Chair, Mr. Landry, cast his vote as **YEA**.

Fred E. Everhardt, Jr.
Councilman
District E

And the motion was declared **adopted** on the 20th day of April, 2010.

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL

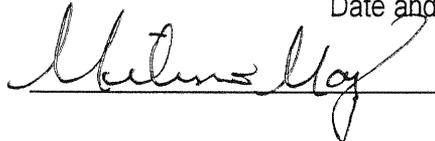

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 4/23/10 1:00 P.M.
Date and Time

Approved 1259 Nov 4/24/10 Vetoed _____

Parish President 
Craig P. Affaro, Jr.

Returned to Clerk of the Council 4/26/10 11:15am
Date and Time

Received by 



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

#28

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1190-04-10

Summary No. 2654

Introduced By: Administration on 2/18/10
Planning Commission Recommended **Approval** on 3/23/10
Public Hearing Held on 4/20/10

AN ORDINANCE TO APPROVE **DOCKET 3-10**, A PETITION OF ANN M. WILTENMUTH, WIFE OF/AND EARL P. HEBERT, FOR A ZONING CHANGE FROM "C-1, (NEIGHBORHOOD COMMERCIAL)" TO "C-2, (GENERAL COMMERCIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 120 MORALES STREET AND 2620 BUFFON STREET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Docket 3-10 a petition of Ann M. Wiltenmuth, wife of/ and Earl P. Hebert, for a Zoning Change from 'C-1, (Neighborhood Commercial) to "C-2, (General Commercial) is hereby granted for the following property Lot "X", Square No. 98, situated in Versailles Subdivision. Municipal no: 120 Morales Street and 2620 Buffon Street.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



St. Bernard Parish Council

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Page -2-
Extract #28 continued
April 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of April, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

4/23/10 1:00 P.M.
Date and Time



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #28 continued
April 20, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Approved 12:05 PM 4/24/10

Vetoed _____

George Cavignac
Councilman
District B

Parish President

Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Returned to Clerk of the Council

4/26/10 11:15 am
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Received by



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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#13

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 4, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1191-05-10

Summary No. 2641

Introduced by: Councilman Cavignac
 EFC Recommended **Approval** on 4/14/10
 Public Hearing Held on 5/4/10

AN ORDINANCE TO AMEND CHAPTER 21, ARTICLE II, DIVISION 4, SECTION 21-96 OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Chapter 21, Article II, Division 4, Section 21-96 of the St. Bernard Parish Code of Ordinances is hereby amended to read as follows:

Sec. 21-96. Solicitation for prostitution, and other prohibited actions.

- (a) No driver of any for-hire vehicle licensed to operate under this article on the streets of the parish shall solicit any person, either in or out of such vehicle, to transport such person to any place in the parish or elsewhere for the purpose of participation in prostitution, sexual lewdness or obscenity, or for the purpose of participation in the violation of any law.
- (b) It shall be unlawful for any driver of any vehicle licensed to operate under this article to permit any person to occupy or use such vehicle for the purpose of prostitution or pandering, or the violation of any other law of the state or ordinance of the parish.

②



St. Bernard Parish Council

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Page -2-
Extract #13 continued
May 4, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(c) It shall be unlawful for any driver as mentioned in this section to allow or permit the use of the vehicle for any of the purposes prohibited in this entire section where such driver has knowledge or reasonable cause to believe that such vehicle is to be used, or is being used, for such unlawful purposes.

(d) It shall be unlawful for any driver of any vehicle licensed to operate under this article to transport anyone under thirteen (13) years of age outside of curfew hours without being placed into the vehicle by a responsible adult, except in emergency situations.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 4th day of May, 2010.

②



St. Bernard Parish Council

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Page -3-
Extract #13 continued
May 4, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

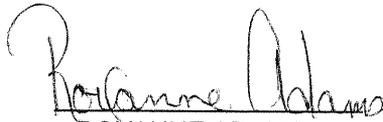
George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

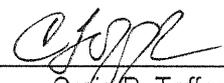
Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 5/6/10 9:30^{am}
Date and Time

Approved 5/9/10 3⁰⁰pm Vetoed _____

Parish President 
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/10/10 1:32^{pm}
Date and Time

Received by Carrie Dorsa



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavnagnac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#14

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 4, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Ginart, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1192-05-10

Summary No. 2669

Introduced by: Administration on 4/6/10
 EFC Recommended **Approval** on 4/14/10
 Public Hearing Held on 5/4/10

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO EXTEND THE TERM OF SUBLEASE AGREEMENT WITH THE ARLENE AND JOSEPH MERAUX CHARITABLE FOUNDATION FOR THE TEMPORARY PARISH LIBRARY SITE LOCATED AT 7701 W. JUDGE PEREZ DRIVE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the Parish President is hereby authorized to extend the term of the sublease between St. Bernard Parish Government and the Arlene and Joseph Meraux Charitable Foundation for the temporary Parish Library site located at 7701 W. Judge Perez Drive.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of





St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Page -2-
Extract #14 continued
May 4, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnagac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

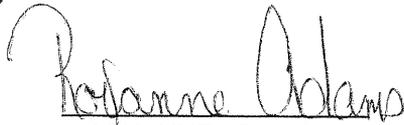
YEAS: Lauga, Cavnagac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

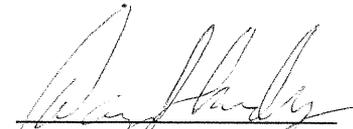
ABSENT: None

The Council Chair, Mr. Landry, **DID NOT VOTE.**

And the motion was declared **adopted** on the 4th day of May, 2010.



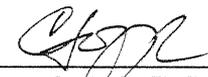
ROXANNE ADAMS
CLERK OF COUNCIL



WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 5/6/10 9:30 am
Date and Time

Approved 5/9/10 3:55 pm Vetoed _____

Parish President 

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/10/10 1:32 P.M.
Date and Time

Received by Carrie Darya



St. Bernard Parish Council

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 www.sbpq.net

#13

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 18, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Cavignac, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1193-05-10

Summary No. 2661

Introduced By: Administration on 3/16/10

Planning Commission Recommended **Approval** on 4/27/10

Public Hearing Held on 5/18/10

AN ORDINANCE TO APPROVE **DOCKET 6-10**, A PETITION OF JERRY L. MOORE, JR., FOR CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING PROPERTY LOCATED IN THE 2800 BLOCK OF EAST LA HIGHWAY 46.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 6-10** a petition of Jerry L. Moore, Jr., for a Conditional Use from "A-1, Rural to A-1, (Conditional Use)" is hereby granted for the following property: That certain piece or portion of ground situated in the parish of St. Bernard, State of Louisiana, in that part thereof known as a portion of Kenilworth Plantation, in section 74 and 75, T14S, R14E, T14S, R14E.

Commencing at the intersection of the northernmost right of way line of East Judge Perez Drive and the Western sideline of the herein described tract, that same point having the Louisiana coordinates, south zone, and 1927, Y=443,972.21 feet, X=2,480,217.724 feet; thence go north 02 degrees 41 minutes 57 seconds east a distance of 686.7085 feet to a point indentified as being on the match line of said survey; thence continue north 02 degrees 41 minutes 57 seconds east a distance of 2666.1178 feet to a point on the "40 arpent line" (not surveyed) being a point and corner; thence go south 79 degrees 06 minutes 48 seconds west a distance of 93.15 feet along the rear line to a point and corner; thence go south 00 degrees 59 minutes 40 seconds west a distance of 2,666.1178 to a point indentified as being on the match line of said survey; thence continue south 00 degrees 59 minutes 40



St. Bernard Parish Council

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Page -2-
Extract #13 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

seconds west a distance of 675.02 feet to a point, having the Louisiana coordinates, south zone, and 1927, Y=443,985.59 feet, X=2,480,408.89 feet, fronting on the northernmost right of way line of East Judge Perez Drive; thence go in a south 85 degrees 59 minutes 47 seconds west along said right of way a distance of 191.63 feet to a point, being the point of beginning. Property is located in the 2800 block of East La. Highway 46.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 18th day of May, 2010.



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Page -3-
Extract #13 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

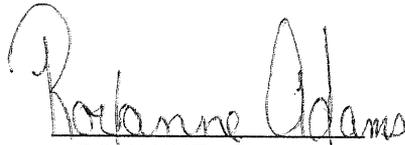
George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 5/20/10 9:30^{am}
Date and Time

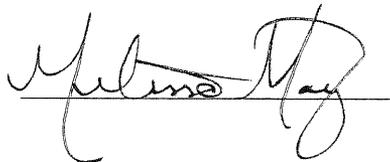
Approved 5/25/10 7⁴⁵_{am} Vetoed _____

Parish President


Craig R. Taffaro, Jr.

Returned to Clerk of the Council 5-25-10 2:45pm
Date and Time

Received by





542 091

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

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#14

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagnac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 18, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavnagnac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1194-05-10

Summary No. 2662

Introduced By: Administration on 3/16/10

Planning Commission recommended **Denial** on 4/27/10

Public Hearing Held on 5/18/10

AN ORDINANCE TO APPROVE **DOCKET 7-10**, A PETITION OF DARLENE CHERAMIE, WIFE OF/AND RAY C. BIANCHINI, FOR A ZONING CHANGE FROM "C-2, (GENERAL COMMERCIAL)" TO "I-1, (LIGHT INDUSTRIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 329 WEST ST. BERNARD HIGHWAY.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 7-10** a petition of Darlene Cheramie, wife of/and Ray C. Bianchini, for a zoning change from "C-2, (General Commercial)" to "I-1, (Light Industrial/Conditional Use)" is hereby granted for the following property: A certain piece or portion of ground, situated in the parish of St. Bernard, State of Louisiana, in Andrew Jackson subdivision (formerly Pakenham Place), designated as lots 1 and 2 of square 51. Lot 1 forms the corner of St. Bernard Highway and Delille Street and measures 30.01 feet front on St. Bernard Highway, a width in the rear of 30 feet, by a depth of 149.80 feet actual on the sideline closest to Delille Street, and a width on the opposite sideline of 148.55 feet; lot 2 adjoins lot 1 and measures 30.01 feet front on St. Bernard Highway, a width in the rear of 30 feet, by a depth on the sideline adjacent to lot 1 of 148.55 feet, and a depth on the opposite sideline of 147.30 feet. Municipal No. 329 West St. Bernard Highway, this conditional use is for the currently licensed business and use only and shall expire upon any new use or change in occupancy.



St. Bernard Parish Council

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Page -2-
Extract #14 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnagnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnagnac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 18th day of May, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #14 continued
May 18, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President 5/20/10 9:30 a.m.
Date and Time

George Cavignac
Councilman
District B

Approved 6/3/10 12:00 P.M. Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Parish President


Craig E. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Returned to Clerk of the Council

6/4/10 2:48 P.M.
Date and Time

Received by





St. Bernard Parish Council

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 www.sbp.org

#15

Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 18, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Cavignac, it was moved to adopt the following ordinance:

ORDINANCE SBPC #1195-05-10

Summary No. 2663

Introduced By: Administration on 3/16/10

Planning Commission Recommended Approval on 4/27/10

Public Hearing Held on 5/18/10

AN ORDINANCE TO APPROVE **DOCKET 8-10**, A PETITION OF ST. BERNARD PARISH GOVERNMENT, (THE OFFICE OF COMMUNITY DEVELOPMENT), TO AMEND THE ST. BERNARD PARISH CODE OF ORDINANCES, TO PROPOSE A BED AND BREAKFAST ORDINANCE WHICH WILL BE ADDED TO CHAPTER 22, "THE COMPREHENSIVE ZONING ORDINANCE OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA."

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 8-10** a proposition of St. Bernard Parish Government, (the Office of Community Development), is hereby approved to amend the St. Bernard Parish Code of Ordinances, Chapter 22, Comprehensive Zoning, to add a Bed and Breakfast Ordinance.

403.2 BED AND BREAKFASTS

A bed and breakfast is an owner-occupied residential dwelling that is designated for and used to accommodate a transient tourist population. Said accommodations shall include the renting of no more than five (5) rooms without separate kitchen facilities, but the proprietor may provide meals in a common dining area. The accommodation of transients shall not exceed a period of fourteen (14) days.

(1) Bed and breakfasts shall only be permitted within the following designated areas of the parish:

(a) Any property located within the boundaries of the Old Arabi historic district (with the exception of those properties which are zoned I-2 and are



St. Bernard Parish Council

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Page -2-

Extract #15 continued

May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagac
*Councilman
District B*

not grandfathered as residences), as established in the code of ordinances under the provisions for the Old Arabi Neighborhood Commission.

(b) Any property located within the boundaries of the St. Bernard Village (SBV) zone.

(c) Any property which has been deemed as historically significant by the parish historian and abuts a highway that has been designated as a Louisiana Scenic Byway, regardless of its zoning classification (with the exception of those properties which are zoned I-2 and are not grandfathered as residences).

Kenneth "Kenny" Henderson
*Councilman
District C*

(2) Bed and breakfasts shall only be permitted by the Department of Community Development after having received the following additional approvals:

(a) A conditional use permit from the St. Bernard Parish council.

(b) Letters of compliance from the Louisiana State Fire Marshal and the St. Bernard Parish Fire Department.

(c) A certificate of compliance from the Louisiana Department of Health and Hospitals

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

(3) Bed and breakfasts shall not open for business until the following requirements have been satisfied:

(a) A final inspection has been conducted and passed by the Department of Community Development.

(b) A final inspection has been conducted and passed by the St. Bernard Parish Fire Department and the State Fire Marshal.

(c) An occupational license has been received from the St. Bernard Parish Sheriff's Office.

Roxanne Adams
Clerk of Council

(4) Non-compliance with this section will be grounds for revocation of the permit and occupational license and will result in immediate closure of the bed and breakfast in violation.

602.2 NUMBER OF PARKING SPACES

Bed and Breakfasts (ADD TO THE CHART ON PAGE 65 UNDER "TYPES OF USE")

1.0 per guest room plus 2.0 for the proprietor and staff (ADD TO THE CHART ON PAGE 65 UNDER "MINIMUM NUMBER OF PARKING SPACES")



St. Bernard Parish Council

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Page -3-
Extract #15 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

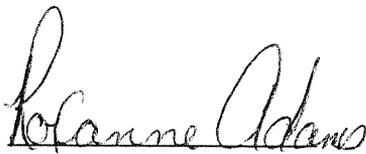
YEAS: Lauga, Cavnac, Henderson, Ginart, Everhardt, Auderer

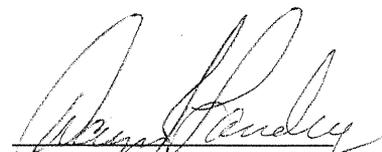
NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 18th day of May, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

2



St. Bernard Parish Council

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Page -4-
Extract #15 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President 5/20/10 9:30 am
Date and Time

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Approved 5/26/10 6:00 PM Vetoed _____

Mike Ginart, Jr.
Councilman
District D

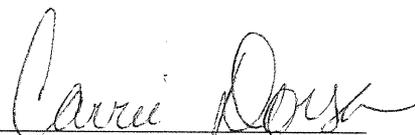
Parish President


Craig P. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Returned to Clerk of the Council 6/2/10 10:00 am
Date and Time

Received by 



St. Bernard Parish Council

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 www.sbpbg.net

#15

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 18, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Cavignac, it was moved to adopt the following ordinance:

ORDINANCE SBPC #1195-05-10

Summary No. 2663

Introduced By: Administration on 3/16/10

Planning Commission Recommended Approval on 4/27/10

Public Hearing Held on 5/18/10

AN ORDINANCE TO APPROVE **DOCKET 8-10**, A PETITION OF ST. BERNARD PARISH GOVERNMENT, (THE OFFICE OF COMMUNITY DEVELOPMENT), TO AMEND THE ST. BERNARD PARISH CODE OF ORDINANCES, TO PROPOSE A BED AND BREAKFAST ORDINANCE WHICH WILL BE ADDED TO CHAPTER 22, "THE COMPREHENSIVE ZONING ORDINANCE OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA."

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 8-10** a proposition of St. Bernard Parish Government, (the Office of Community Development), is hereby approved to amend the St. Bernard Parish Code of Ordinances, Chapter 22, Comprehensive Zoning, to add a Bed and Breakfast Ordinance.

403.2 BED AND BREAKFASTS

A bed and breakfast is an owner-occupied residential dwelling that is designated for and used to accommodate a transient tourist population. Said accommodations shall include the renting of no more than five (5) rooms without separate kitchen facilities, but the proprietor may provide meals in a common dining area. The accommodation of transients shall not exceed a period of fourteen (14) days.

(1) Bed and breakfasts shall only be permitted within the following designated areas of the parish:

(a) Any property located within the boundaries of the Old Arabi historic district (with the exception of those properties which are zoned I-2 and are



St. Bernard Parish Council

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Page -2-

Extract #15 continued

May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

not grandfathered as residences), as established in the code of ordinances under the provisions for the Old Arabi Neighborhood Commission.

(b) Any property located within the boundaries of the St. Bernard Village (SBV) zone.

(c) Any property which has been deemed as historically significant by the parish historian and abuts a highway that has been designated as a Louisiana Scenic Byway, regardless of its zoning classification (with the exception of those properties which are zoned I-2 and are not grandfathered as residences).

(2) Bed and breakfasts shall only be permitted by the Department of Community Development after having received the following additional approvals:

(a) A conditional use permit from the St. Bernard Parish council.

(b) Letters of compliance from the Louisiana State Fire Marshal and the St. Bernard Parish Fire Department.

(c) A certificate of compliance from the Louisiana Department of Health and Hospitals

(3) Bed and breakfasts shall not open for business until the following requirements have been satisfied:

(a) A final inspection has been conducted and passed by the Department of Community Development.

(b) A final inspection has been conducted and passed by the St. Bernard Parish Fire Department and the State Fire Marshal.

(c) An occupational license has been received from the St. Bernard Parish Sheriff's Office.

(4) Non-compliance with this section will be grounds for revocation of the permit and occupational license and will result in immediate closure of the bed and breakfast in violation.

602.2 NUMBER OF PARKING SPACES

Bed and Breakfasts (ADD TO THE CHART ON PAGE 65 UNDER "TYPES OF USE")

1.0 per guest room plus 2.0 for the proprietor and staff (ADD TO THE CHART ON PAGE 65 UNDER "MINIMUM NUMBER OF PARKING SPACES")



St. Bernard Parish Council

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Page -3-
Extract #15 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

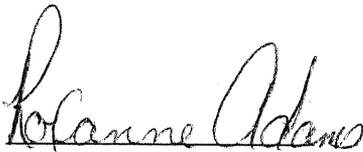
YEAS: Lauga, Cavnac, Henderson, Ginart, Everhardt, Auderer

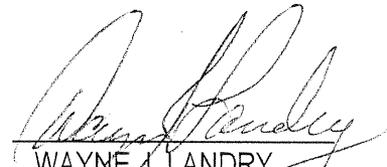
NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 18th day of May, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

2



St. Bernard Parish Council

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Page -4-
Extract #15 continued
May 18, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President

5/20/10 9:30 am
Date and Time

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Approved

5/26/10 6:50 pm

Vetoed _____

Mike Ginart, Jr.
Councilman
District D

Parish President



Craig P. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Returned to Clerk of the Council

6/2/10 10:00 am
Date and Time

Received by





St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

(504) 278-4228 Fax (504) 278-4209

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#11

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 1, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1196-06-10

Summary No. 2660

Introduced By: Administration on 3/16/10

Planning Commission Recommended **Approval** on 2504 and 2508 Despaux and Recommended **Denial** on 2500 Despaux on 5/6/10

Public Hearing Held on 6/1/10

2500 Despaux was **REMOVED** from this Ordinance on 6/1/10

AN ORDINANCE TO APPROVE **DOCKET 5-10**, A PETITION OF MURPHY OIL USA, INC., BEING REPRESENTED BY JEFFREY POHLMANN, FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "C-1, (NEIGHBORHOOD COMMERCIAL)" FORMER MUNICIPAL ADDRESSES WERE 2504 AND 2508 DESPAUX DRIVE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Docket 5-10 a petition of Murphy Oil USA, Inc., being represented by Jeffrey Pohlmann, for a Zoning Change from "R-1, (Single Family Residential)" To "C-1, (Neighborhood Commercial)" is hereby granted with the following conditional use requirements for former Municipal Numbers: 2504 and 2508 Despaux Drive.

- Contingent upon the execution of property sale between Mr. and Mrs. Pohlmann and Murphy Oil, USA.
- Installation of a wooden fence around said property.
- There is to be NO food storage within building on said property.
- The depth shall not exceed two hundred fifty (250) feet from the frontage of main highway (Judge Perez Dr.) per Chapter 22 section 22-4-3 subsection (d) of the St. Bernard Parish Code of Ordinances, for any buildings or developments of said property.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract #11 continued
June 1, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

George Cavignac
Councilman
District B

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

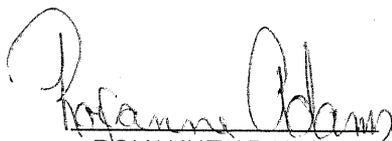
Roxanne Adams
Clerk of Council

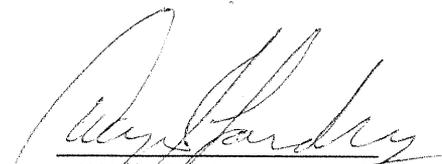
NAYS: None

ABSENT: Ginart

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of June, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR



St. Bernard Parish Council

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Page -3-
Extract #11 continued
June 1, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Delivered to the Parish President 6/4/10 2:50^{pm}
Date and Time

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Approved 6/8/10 7:00^{pm} Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Parish President


Craig P. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Returned to Clerk of the Council

6/10/10 9:30^{am}
Date and Time

Received by





St. Bernard Parish Council

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#20

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 15, 2010 AT ONE O'CLOCK P.M.

Wayne J. Landry
Councilman at Large

Frank Auderer

EMERGENCY ORDINANCE SBPC #1197-06-10

Ray Lauga, Jr.
*Councilman
 District A*

Summary No. 2680
 Introduced by: Councilman Landry

George Cavnagac
*Councilman
 District B*

AN **EMERGENCY ORDINANCE** REGARDING 2 PARCELS OF LAND, 4141 PARIS ROAD AND THE 300 BLOCK OF LAW STREET, TO ALLOW CHIPPING TO TAKE PLACE SO MATERIAL CAN BE MADE AVAILABLE FOR THE EMERGENCY BERM FOR THE OIL SPILL AND TO PREVENT DETERIORATION TO THE LEVEE SYSTEMS

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

WHEREAS, There is potential of negative impact in the form of deterioration to the levee system without the removal of stored concrete, and;

Fred E. Everhardt, Jr.
*Councilman
 District E*

WHEREAS, this crushed concrete material can and may be used on the emergency berm for the oil spill efforts, and;

Roxanne Adams
Clerk of Council

WHEREAS, the St. Bernard Parish Council, the Governing Authority, does hereby express and declare the importance of this emergency ordinance being enacted.

THE ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby approve this Emergency Ordinance, regarding two parcels of land, 4141 Paris Road and the 300 block of Law Street, to allow a conditional use permit for the chipping to take place so material can be made available for the emergency berm for the oil spill.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. If the proposed ordinance is not signed or vetoed by the Parish President within Twelve (12) hours after receipt it shall be considered adopted. As an emergency ordinance the provisions shall remain valid for a time period of sixty (60) days.



St. Bernard Parish Council

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Page -2-
Extract #20 continued
June 15, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

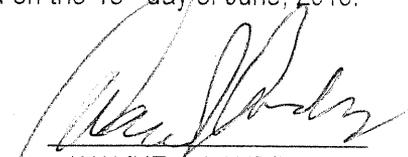
NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of June, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

6/15/10 3:27 P.M.

Date and Time



St. Bernard Parish Council

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Page -3-
Extract #20 continued
June 15, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

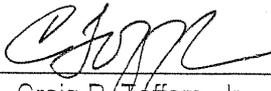
Approved 6/15/10 1:15 PM

Vetoed _____

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Parish President



Craig P. Taffaro, Jr.

Mike Ginart, Jr.
Councilman
District D

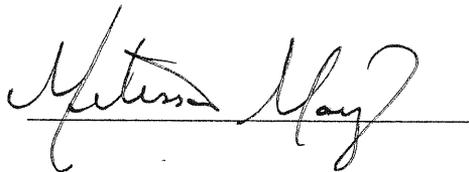
Returned to Clerk of the Council

6/15/10 3:55 pm
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Received by



Roxanne Adams



St. Bernard Parish Council

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www.sbp.net

#19

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 15, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1198-06-10

Summary No. 2671

Introduced By: Administration on 4/20/10

Planning Commission Recommended **Approval** on 5/25/10

Public Hearing Held on 6/15/10

AN ORDINANCE TO APPROVE **DOCKET 9-10**, A PETITION OF MARY BROUILLETTE, BEING REPRESENTED BY JASON BAILEY, FOR A CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NUMBER 1505 E. LA. HIGHWAY 46.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Docket 9-10 a petition of Mary Brouillette, being represented by Jason Bailey, for a Conditional Use from "A-1, Rural To A-1, (Conditional Use)" is hereby granted for The following described property, Municipal Number 1505 E. La. Highway 46.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract #19 continued
June 15, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

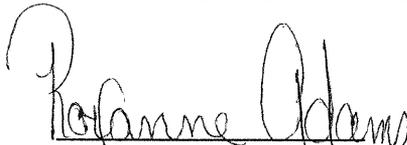
YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of June, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

6/18/10 9:00 AM

Date and Time

Approved _____

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

Date and Time

Received by _____



St. Bernard Parish Council

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#21

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1199-07-10

Summary No. 2678

Introduced By: Administration

Planning Commission Recommended **Approval** on 6/22/10

Public Hearing held on 7/20/10

AN ORDINANCE TO APPROVE **DOCKET 14-10**, A PETITION OF BRENDA BROWN EXNICIOUS AND RICHARD BROWN, CO -ADMINISTRATORS FOR THE SUCCESSION OF ROSALIE KING BROWN AND JULES BROWN SR., FOR A ZONING CHANGE FROM "R-2, (TWO-FAMILY RESIDENTIAL)" TO "R-1(M), (SINGLE FAMILY DWELLING AND MOBILE HOME RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2112-14 "A" STREET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 14-10**, a petition of Brenda Brown Exnicious and Richard Brown, co-administrators for the succession of Rosalie King Brown and Jules Brown Sr., for a Zoning change from "R-2, (Two-Family Residential)" to "R-1(M), (Single Family Dwelling and Mobile Home Residential)" is hereby granted for the following described property:

One certain lot of ground situated in town of Violet (Formerly South Borgnemouth), square no. 8, designated as lot 10. Said lot is bounded by Jules Brown (Formerly Second), "A", First and Canal Streets, which lot forms corner of Jules Brown (Formerly Second) and "A" Streets and measures forty (40') feet front on Jules Brown Street, by a depth and front on "A" Street of one hundred and twenty (120') feet, property thereon bears the Municipal No: 2112-14 "A" Street.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



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Wayne J. Landry
Councilman at Large

Page -2-
Extract #21 continued
July 20, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

George Cavignac
Councilman
District B

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Kenneth "Kenny" Henderson
Councilman
District C

YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

Mike Ginart, Jr.
Councilman
District D

NAYS: None

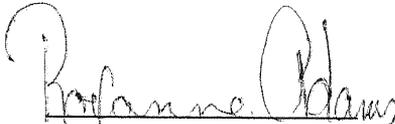
ABSENT: Everhardt

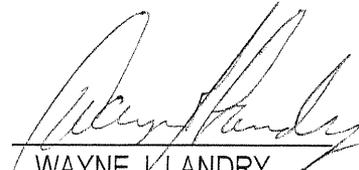
Fred E. Everhardt, Jr.
Councilman
District E

The Chairman, Mr. Landry, cast his vote as **YEA**.

Roxanne Adams
Clerk of Council

And the motion was declared **adopted** on the 20th day of July, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

7/22/10 9:30^{AM}
Date and Time



St. Bernard Parish Council

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Page -3-
Extract #21 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

Approved _____

Vetoed _____

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Parish President

Craig P. Taffaro, Jr.

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Returned to Clerk of the Council

7/27/10 11:25am
Date and Time

Roxanne Adams
Clerk of Council

Received by

Martin May



St. Bernard Parish Council

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#23

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Ginart, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1200-07-10

Summary No. 2667

Introduced by: Ginart on 4/6/10
 EFC made **NO** Recommendation on 4/28/10
 Public Hearing Held on 7/20/10

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2010 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1 FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.

WHEREAS, this ordinance is part of a pair of ordinances that are required in order to complete the intention of rolling forward to further levy the millages should the Governing Authority of St. Bernard Parish choose to do so, and;

WHEREAS, it is necessary for the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of said Parish and the hereinafter described districts, to levy all the maintenance and operating taxes for the year 2010; and

WHEREAS, it is also necessary for the said Parish Council, acting as the Governing Authority of said Parish, to levy taxes for the year 2010 for the payment of general obligation bonds thereof;

NOW, THEREFORE, BE IT ORDAINED by the St. Bernard Parish Council, acting as the Governing Authority of the following political subdivisions,

1. Parish of St. Bernard, State of Louisiana
2. Road Lighting District No. 1 of the Parish of St. Bernard, State of Louisiana
3. Road District No. 1 of the Parish of St. Bernard, State of Louisiana
4. Garbage District No. 1 of the Parish of St. Bernard, State of Louisiana
5. Fire Protection District No. 1 of the Parish of St. Bernard, State of Louisiana



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
 Extract # 23 continued
 July 20, 2010

Frank Auderer

6. Fire Protection District No. 2 of the Parish of St. Bernard, State of Louisiana; and that:

Ray Lauga, Jr.
*Councilman
 District A*

SECTION 1. Parish Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in said Parish for the year 2009, for the respective purposes described below:

George Cavignac
*Councilman
 District B*

<u>2010 Millage Rate</u>	<u>Election Date</u>	<u>Years Authorized</u>	<u>Purpose</u>
2.66	N/A	N/A	Parish Constitutional Tax
1.19	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public libraries in the Parish.
2.40	Nov. 7, 2006	2010-2019	Constructing, maintaining, improving and operating public libraries in the Parish and purchasing books and other library materials.
2.10	Nov. 7, 2006	2007-2016	Acquiring or improving lands, buildings and equipment for recreation purposes, title to which shall be in the public, and maintaining and operating such recreation facilities in the Parish.
0.60	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public health units in the Parish.

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

①



St. Bernard Parish Council

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Page -3-
 Extract #23 continued
 July 20, 2010

Wayne J. Landry
 Councilman at Large

Frank Auderer

0.91

Nov. 7, 2006

2007-2016

Providing funding for Senior Citizens programs, activities and services operated by the St. Bernard Parish Council on Aging.

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

SECTION 2. Parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in said Parish for the year 2010, for the respective parishwide districts and purposes described below:

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

<u>2010 Millage Rate</u>	<u>Election Date</u>	<u>Years Authorized</u>	<u>Parishwide District and Purpose</u>
2.95	Nov. 7, 2006	2007-2016	<u>Garbage District No. 1</u> - providing and maintaining garbage collection and disposal services in Garbage District No. 1.
2.95	Nov. 7, 2006	2007-2016	<u>Road District No. 1</u> - constructing, improving and maintaining public roads and highways in Road District No. 1
1.18	Nov. 7, 2006	2007-2016	<u>Road Lighting District No. 1</u> - providing and maintaining electric lights on the streets, roads, highways, alleys and public places in Road Lighting District No. 1.

①



St. Bernard Parish Council

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Page -4-
 Extract # 23 continued
 July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

SECTION 3. Non-parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in the respective non-parishwide districts described below for the year 2010, for the respective districts and purposes described below:

<u>2010 Millage Rate</u>	<u>Election Date</u>	<u>Years Authorized</u>	<u>Non-parishwide District and Purpose</u>
2.64	Nov. 7, 2006	2007-2016	<u>Fire Protection District No. 1</u> - maintaining and operating said Fire Protection District's fire protection facilities and paying the cost of obtaining water for fire protection purposes, including charges for fire hydrant rentals and services in Fire Protection District No. 1
4.44	Nov. 7, 2006	2009-2018	<u>Fire Protection District No. 1</u> - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 1.
8.18	Nov. 7, 2006	2009-2018	<u>Fire Protection District No. 2</u> - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 2.



St. Bernard Parish Council

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Page -5-
Extract #23 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

SECTION 4. Collection of Taxes. The proper administrative officials of the Parish of St. Bernard, State of Louisiana, are hereby empowered, authorized and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2010, and to make the collection of the taxes imposed for and on behalf of said Parish and said respective districts, according to law, and the taxes herein levied shall become a permanent lien and privilege on all the property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

Specifically, the Assessor of the Parish of St. Bernard shall extend said taxes and assessment on said assessment roll as required by law, and the Sheriff and ex officio tax collector of the Parish of St. Bernard shall collect said taxes.

Certified copies of this ordinance shall be forwarded to the St. Bernard Parish Assessor and to the St. Bernard Parish Sheriff and ex officio tax collector as complete authority to levy and collect the taxes herein provided.

SECTION 5. Publication. This ordinance shall be published one time in the official journal of this Parish Council in the manner provided by law.

SECTION 6. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 7. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

②



St. Bernard Parish Council

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Page -6-
Extract #23 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

George Cavignac
Councilman
District B

NAYS: None

ABSENT: Everhardt

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of July, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 7/22/10 9:30 A.M.
Date and Time

Approved 7/24/10 9:15 AM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

7/26/10 9:46 AM
Date and Time

Received by



St. Bernard Parish Council

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#24

Wayne J. Landry
Councilman at Large

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY JULY 20, 2010 AT ONE O'CLOCK P.M.

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

On motion of Mr. Cavnac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1201-07-10

George Cavnac
*Councilman
 District B*

Summary No. 2668

Introduced by: Ginart on 4/6/10
 EFC Recommended **Approval** on 4/28/10
 Public Hearing Held on 7/20/10

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

AN ORDINANCE PROVIDING FOR MILLAGE RATE ADJUSTMENTS, AS ALLOWED BY ARTICLE VII, SECTION 23 (B) AND (C) OF THE LOUISIANA CONSTITUTION OF 1974 AND LA. RS. 47:1705 (B), LEVYING AND IMPOSING TAXES AND ASSESSMENTS FOR 2010 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1, AND FIRE PROTECTION DISTRICT NO. 2, OF SAID PARISH.

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

WHEREAS, it is necessary for the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of said Parish and the hereinafter described districts, to levy all the maintenance and operating taxes for the year 2010; and

WHEREAS, as a result of the quadrennial reappraisal and valuation of the property subject to taxation within the Parish of St. Bernard, State of Louisiana (the "Parish"), the millages levied by the Parish and the various taxing districts have been adjusted downwards from the 2009 levy in proportion to the increase in the taxable assessed valuation of the Parish and the respective Districts; and

WHEREAS, pursuant to Article VII, Section 23(C) of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), it is the desire of this Parish Council to increase the taxes levied by the Parish and the respective Districts for the year 2010 back to the prior year's maximum authorized millage rate; and

WHEREAS, a public hearing has been held by this Parish Council on the subject of the proposed millage adjustment in accordance with La. R.S. 47:1705(B); and



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Page -2-
 Extract # 24continued
 July 20, 2010

Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

NOW, THEREFORE, BE IT ORDAINED by the St. Bernard Parish Council, acting as the governing authority of the following political subdivisions,

1. Parish of St. Bernard, State of Louisiana
2. Road Lighting District No. 1 of the Parish of St. Bernard, State of Louisiana
3. Road District No. 1 of the Parish of St. Bernard, State of Louisiana
4. Garbage District No. 1 of the Parish of St. Bernard, State of Louisiana
5. Fire Protection District No. 1 of the Parish of St. Bernard, State of Louisiana; and
6. Fire Protection District No. 2 of the Parish of St. Bernard, State of Louisiana that:

SECTION 1. Parish Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the Parish of St. Bernard, State of Louisiana (the "Parish"), for the year 2010, for the respective purposes described below:

	Adjusted Rate Per Reassessment (Millage Rate)	2010 Levy (Millage Rate)	Election Date	Years Authorized	Purpose
	2.66	2.78	N/A	N/A	Parish constitutional tax
	1.19	1.24	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public libraries in the Parish.
		2.50	Nov. 7, 2006	2010-2019	Constructing, maintaining, improving and materials.



St. Bernard Parish Council

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Page -3-
 Extract #24 continued
 July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

2.10	2.19	Nov. 7, 2006	2007-2016	Acquiring or improving lands, buildings and equipment for recreation purposes, title to which shall be in the public, and maintaining and operating such recreation facilities in the parish.
0.60	0.63	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public health units in the Parish.
0.91	0.95	Nov. 7, 2006	2007-2016	Providing funding for Senior Citizens programs, activities and services operated by the St. Bernard Parish Council on Aging.

SECTION 2. Parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the respective districts listed below (the "District"), for the year 2010, for the respective purposes described below:

Adjusted Rate Per Reassessment (Millage Rate)	2010 Levy (Millage Rate)	Election Date	Years Authorized	Parishwide District and Purpose
2.95	3.08	Nov. 7, 2006	2007-2016	<u>Garbage District No. 1</u> providing and maintaining garbage collection and disposal services in Garbage District No. 1





St. Bernard Parish Council

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Page -4-
 Extract # 24 continued
 July 20, 2010

Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

2.95	3.08	Nov. 7, 2006	2007-2016	<u>Road District No. 1</u> constructing, improving and maintaining public roads and highways in Road District No. 1
1.18	1.23	Nov. 7, 2006	2007-2016	<u>Road Lighting District</u> <u>No. 1</u> providing and maintaining electric lights on the streets roads, highways, alleys and public places in Road Lighting District No. 1.

SECTION 3. Non-parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the respective districts listed below (the "District"), for the year 2010, for the respective purposes described below:

Adjusted Rate Per Reassessment (Millage Rate)	2010 Levy (Millage Rate)	Election Date	Years Authorized	Non-parishwide District and Purpose
2.64	2.77	Nov. 7, 2006	2007-2016	<u>Fire Protection District</u> <u>No. 1</u> – Protection District's fire protection facilities and paying the cost of obtaining water for fire protection purposes, including charges for fire hydrant rentals and services in Fire Protection District No. 1



St. Bernard Parish Council

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Page -5-
Extract # 24 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

4.66	Nov. 7, 2006	2009-2018	<u>Fire Protection District No. 1</u> - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 1.
8.35	Nov. 7, 2006	2009-2018	<u>Fire Protection District No. 2</u> - acquiring, constructing, maintaining, improving and operating fire protection facilities purchasing fire trucks and other fire fighting equipment in Fire District No. 2.

SECTION 4. Collection of Taxes. The proper administrative officials of the Parish of St. Bernard, State of Louisiana, are hereby empowered, authorized and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2010, and to make the collection of the taxes imposed for and on behalf of said Parish and said respective districts, according to law, and the taxes herein levied shall become a permanent lien and privilege on all the property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

Specifically, the Assessor of the Parish of St. Bernard shall extend said taxes and assessment on said assessment roll as required by law, and the Sheriff and *ex officio* tax collector of the Parish of St. Bernard shall collect said taxes.

Certified copies of this ordinance shall be forwarded to the St. Bernard Parish Assessor and to the St. Bernard Parish Sheriff and *ex officio* tax collector as complete authority to levy and collect the taxes herein provided.

SECTION 5. Publication. This ordinance shall be published two times in the official journal of this Parish Council in the manner provided by law.



St. Bernard Parish Council

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Page -6-
Extract # 24 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 6. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 7. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

NAYS: None

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA.**

And the motion was declared **adopted** on the 20th day of July, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 7/22/10 9:30 A.M.
Date and Time

@



St. Bernard Parish Council

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Page -7-
Extract #24 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

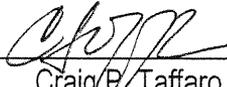
Ray Lauga, Jr.
Councilman
District A

Approved 7/24/10 9:30 AM

Vetoed _____

George Cavignac
Councilman
District B

Parish President


Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

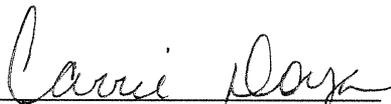
Mike Ginart, Jr.
Councilman
District D

Returned to Clerk of the Council

7/26/10 9:47 AM
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Received by



Roxanne Adams
Clerk of Council



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#26

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Lauga, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1202-07-10

Summary No. 2674

Introduced By: Councilman Henderson
 EFC Recommended Approval on 6/23/10
 Public Hearing Held on 7/20/10

AN ORDINANCE TO AMEND SECTION 20-138, PARKING FOR CERTAIN PURPOSES PROHIBITED, SUBSECTION (D) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that Section 20-138, Parking for Certain Purposes Prohibited, Subsection (d) of the St. Bernard Parish Code of Ordinances is hereby amended to read as follows:

(d) A repeat violator shall mean any person, firm or corporation which has violated this section more than one (1) time at the same location after due notification to the repeat violator, all future violations will be removed immediately.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -2-
Extract # 26 continued
July 20, 2010

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Auderer

NAYS: None

George Cavnignac
Councilman
District B

ABSENT: Everhardt

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of July, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 7/22/10 9:30 a.m.
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/26/10 9:47 a.m.
Date and Time

Received by Carrie Dorse



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#27

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1203-07-10

Summary No. 2675

Introduced By: Administration
 EFC Recommended **Approval** on 6/23/10
 Public Hearing Held on 7/20/10

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ENTER INTO AN AGREEMENT WITH THE ST. BERNARD PARISH SCHOOL BOARD TO EXCHANGE REBEL PARK AND 2712 PALMISANO BLVD. FOR THE PROPERTY LOCATED AT THE OLD COURTHOUSE ON BAYOU ROAD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the St. Bernard Parish Council, the Governing Authority, does hereby authorize, the Parish President, to enter into an agreement with the St. Bernard Parish School Board to exchange Rebel Park and 2712 Palmisano Blvd. for the property located at the Old Courthouse on Bayou Road.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract # 27 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnac, Henderson, Ginart, Auderer

NAYS: None

George Cavnac
Councilman
District B

ABSENT: Everhardt

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of July, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 7/22/10 9:30 a.m.
Date and Time

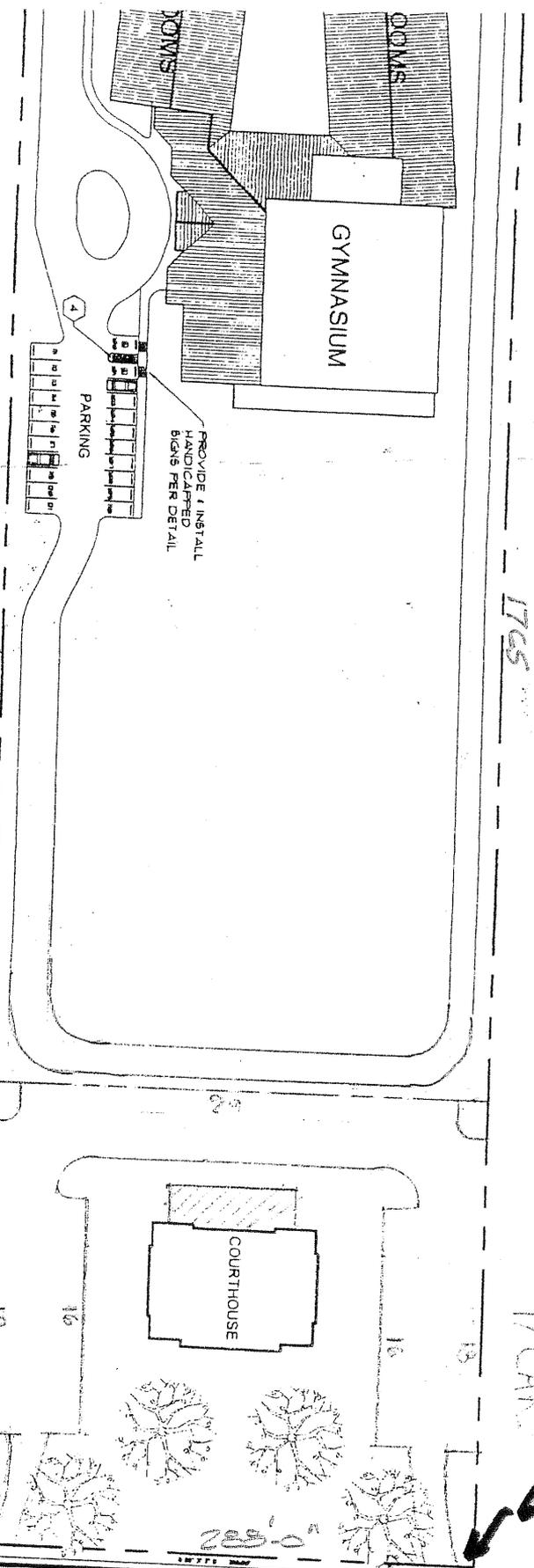
Approved 7/27/10 12:10 pm Vetoed _____

Parish President
Craig R. Taffaro, Jr.

Returned to Clerk of the Council 7/27/10 1:17 PM
Date and Time

Received by

Beauregard Bldg



Approved by Davis 1/28/10
01/28/11
124,101 sq ft
1,005

KEY NOTES

- ① DRIVEWAY PAVING
- ② SIDEWALK PAVING
- ③ PAVED CONCRETE LANDING
- ④ PAVEMENT MARKINGS (STRIPING)
- ⑤ CONCRETE CURB
- ⑥ SODDED AREA
- ⑦ LIGHTED BOLLARDS

set BACK

ARD
OL

NO.	DATE	DESCRIPTION

LACHIN ♦ OUBRE & Associates

ARCHITECTS PLANNERS
 PROJECT MANAGERS
 A PROFESSIONAL CORPORATION
 3080 West Esplanade Ave., Suite 302, Metairie, La. 70002
 Ph: 504-835-8013 Fax: 504-835-8034

ARCHITECTS
P.L.L.C.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#29

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 20, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1204-07-10

Summary No. 2679

Introduced by: Henderson on 6/15/10
 Charter Committee Recommended **Approval** on 4/8/10
 EFC Recommended **Approval** on 6/23/10
 Public Hearing Held on 7/20/10

AN ORDINANCE TO AMEND ST. BERNARD PARISH CODE OF ORDINANCES CHAPTER 2 ARTICLE I, SECTION 2-6 PARISH PRESIDENT'S SALARY.

ST. BERNARD PARISH COUNCIL DOES EREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve the following changes to St. Bernard Parish Code of Ordinances Chapter 2, Article I, Section 2-6; Parish President's Salary.

Sec. 2-6. Parish President's Salary.

(a) The salary of the parish president effective at the beginning of the 2012 term of office shall be the average of the current salary of the following elected offices: St. Bernard Parish Sheriff, 34th Judicial District Judges, St. Bernard Parish Assessor, St. Bernard Parish Clerk of Court and the St. Bernard Parish District Attorney. The salary of the president shall be adjusted in accordance with the average of the aforementioned offices at the start of each subsequent presidential term and remain the set salary for the remainder of that term of office.



St. Bernard Parish Council

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Page -2-
Extract #29 continued
July 20, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnagac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

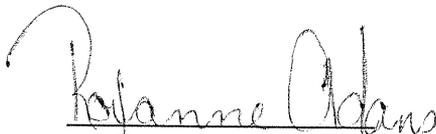
YEAS: Lauga, Cavnagac, Henderson, Ginart

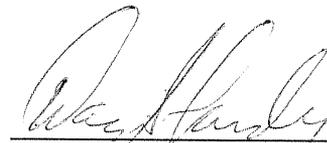
NAYS: Auderer

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 20th day of July, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

7/22/10 9:30^{am}
Date and Time



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #29 continued
July 20, 2010

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

Approved _____

Vetoed _____

George Cavignac
*Councilman
District B*

Parish President

Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Returned to Clerk of the Council

9/26/10 9:47 a.m.
Date and Time

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

Received by

Carrie Dan



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

(504) 278-4228 Fax (504) 278-4209

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#19

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1205-08-10

Summary No. 2676

Introduced By: Administration on 6/15/10

Planning Commission Recommended **Approval** on 7/27/10

Public Hearing Held on 8/17/10

AN ORDINANCE TO APPROVE **DOCKET 12-10** A PETITION OF J AND R AMUSEMENT, INC., FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "C-3, (HIGHWAY COMMERCIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 3809 PARIS RD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That **Docket 12-10** a petition of J and R Amusement, Inc., for a zoning change from "I-2, (Heavy Industrial)" to "C-3, (Highway Commercial)" is hereby granted for the following described property:

That certain piece of ground situated in the parish of St. Bernard, Versailles subdivision, designated as lots 13, 14 and 15 of square 219. Lot 13 forms the corner of Paris Road and Magistrate Street and measures 31.23 feet front on Paris Road, 31 feet in width in the rear, by a depth and front on Magistrate Street of 107.23 feet and a depth on the opposite side line of 111.13 feet.

Lot 14 commences at a distance of 31.23 feet from the intersection of Paris Road and Magistrate Street and measures thence 31.24 feet front on Paris Road, 31 feet in width in the rear, by a depth on the sideline adjoining lot 13 of 111.13 feet and a depth on the opposite sideline adjoining lot 15 of 114.90 feet. Lot 15 commences at a distance of 62.47 feet from the intersection of Paris Road and Magistrate Street and measures thence 31.19 feet front on Paris road, 31 feet in width in the rear, by a depth on the sideline adjoining lot 14 of 114.90 feet and a depth on the opposite sideline of 118.25 feet. Municipal No: 3809 Paris Rd.

(1)



St. Bernard Parish Council

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Page -2-
Extract #19 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

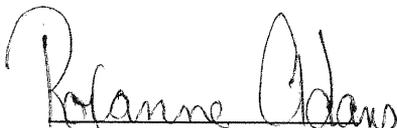
YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

NAYS: None

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of August, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 8/19/10 9:05 AM.
Date and Time





St. Bernard Parish Council

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Page -3-
Extract #19 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

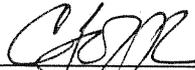
Ray Lauga, Jr.
Councilman
District A

Approved 8/19/10 1²⁵ PM Vetoed _____

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Parish President


Craig P. Taffaro, Jr.

Mike Ginart, Jr.
Councilman
District D

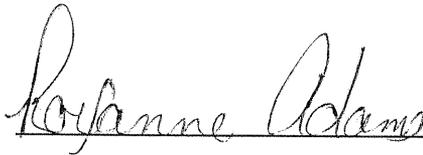
Fred E. Everhardt, Jr.
Councilman
District E

Returned to Clerk of the Council

8/20/10 11:32am
Date and Time

Roxanne Adams
Clerk of Council

Received by





St. Bernard Parish Council

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#20

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1206-08-10

Summary No. 2677

Introduced By: Administration on 6/15/10

Planning Commission Recommended **Approval** on 7/27/10

Public Hearing Held on 8/17/10

AN ORDINANCE TO APPROVE **DOCKET 13-10**, A PETITION OF JOSEPH S. DEMBRUN, SR. UNIFIED CREDIT TRUST, JANE VON BEHREN DEMBRUN, TRUSTEE, FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2/CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: VERSAILLES SUBDIVISION, SQUARE 244.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 13-10** a petition of Joseph s. Dembrun, Sr. Unified Credit Trust, Jane Von Behren Dembrun, Trustee, for a zoning change from "I-2, (Heavy Industrial)" to "I-2/Conditional Use)" is hereby granted for the following described properties:

Twelve certain lots of ground situated in the parish of St. Bernard, Versailles Subdivision, square 244, designated as lots 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, bounded by Buffon, Tournefort, Florida walk and Law Streets.

Twenty-six lots of ground situated in the parish of St. Bernard, Versailles Subdivision, square 245, designated as lots 1 through 26 bounded by Tournefort, Laplace, Florida walk and law streets

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



St. Bernard Parish Council

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Page -2-
Extract #20 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

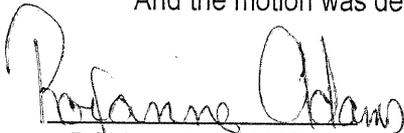
YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

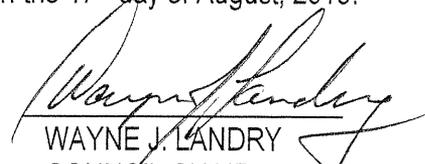
NAYS: None

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of August, 2010.

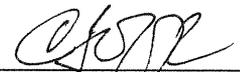

ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 8/19/10 9:15 am
Date and Time

Approved 8/19/10 1:25 pm Vetoed _____

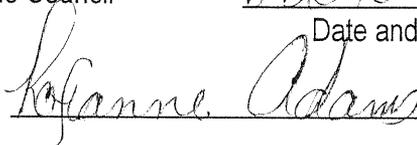
Parish President


Craig P. Yaffaro, Jr.

Returned to Clerk of the Council

8-20-10 11:32AM
Date and Time

Received by





St. Bernard Parish Council

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 www.sbpq.net

#21

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1207-08-10

Summary No. 2681

Introduced By: Councilman Landry
 Public Hearing Held on 8/17/10

AN ORDINANCE TO AMEND **ORDINANCE SBPC #1193-05-10**, DOCKET 6-10, A PETITION OF JERRY L. MOORE, JR., GRANTING A TEMPORARY CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING PROPERTY LOCATED IN THE 2800 BLOCK OF EAST LA HIGHWAY 46.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Ordinance SBPC #1193-05-10, Docket 6-10, is hereby amended to read; "for a temporary zoning change from "A-1, Rural to A-1, (Conditional Use)" for the following property located in the 2800 block of East La. Highway 46 with the expiration of this zoning change to be when the Levee Protection Construction is finalized".

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract # 21continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

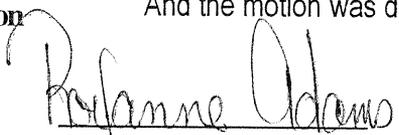
YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

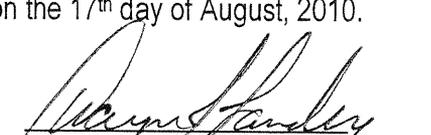
NAYS: None

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of August, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 8/19/10 9:05 am.
Date and Time

Approved 8/19/10 1:25 pm Vetoed _____

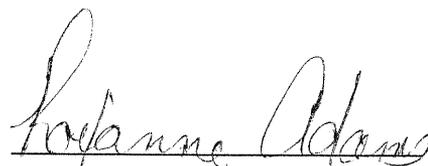
Parish President


Craig P. Jaffaro, Jr.

Returned to Clerk of the Council

8/20/10 11:32 am
Date and Time

Received by





St. Bernard Parish Council

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#22

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1208-08-10

Summary No. 2682

Introduced By: Councilman Landry
 Public Hearing Held on 8/17/10

AN ORDINANCE TO AMEND **ORDINANCE SBPC #1198-06-10 DOCKET 9-10**, A PETITION OF MARY BROUILLETTE, BEING REPRESENTED BY JASON BAILEY, FOR A TEMPORARY CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NUMBER 1505 E. LA. HIGHWAY 46.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Ordinance SBPC #1198-06-10, Docket 9-10, is hereby amended to read; "For a temporary zoning change from "A-1, Rural to A-1, (Conditional Use)" for the following property located in at 1505 E. La. Highway 46 with the expiration of this zoning change to be when the Levee Protection Construction is finalized".

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.





St. Bernard Parish Council

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Page -2-
Extract #22 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Cavignac, Henderson, Ginart, Auderer

NAYS: Lauga

George Cavignac
Councilman
District B

ABSENT: Everhardt

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of August, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 8/19/10 9:05 am
Date and Time

Approved 8/19/10 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

8/20/10 11:32 am
Date and Time

Received by



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#23

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1209-08-10

Summary No. 2683

Introduced By: Councilman Landry on 7/6/10
 EFC Recommended **Approval** on 7/14/10
 Public Hearing Held on 8/17/10

AN ORDINANCE TO AMEND THE 2010 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET TO MOVE \$30,000 FOR ROAD LIGHTING REPAIRS AND MAINTENANCE OF STREET LIGHTS AND STREET SIGNS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The amount of \$30,000.00 shall be moved from line item (2310) 505436 to line item (063) 530426 for the purpose of providing repairs and maintenance of street lights throughout St. Bernard Parish.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract #23 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

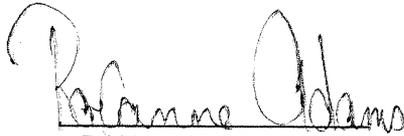
YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer

NAYS: None

ABSENT: Everhardt

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of August, 2010.



ROXANNE ADAMS
CLERK OF COUNCIL



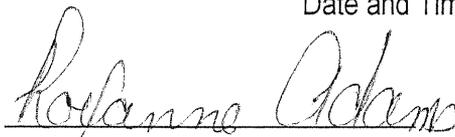
WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 8/19/10 9:05 a.m.
Date and Time

Approved 8/19/10 1:30 PM Vetoed _____

Parish President 
Craig P. Caffaro, Jr.

Returned to Clerk of the Council 8/20/10 11:32 a.m.
Date and Time

Received by 



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
 (504) 278-4228 Fax (504) 278-4209
 www.sbp.net

#24

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY AUGUST 17, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1210-08-10

Summary No. 2685

Introduced By: Councilman Landry on 7/6/10

EFC Recommended **Approval** on 7/14/10

Public Hearing Held on 8/17/10

AN ORDINANCE TO SET THE POLICY ON ANY BUILDING PLAQUES OR PUBLISHING OF COUNCIL NAMES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. All building placards shall be in the order and format as follows:

a) Layout:

The layout and format for all placards shall be as follows:

Name*	Parish President
Name*	Councilman at Large East
Name*	Councilman at Large West
Name*	Councilman District A
Name*	Councilman District B
Name*	Councilman District C
Name*	Councilman District D
Name*	Councilman District E
Name*	Director of Department Controlling the building
Name	Contractor
Name	Architect

Note: (*) Name shall be the name which each member declares their name to appear or not to appear at the beginning of their term. This order and spelling shall be the same on all print media, letterhead and any and all written material of the parish to establish consistency.



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Page -2-
Extract # 24 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

b) Size of lettering and font:

The size of the letters shall be the same size for the Parish President and the Council Members. Sizing of the Contractor and Architect shall be at least two font sizes smaller. Overall determination of size shall be determined by the Parish Council or Administration to achieve proper proportion to placard size which shall always be a minimum of 12 inches wide by 18 inches tall.

The font to be used shall be Tahoma or a similar legible font.

c) Parish Emblem:

All placards shall include the Parish Emblem at the top center of the placard.

d) Color:

The color of all placards shall be a brass type frame, black matte finish, with all lettering in the brass type color.

e) Spacing:

Spacing shall be as identified in section (a) above.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -3-
Extract # 24 continued
August 17, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavignac, Henderson, Auderer

NAYS: None

George Cavignac
Councilman
District B

ABSENT: Everhardt

ABSATINED: Ginart

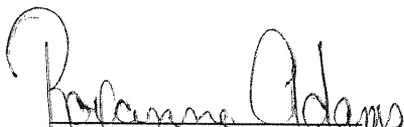
Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

Mike Ginart, Jr.
Councilman
District D

And the motion was declared **adopted** on the 17th day of August, 2010.

Fred E. Everhardt, Jr.
Councilman
District E


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Roxanne Adams
Clerk of Council

Delivered to the Parish President 8/19/10 9:05 a.m.
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/20/10 11:32 a.m.
Date and Time

Received by 



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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#16

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1211-09-10

Summary No. 2664

Introduced By: Councilmen Landry/Cavignac on 3/16/10
 EFC Recommended **Approval** on 3/24/10
 Public Hearing Held on 4/20/10
 Council **Tabled** on 4/20/10
 EFC Re-addressed and made **No** Recommendation on 6/23/10
 EFC Re-addressed and recommended **Amending** Section 2 on 8/11/10
 Public Hearing Held on 9/7/10

AN ORDINANCE TO DIRECT AND AUTHORIZE THE PARISH PRESIDENT TO EXECUTE AN AMENDMENT TO THE SOLID WASTE COLLECTION TIME CONTRACT BETWEEN ST. BERNARD PARISH GOVERNMENT AND SDT WASTE & DEBRIS SERVICES, L.L.C. (SDT) AND TO PROVIDE FOR CERTAIN ADMINISTRATIVE REQUIREMENTS THEREOF.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority of St. Bernard Parish, being desirous of protecting the safety, health and welfare of the public, and maintaining quality services thereto, and in accordance with the St. Bernard Parish Home Rule Charter section 3-05(11), does hereby direct and authorize the Parish President to execute an amendment to the solid waste collection time contract between St. Bernard Parish Government and SDT Waste & Debris Services, L.L.C. (SDT) specifically as follows:

A) **Page 2, Paragraph 2** shall be amended to read:



St. Bernard Parish Council

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Page -2-
Extract #16 continued
September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Carts: SDT will provide, at its expense, to each residence located within St. Bernard Parish, one (1) 95-gallon (approximate) residential solid waste cart (the "95-gallon Carts") Pursuant to this Time Contract, SDT is obligated to collect solid waste deposited into these 95-gallon Carts, and any other containerized solid waste placed curbside by the resident bi-weekly (*i.e.* two times per week) (subject to certain exceptions).

If a small commercial business located within St. Bernard Parish can reasonably deposit all commercial solid waste generated by it in one 95-gallon Cart when such commercial solid waste is collected from said Cart on a bi-weekly basis, then SDT will supply, at its cost, a single 95-gallon Cart to such small commercial business and SDT will collect the commercial solid waste deposited into such Cart twice weekly.

B) **Page 3, Paragraph 4** shall be amended to read:

St. Bernard and SDT acknowledge that Item No. 1 shown on Exhibit 1 to the Original Time Contract is a Unit Price of \$20.00 Per Unit, Per Month.

For purposes of Item No. 1, Exhibit 1 of this contract, a unit shall be defined as an occupied residence, an occupied mobile home located in an established mobile home park or individual lot, or an occupied individual apartment located in any apartment complex with four (4) or less apartments.

C) **Exhibit 1, Description, Item No. 1** shall be amended to read:

Contractor will supply sufficient crews (1-disposal truck, 1-driver, 2-laborers per crew) to load, haul and dispose of residential waste from curb side. This Price includes all labor, material and equipment required to haul household waste per unit twice per week from within St. Bernard Parish to River Birch Landfill (2000. S. Kenner Rd, Avondale, LA 70094). Collection days shall be separated by no fewer than three days. A unit-count will be implemented on an annual basis to provide for any changes in the number of units. This unit-count shall be conducted in accordance with the guidelines established in Exhibit 8. The estimated starting unit number for the purpose of this proposal shall be 3000 units.

①



St. Bernard Parish Council

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Page -3-

Extract #16 continued

September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

D) A new **Exhibit 8** shall be attached to the original Time Contract and shall read as follows:

EXHIBIT 8: METHODOLOGY FOR CONDUCTING A COUNT OF UNITS IN ST. BERNARD PARISH

(SUCH A COUNT WILL BE THE BASIS FOR BILLING)

1. A physical count shall be conducted of units in the Parish of St. Bernard annually commencing on September 1st and completed by September 30th.
2. The physical count shall be conducted by as many two-person teams as necessary to complete the count by September 30th. These two-person teams shall consist of one representative of St. Bernard Parish Government and one representative of SDT.
3. Both parties on the team shall utilize a jointly approved counting form, and both parties will certify both copies via signature upon completion of each counting day.
4. These certified forms shall be tallied at the end of the counting cycle, with final totals copied and forwarded to the St. Bernard Parish Finance Dept. and SDT. The total count tally and the corresponding fee will be budgeted within St. Bernard Parish's Sanitation budget, and this amount shall be paid to SDT monthly commencing at the start of each fiscal year and valid until the end of said fiscal year.
5. If necessary, the number of occupied units in apartment or condominium complexes will be determined by interviewing the building manager, landlord or owner, or other methods mutually agreed upon by team members.
6. Vacant units will not be included in the count.



St. Bernard Parish Council

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Page -4-
Extract #16 continued
September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Administrative Requirements. Immediately following the enactment of this Ordinance, the Unit count for purposes of monthly payment to the vendor shall be conducted in accordance with guidelines in exhibit eight (8) and this count shall be the official count for fiscal year 2011. This count shall also be the official count for 2010 which, at the discretion of the Parish President, may be used for 2010 billing for Fiscal Year 2010.

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnignac, Henderson, Everhardt

NAYS: Ginart, Auderer

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of September, 2010.



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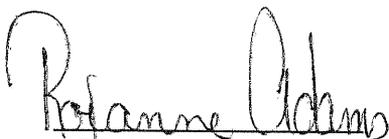
Page -5-
Extract #16 continued
September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnagac
Councilman
District B


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Delivered to the Parish President 9/9/10 1:30pm.
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Approved _____ Vetoed _____

Roxanne Adams
Clerk of Council

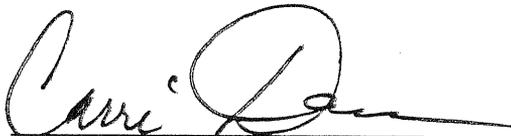
Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

9/16/10 1:32PM
Date and Time

Received by





St. Bernard Parish Council

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#17

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavnac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavnac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1212-09-10

Summary No. 2684

Introduced By: Administration on 7/16/10
 EFC Recommended **Approval** on 8/11/10
 Public Hearing Held on 9/7/10

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO SIGN A CONTRACT LEASE WITH CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT 20 E. CHALMETTE CIRCLE, ALSO KNOWN AS BLUE BIRD PLAYGROUND, TO BE UTILIZED BY THE LA. DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the St. Bernard Parish Council, the Governing Authority, does hereby authorize, the Parish President, to enter into a contract lease with Chalmette Refining, LLC to utilize a right of way on parish property located at 20 E. Chalmette Circle, also known as Blue Bird Playground, to be utilized by the La. Department of Environmental Quality as an ambient air monitoring system.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

(8)



St. Bernard Parish Council

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Page -2-
Extract #17 continued
September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer

George Cavnignac
Councilman
District B

NAYS: None

Kenneth "Kenny" Henderson
Councilman
District C

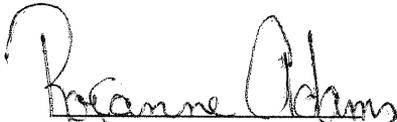
ABSENT: None

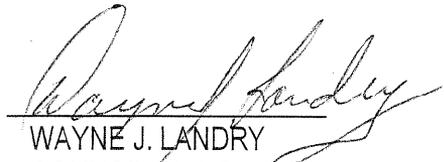
Mike Ginart, Jr.
Councilman
District D

The Chairman, Mr. Landry, cast his vote as **YEA**.

Fred E. Everhardt, Jr.
Councilman
District E

And the motion was declared **adopted** on the 7th day of September, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Roxanne Adams
Clerk of Council

Delivered to the Parish President

9/9/10 1:30p.m.
Date and Time

Approved 9/14/10 3:30 pm

Vetoed _____

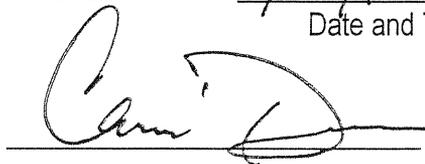
Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

9/16/10 1:32p.m.
Date and Time

Received by





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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavnagac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#18

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Ginart, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC#1213-09-10

Summary No. 2695

Introduced By: Councilman Ginart on 7/20/10
 EFC Recommended **Approval** on 8/11/10
 EFC **Re-addressed** and Recommended **Approval** with
 amendments to Section 1 subsection (e)
 Public hearing held on 9/7/10

AN ORDINANCE TO APPROVE ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO; THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority of St. Bernard Parish is desirous of orderly and consistent development of our commercial corridor and to stream line application process with the Parish of St. Bernard, the rezoning to C1 for property fronting Judge Perez Drive and St. Bernard Highway from Arabi to the Violet Canal and on Paris Road from the Orleans Parish line to St. Bernard Highway, and does hereby ordain:

1. Any properties abutting on Judge Perez Drive, St. Bernard Highway, or Paris Road whom fall under the following conditions can be rezoned "C1" Commercial Property:

- (a) Said Property must front on one of the aforementioned thoroughfares.





St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

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Page -2-

Extract #18 continued

September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(b) Said Property must be one parcel and entirely owned by the same person and/or entity.

(c) Said property to be rezoned shall be limited to a depth of 250 feet.

(d) Any such rezoning request must follow all other normal procedures for rezoning, including but not limited to all requirements by the office of community development and a favorable vote by the Planning and Zoning Commission.

(e) That at the time of any such request for rezoning the entire plans and specifications for any improvements located or to be located thereon shall be submitted to the Office of Community Development, director of said department shall notify Council in writing of any such application.

SECTION 2. This Ordinance will not automatically rezone any of the eligible properties stated above. Property owners may choose to rezone under the procedures herein or they may elect to uphold the same zoning they presently possess without any action to be taken.

SECTION 3. The Council will retain the authority as the Governing Body of St. Bernard Parish, State of Louisiana, to object to any such request for rezoning. Conversely, said objection must be made prior to the final grant of the rezoning request by the Office of Community Development.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 5. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -3-
Extract #18 continued
September 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

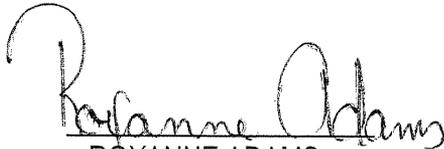
YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: Lauga

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of September, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 9/9/10 1:30 p.m.
Date and Time

Approved 9/14/10 3³⁰ pm Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

9/16/10 1:32^{pm}
Date and Time

Received by



545 841



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

#17

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Auderer, it was moved to adopt the following ordinance:

ORDINANCE SBPC #1214-09-10

Summary No. 2688

Introduced By: Administration on 7/20/10
Planning Commission Recommended **Approval** on 8/24/10
Public Hearing Held on 9/21/10

AN ORDINANCE TO APPROVE **DOCKET 16-10**, A PETITION OF TERRY TEDESCO AND SUSAN TEDESCO RUSSO ROSS FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2, (HEAVEY INDUSTRIAL) AND (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 4141 PARIS ROAD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 16-10**, a petition of Terry Tedesco and Susan Tedesco Russo Ross for a temporary conditional use zoning change from "I-2, (heavy industrial)" to "I-2, (heavy industrial/conditional use) is hereby granted for the following described property with the expiration of this zoning change to be when the Levee Protection Construction is finalized:

Lots of ground situated in the parish of St. Bernard, Versailles Subdivision, square 244, designated as lots 1 through 5 and lots 19 through 26 bounded by Florida Walk, Buffon, Law and Tournefort Streets. Lots of ground situated in the parish of St. Bernard, Versailles Subdivision, square 243, designated as lots 1 through 22 bounded by Paris Road, Florida Walk, Buffon and Law Streets. Municipal no: 4141 Pairs Road.

3



St. Bernard Parish Council

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Page -2-
Extract #17 continued
September 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None

ABSENT: Ginart

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of September, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

mm 9/23/10
9/24/10 9:00 am
Date and Time



St. Bernard Parish Council

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Page -3-
Extract #17 continued
September 21, 2010

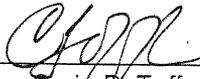
Wayne J. Landry
Councilman at Large

Frank Auderer

Approved 9/27/10 3:00 pm Vetoed _____

Ray Lauga, Jr.
Councilman
District A

Parish President


Craig P. Taffaro, Jr.

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Returned to Clerk of the Council

9/27/10 3:52 P.M.
Date and Time

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Received by



Roxanne Adams
Clerk of Council



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Wayne J. Landry
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Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

#18

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1215-09-10

Summary No. 2689

Introduced By: Administration on 7/20/10
 Planning Commission Recommended **Approval** on 8/24/10
 Public Hearing Held on 9/21/10

AN ORDINANCE TO APPROVE **DOCKET 17-10**, A PETITION OF ROSEMARY THOMPSON, WIFE OF/AND DAVE THOMPSON FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (2-FAMILY RESIDENTIAL)" AND "CONDITIONAL USE FOR A SUB-STANDARD SIZE LOT" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO: 2139 BEACHHEAD LANE

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 17-10**, a petition of Rosemary Thompson, wife of/and Dave Thompson for a zoning change from "R-1, (single family residential)" to "R-2, (2-family residential)" and "Conditional Use for a sub-standard size lot" is hereby granted for the following described property:

One certain lot of ground situated in the Parish of St. Bernard, State of Louisiana in Francke Subdivision, designated as lot no. 23. Said lot measures 50 feet front on Beachhead Lane, the same width in the rear, by a depth of 110 feet between equal and parallel lines. Municipal No. 2139 Beachhead Lane.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



St. Bernard Parish Council

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Page -2-
Extract #18 continued
September 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Kenneth "Kenny" Henderson
Councilman
District C

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None

Mike Ginart, Jr.
Councilman
District D

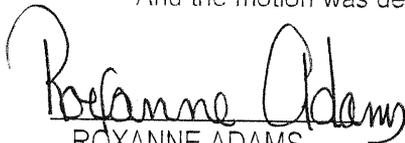
ABSENT: Ginart

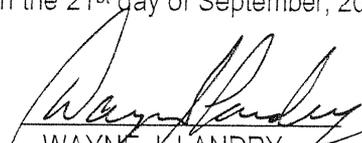
Fred E. Everhardt, Jr.
Councilman
District E

The Chairman, Mr. Landry, cast his vote as YEA.

And the motion was declared **adopted** on the 21st day of September, 2010.

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

MM 9/23/10
~~9/24/10~~ 9:00 AM

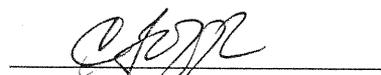
Date and Time

Approved

9/27/10 3:50 PM

Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

9/27/10 3:52 PM

Date and Time

Received by





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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavnac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#19

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, SEPTEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1216-09-10

Summary No. 2690

Introduced By: Administration on 7/20/10
 EFC Recommended **Amending** "Section 1" on 8/11/10
 Planning Commission recommended **Approval** on 8/24/10
 Public Hearing Held on 9/21/10

AN ORDINANCE TO APPROVE **DOCKET 18-10**, A PETITION OF CHARLES FANZ FOR A CONDITIONAL USE FROM "A-1, RURAL TO A-1, (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY LOCATED ACROSS FROM FANZ TRAILER PARK.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 18-10**, a petition of Charles Fanz for a temporary conditional use from "A-1, rural to A-1, (conditional use)" is hereby granted for the following described property with the expiration of this zoning change to be when the Levee Protection Construction is finalized:

That certain piece or portion of ground situated in the Parish of St. Bernard, State of Louisiana, in Whitehall, Toca designated as lot f-1b on a plan of re-subdivision of a part of lot f-1 on survey by Eugene I. Estopinal & Associates approved by the Police Jury on November 9, 1982, Resolution 62-82 and recorded at the Clerk of Court, Parish of St. Bernard, State of Louisiana in C.O.B. 216, Folio 400 on November 15, 1982. Lot f-1b fronts on the north side of east La Highway 46 and in the rear abuts the Forty Arpent Canal. Property is more clearly described on a survey by Eugene I. Estopinal & Associates dated July 7, 1982; property is located across from Fanz Trailer Park.



St. Bernard Parish Council

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Page -2-
Extract #19 continued
September 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

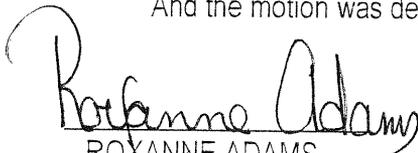
YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

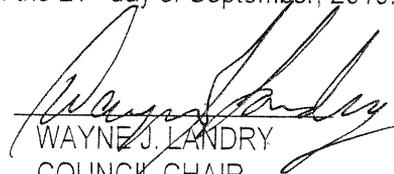
NAYS: None

ABSENT: Ginart

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of September, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

MM 9/23/10
9/24/10 9:00 a.m.

Date and Time





St. Bernard Parish Council

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Page -3-
Extract #19 continued
September 21, 2010

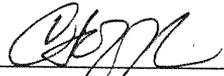
Wayne J. Landry
Councilman at Large

Frank Auderer

Approved 9/27/10 3¹⁵ PM Vetoed _____

Ray Lauga, Jr.
Councilman
District A

Parish President


Craig P. Taffaro, Jr.

George Cavignac
Councilman
District B

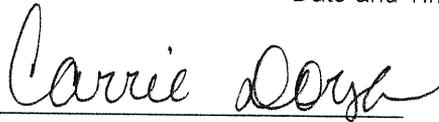
Returned to Clerk of the Council

9/27/10 3:52 P.M.
Date and Time

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Received by



Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council



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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#18

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 5, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1217-10-10

Summary No. 2700

Introduced By: Councilman Landry
 EFC Recommended **Approval**
 Public Hearing Held on 10/5/10

AN ORDINANCE TO AMEND CHAPTER 5, BUILDINGS, CONSTRUCTION AND RELATED ACTIVITIES, SUB SECTION 102.5 (4) UNSAFE BUILDINGS, INSTALLATIONS AND MACHINERY TO MANDATE A TIMELINE FOR THE REMOVAL OR REPAIR OF CITED PROPERTIES THROUGH OUT THE PARISH OF ST. BERNARD.

WHEREAS, the United States Department of the Interior has established two historic districts included in the National Register of Historic Places situated in Arabi, Parish of St. Bernard, known as the Old Arabi National Register Historic District and the Friscoville Avenue Register Historic District; and

WHEREAS, the Council of St. Bernard Parish has established the Old Arabi Neighborhood Commission which exercises authority over an area bounded by: North Boundary - Shall start at St. Claude Avenue and Jackson Barracks and continue east following St. Claude Avenue, then St. Bernard Highway (LA 46) and terminate at the Norfolk southern Railroad rail tracks and shall include both sides (north and south) of LA Hwy. 46. East Boundary - Shall start at St. Bernard Hwy. 46 (LA Hwy. 46) and the Norfolk Southern Railroad rail tracks and continue south along Eickes Canal extension to the eastern termination of North Peters Street. South Boundary - Shall start at the eastern termination of North Peters Street and



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Page -2-
Extract # 18 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

continue west following North Peters Street and shall end at North Peters Street and Jackson Barracks (the Orleans Parish/St. Bernard Parish boundary) and shall include both sides of North Peters Street. West Boundary – Shall start at the Mississippi River levee and the Orleans Parish/St. Bernard Parish boundary (Jackson Barracks) and continue north following the Orleans Parish/St. Bernard Parish boundary and terminate at Orleans/St. Bernard boundary and St. Claude Avenue, and

WHEREAS, the Old Arabi Historic Area shall consist of the Friscoville Avenue National Historic Register District, the Old Arabi National Register Historic District, and the district over which the Old Arabi Neighborhood Commission exercises jurisdiction, hereinabove cited; and

WHEREAS, the collection of historic structures standing in the aforementioned historic area was severely damaged by catastrophic winds and flooding caused by Hurricane Katrina; and

WHEREAS, there are historic structures in the aforementioned historic area which remain substantially untouched since August 29, 2005, containing rooms covered with mold-infested drywall; molded, flood-damaged furniture; mattresses; papers; books; kitchen equipment; and

WHEREAS, the historic fabric of these structures is imperiled by mold infestation, leaking roofs, rot, vermin infestation, stray animals; and

WHEREAS, historic structures which are derelict and damaged by Hurricane Katrina constitute public health hazards, compromise the general quality of life and diminish property values in the aforementioned historic area.

ST. BERNARD COUNCIL DOES HEREBY ORDAIN:

SECTION I. That Chapter 5, Sub-Section 102.5 (4) is hereby amended as follows:

102.5 UNSAFE BUILDINGS, INSTALLATIONS AND MACHINERY LOCATED IN OLD ARABI HISTORIC AREA DAMAGED BY HURRICANE KATRINA.

①



St. Bernard Parish Council

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Page -3-
Extract # 18 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

Any premises, building or buildings, part or parts of a building, mechanical, gas, plumbing or electrical installations and equipment, chimneys, staging or other structure that any cause may now or shall at any time hereafter become dangerous or unsafe, shall be made safe as follows:

The Director shall determine, as a matter of fact, whether or not said premises, building part or parts of building, etc., are in immediate danger of collapse and constitute a menace of public safety. A written report shall be submitted to the Parish President with the Director's recommendations. Copies of the written report addressed to the Parish President shall be forwarded to the Department of Resident Services, Compliance Department, and the Old Arabi Neighborhood Commission. If the Director determines that said premises, building, part or parts of building, etc. are in immediate danger of collapse and constitute a menace to public safety, he shall have the authority to declare it an emergency and to cause the demolition of said premises, building, part or parts of building, etc.

If the Director determines that the premises, building, part or parts of building, etc. are not in immediate danger of collapse but are unsafe, dangerous and constitute a menace to public health, resulting from Hurricane Katrina-inflicted damage, the following procedure shall be followed:

1. Procedural provisions 1 through 9 contained in Ordinance SBPC #458-06-00 shall remain in effect.
2. All mold-contaminated or flood-damaged drywall, furnishings, books, papers and any other movables shall be removed from the structures and the yard surrounding each structure. Contaminated and/or flood-damaged movables may not be stored anywhere on properties designated in non-compliance with this ordinance by the Director. All contaminated or flood-damaged material removed from unsafe buildings must be deposited in a legal dumping ground.
3. The following structures shall be designated for immediate review by the Director under the terms of this ordinance:

439-441 Angela Avenue
445 Angela Avenue
523 Angela Avenue

①



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Page -4-
Extract # 18 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

527 Angela Avenue
635 Angela Avenue
642 Angela Avenue
647-649 Angela Avenue
743-745 Angela Avenue
750 Angela Avenue

The removal of the placard referred to in Ordinance SBPC #458-06-00 identifying a compromised property, shall be considered a violation of this code.

4. If a structure has been determined to be unsafe, dangerous or a menace to public health and containing flood or mold-contaminated drywall, furnishings, books, papers and any other movables resulting from Hurricane Katrina and damage attributable to owner negligence since Hurricane Katrina, the following procedure and fines shall be applicable:
 - a. Upon determination of unsafe building status by the Director of Community Development, the owner shall be fourteen (14) days to remove mold-contaminated drywall, furnishings and all other mold or flood compromised movables from the premises. Said premises shall be cleaned and chemically decontaminated.
 - b. If after fourteen (14) days a building deemed unsafe under the terms of this ordinance is not brought into compliance, then a fine of five hundred dollars (\$500) per day shall be assessed to the property owner for a period not to exceed sixty (60) days.
 - c. Upon expiration of the sixty (60) day time period, the Director shall order the removal of all aforementioned contaminated materials, hiring companies experienced in hazardous debris removal to clean and decontaminate buildings deemed unsafe. This work could also be undertaken by volunteers, selected by the Director, working under the direction of expert hazardous debris removal professionals.

①



St. Bernard Parish Council

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Page -5-
Extract # 18 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

- d. The removal work above cited shall be charged to the property owner or owners, and in addition to the fines aforementioned recorded in the St. Bernard Parish Clerk of Court's Office as an additional lien against the property.

Additionally, all other expenses incurred by the Parish in the enforcement of this Article shall be borne by the person or persons owning the unsafe premises, building part or parts of buildings, etc., which sums so expanded, together with the attorney fees and interest at the rate of 10% per annum from the date of completion of such work, shall be charged to the owner of the property on the next regular tax bill forwarded to such owner by the Parish, if not paid by such owner(s) prior thereto, which charge shall be due and payable by such owner(s) at the time of payment of such tax bill.

If the full amount due the Parish under this Article is not paid by the owner(s) within ten (10) days after the work has been done, the Director or his/her duly authorized representative shall cause to be recorded in the Mortgage Office of the Parish of St. Bernard, a sworn statement showing the cost and expense incurred for the work and the date(s), place or property on which such work was done, and the recordation of such sworn statement shall constitute a lien and privilege on the property and shall remain in full force and effect for the amount due in principal and interest, plus court costs, if any, for collection, until final payment has been made. Such costs and expenses shall be collected in the manner fixed by law for the collection of taxes; and further, shall be subject to delinquent penalty of ten percent (10%) in the event they are not paid in full on or before the date the tax bill upon which the charge appears becomes delinquent. Sworn statements recorded in accordance with the provisions hereof shall be prima facie evidence that all legal formalities have been complied with and that such charge is due and collectible as provided by law.

That the Parish may cause said premises, building or buildings, or parts thereof, chimneys, staging or other structures to be demolished or repaired at the expense of the person(s), firm(s) or corporation(s) owning the same, shall not preclude the Director from taking legal action in a court of competent jurisdiction against the person(s), firm(s) or corporation(s) who shall fail, neglect or refuse to comply with the orders of the Director of the violation or disregard of such orders shall be considered a violation of this code.

②



St. Bernard Parish Council

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Page-6-
Extract # 18 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 5th day of October, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 10/8/10 9:30 a.m.
Date and Time



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -7-
Extract #18 continued
October 5, 2010

Frank Auderer

Approved _____ Vetoed _____

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Parish President

Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

Returned to Clerk of the Council

10/25/10 2:34pm
Date and Time

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Received by

Melissa May

Roxanne Adams
Clerk of Council



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#19

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 5, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1218-10-10

Summary No. 2701

Introduced By: Councilman Landry
 EFC Recommended **Approval**
 Public Hearing Held on 10/5/10

AN ORDINANCE TO AMEND CHAPTER 10.5, FLOOD DAMAGE PREVENTION, ARTICLE V SECTION 10.5-32 SUB SECTION (5) RECREATIONAL VEHICLES.

ST. BERNARD COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that the St. Bernard Parish Council, the Governing Authority, Ordains that Chapter 10.5, Article V, subsection (5) of the St. Bernard Parish Code of Ordinances is hereby amended as follows:

Sec. 10.5-32. Specific standards.

(5) **Recreational vehicles.** Require that recreational vehicles placed on sites within zones A1--30, AH, and AE on the community's FIRM either (i) be on the site for fewer than one hundred eighty (180) consecutive days, (ii) be fully licensed and ready for highway use, or, (iii) meet the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

- (a.) In fishing villages, specifically Reggio, Delacroix Island, Florissant, Yscloskey, *Shell Beach*, and *Hopedale*— up to three (3) RV trailers shall be allowed to be placed as long as they remain mobile ready. They must be moved when evacuations ordered and the electrical main may be permanent. *However, the feed to the RV must be temporary (plug in type).*



St. Bernard Parish Council

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Page -2-
Extract # 19 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

(b.) This ordinance shall supersede Chapter 22, Article VIII, Section 2-255, Recreational Vehicle Park, in the St. Bernard Parish Code of Ordinances.

Ray Lauga, Jr.
Councilman
District A

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

George Cavnac
Councilman
District B

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Roxanne Adams
Clerk of Council

YEAS: Lauga, Cavnac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 5th day of October, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

@



St. Bernard Parish Council

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Page -3-
Extract #19 continued
October 5, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Delivered to the Parish President 10/18/10 9:30^{am}
Date and Time

George Cavignac
Councilman
District B

Approved _____ Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Parish President

Mike Ginart, Jr.
Councilman
District D

Craig P. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Returned to Clerk of the Council 10/25/10 2:34pm
Date and Time

Roxanne Adams
Clerk of Council

Received by Melissa May



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#15

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 19, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1219-10-10

Summary No. 2702

Introduced By: Administration on 9/21/10
 EFC Recommended **Approval** on 9/29/10
 Public Hearing Held on 10/19/10

AN ORDINANCE TO SELECT WALTER LEGER AS LEGAL COUNSEL TO REPRESENT ST. BERNARD PARISH IN ITS OIL SPILL CLAIMS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. The St. Bernard Parish Council, the Governing Authority, does hereby approve and authorize the employment of Walter Leger to represent St. Bernard Parish in its oil spill claims.

SECTION 2. Salary. The fees to retain, Mr. Leger, shall be in accordance with the provided fee schedule from the Attorney General.

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract #15 continued
October 19, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 19th day of October, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 10-22-10 10:00am
Date and Time

Approved 10/22/10 11³⁰pm Vetoed _____

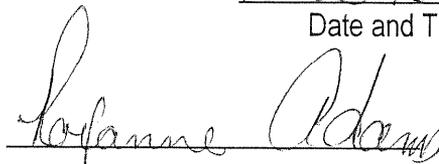
Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

10-25-10 1:30pm
Date and Time

Received by





St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#13

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, NOVEMBER 2, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1220-11-10

Summary No.2705

Introduced by: Administration on 10/5/10

In reference to: LaKoshia Roberts

EFC Recommended **Amending** prior to adoption on 10/13/10

Public Hearing held on 11/2/10

AN ORDINANCE TO OBTAIN THE SERVICES OF AN ATTORNEY TO PROVIDE IN-HOUSE LEGAL COUNSEL FOR ST. BERNARD PARISH GOVERNMENT, WHICH INCLUDES ADMINISTRATION AND ST. BERNARD PARISH COUNCIL, TO AUTHORIZE A CONTRACT FOR SAID SERVICES; TO SPECIFY REPORTING PROCEDURES TO BE FOLLOWED; AND TO ESTABLISH THE AUTHORITY FOR THE SETTLEMENT OF CLAIMS.

WHEREAS, St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; has general liabilities, automobile liability, workers compensation and unemployment compensation exposures; and,

WHEREAS, legal services are required to represent St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; in any legal proceeding involving St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the District Attorney's Office does not have sufficient staff to provide the legal services required for all exposures faced by St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the authority to settle claims against Parish Government, which includes Administration and St. Bernard Parish Council; needs to be delineated.

①



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page-2-
Extract #13 continued
November 2, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

NOW THEREFORE, BE IT ORDAINED:

SECTION 1. The Parish President is hereby authorized to enter into a contract for legal services as provided in the attached contract and in accordance with Section 4-02 (B) of the Home Rule Charter. Said contract is attached hereto as Attachment "A" and includes the special handling and reporting instructions policy.

George Cavnagac
Councilman
District B

SECTION 2. The adoption of this ordinance hereby repeals any previous agreements for in-house legal services for St. Bernard Parish Government; which includes Administration and St. Bernard Parish Council.

Kenneth "Kenny" Henderson
Councilman
District C

SECTION 3. Effective Date. This ordinance shall become effective immediately upon the date of President's approval. In the event of a veto this ordinance shall become effective on the date of the override.

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Roxanne Adams
Clerk of Council

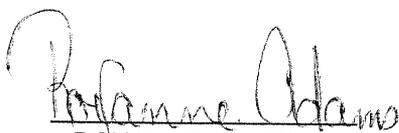
YEAS: Lauga, Cavnagac, Henderson, Ginart, Everhardt, Auderer

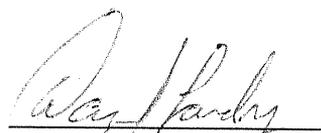
NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 2nd day of November, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

②



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Page-3-
Extract #13 continued
November 2, 2010

Delivered to the Parish President

11/5/10 9:30^{am}

Date and Time

Approved

11/8/10 11:15^{am}

Vetoed _____

Parish President



Craig P. Taffaro, Jr.

Returned to Clerk of the Council

11/8/10 12:30^{pm}

Date and Time

Received by

Carrie Dora



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#14

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, NOVEMBER 2, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Ginart, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1221-11-10

Summary No.2706

Introduced by: Administration on 10/5/10

In Reference to: William Mc Goey

EFC Recommended **Amending** prior to adoption on 10/13/10

Public Hearing Held on 11/2/10

AN ORDINANCE TO OBTAIN THE SERVICES OF AN ATTORNEY TO PROVIDE IN-HOUSE LEGAL COUNSEL FOR ST. BERNARD PARISH GOVERNMENT, WHICH INCLUDES ADMINISTRATION AND ST. BERNARD PARISH COUNCIL, TO AUTHORIZE A CONTRACT FOR SAID SERVICES; TO SPECIFY REPORTING PROCEDURES TO BE FOLLOWED; AND TO ESTABLISH THE AUTHORITY FOR THE SETTLEMENT OF CLAIMS.

WHEREAS, St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; has general liabilities, automobile liability, workers compensation and unemployment compensation exposures; and,

WHEREAS, legal services are required to represent St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; in any legal proceeding involving St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the District Attorney's Office does not have sufficient staff to provide the legal services required for all exposures faced by St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the authority to settle claims against Parish Government, which includes Administration and St. Bernard Parish Council; needs to be delineated.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page-2-
Extract #14 continued
November 2, 2010

Frank Auderer

NOW THEREFORE, BE IT ORDAINED:

Ray Lauga, Jr.
Councilman
District A

SECTION 1. The Parish President is hereby authorized to enter into a contract for legal services as provided in the attached contract and in accordance with Section 4-02 (B) of the Home Rule Charter. Said contract is attached hereto as Attachment "A" and includes the special handling and reporting instructions policy.

George Cavignac
Councilman
District B

SECTION 2. The adoption of this ordinance hereby repeals any previous agreements for in-house legal services for St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council.

Kenneth "Kenny" Henderson
Councilman
District C

SECTION 3. Effective Date. This ordinance shall become effective immediately upon the date of President's approval. In the event of a veto this ordinance shall become effective on the date of the override.

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Roxanne Adams
Clerk of Council

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 2nd day of November, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

①



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page-3-
Extract #14 continued
November 2, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

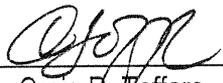
Delivered to the Parish President 11/5/10 9:30 AM.
Date and Time

George Cavignac
Councilman
District B

Approved 11/5/10 11:15 AM Vetoed _____

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Parish President 
Craig F. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Returned to Clerk of the Council 11/5/10 12:30 PM.
Date and Time

Roxanne Adams
Clerk of Council

Received by Carrie Day

Ⓞ



St. Bernard Parish Council

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Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

#15

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, NOVEMBER 2, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1222-11-10

Summary No.2707

Introduced by: Administration on 10/5/10
 EFC Recommended Approval on 10/13/10
 Public Hearing Held on 11/2/10

AN ORDINANCE TO AUTHORIZE PARISH GOVERNMENT TO ACQUIRE THE PROPERTY AT 2001 AYCOCK STREET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the St. Bernard Parish Council, the Governing Authority, does hereby authorize parish government to acquire the property located at 2001 Aycock Street.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page-2-
Extract #15 continued
November 2, 2010

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer

George Cavnignac
Councilman
District B

NAYS: None

ABSENT: None

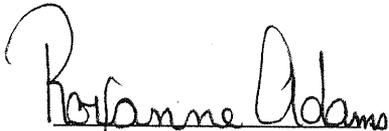
Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

Mike Ginart, Jr.
Councilman
District D

And the motion was declared **adopted** on the 2nd day of November, 2010.

Fred E. Everhardt, Jr.
Councilman
District E


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Roxanne Adams
Clerk of Council

Delivered to the Parish President 11/5/10 9:30 a.m.
Date and Time

Approved 11/18/10 11²⁵_A Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

11/18/10 12:30 P.M.
Date and Time

Received by





St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#11

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, NOVEMBER 16, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1223-11-10

Summary No. 2699

Introduced by: Administration on 8/17/10
 Planning Commission made a motion to **Approve** on 10/26/10 but motion failed due to lack of a 2/3 majority vote on 10/26/10
 Public Hearing Held on 11/16/10

AN ORDINANCE TO APPROVE **DOCKET 20-10**, A PETITION OF JANE DEMBRUN, JANET HOOD, JOSEPH S. DEMBRUN, UNITED CREDIT TRUST AND RAYMOND KELLER, III FOR A ZONING CHANGE FROM "I-2, (HEAVY INDUSTRIAL)" TO "I-2/ (CONDITIONAL USE)" FOR THE FOLLOWING DESCRIBED PROPERTY: MUNICIPAL NO. 4914 PARIS ROAD.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that **Docket 20-10** a petition of Jane Dembrun, Janet Hood, Joseph S. Dembrun, United Credit Trust and Raymond Keller, III for a zoning change from "I-2, (Heavy Industrial)" to "I-2 (Conditional Use)" of is hereby granted for the following described property with the expiration of this zoning change to be when the chipping of concrete for LLT slab removals is complete:

Lots of ground situated in the Parish of St. Bernard, State of Louisiana, in Versailles Subdivision, square 358I, designated as lots 1 through 4 and lots 9 through 22 bounded by Paris Road, Pleasure, Montesquieu and Humanity Streets. And lots of ground situated in the Parish of St. Bernard, State of Louisiana, in Versailles Subdivision, square 359, designated as lots 1 through 26 bounded by Fenelon, Humanity, Montesquieu and Pleasure Streets. Property thereon bears the municipal number 4914 Paris Road.



St. Bernard Parish Council

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Page -2-
Extract #11 continued
November 16, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavnignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

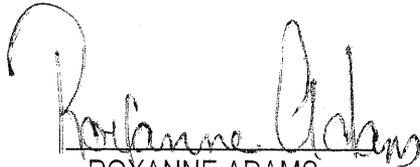
SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

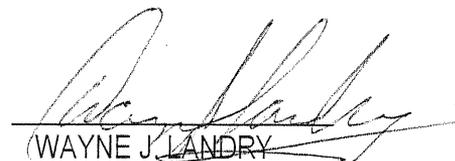
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer
NAYS: None
ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 16th day of November, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

11/18/10 3:45 PM.
Date and Time



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #11 continued
November 16, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Approved 11/19/10 8:00 AM Vetoed _____

George Cavignac
Councilman
District B

Parish President

C. P. Taffaro, Jr.
Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

Returned to Clerk of the Council

11/19/10 9:29 AM
Date and Time

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Received by

Carmie Doye

Roxanne Adams
Clerk of Council

547 801



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

#18

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavnagac, seconded by Mr. Auderer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1224-12-10

Summary No.2704

Introduced by: Administration on 10/5/10
Public Hearing Held on 12/7/10

AN ORDINANCE TO ADOPT THE 2011 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Council does hereby adopt the 2011 St. Bernard Parish Annual Operating and Capital Budget.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavnagac, Henderson, Ginart, Everhardt, Auderer



St. Bernard Parish Council

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Page -2-
Extract #18 continued
December 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

NAYS: None

Ray Lauga, Jr.
Councilman
District A

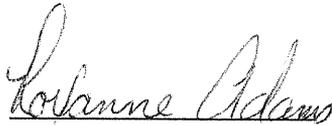
ABSENT: None

The Chairman, Mr. Landry, cast his vote as **YEA.**

George Cavnagac
Councilman
District B

And the motion was declared **adopted** on the 7th day of December, 2010.

Kenneth "Kenny" Henderson
Councilman
District C



ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Delivered to the Parish President

12/10/10 9:00 a.m.
Date and Time

Roxanne Adams
Clerk of Council

Approved 12/10/10 11:00 AM

Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12-10-10 2:50 pm
Date and Time

Received by



**ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
PROPOSED 2011 ANNUAL BUDGET**

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF		TRANSFERS		EXCESS REV. OVER<UNDER> AFTER TRANS	FUND BALANCE JAN. 1, 2011	FUND BALANCE DEC. 31, 2011
			REVENUES OVER <UNDER> EXPENDITURES	SALES TAX	OTHER				
GENERAL FUNDS									
001 GENERAL FUND	5,220,100	11,010,705	(5,790,605)	5,215,105	575,500	-	809,655	809,655	
50 SALES TAX	19,756,800	1,580,000	18,176,800	(21,856,875)	-	(3,680,075)	3,712,552	32,477	
49 PERS HOLDING	-	-	-	-	-	-	-	-	
Total General Fund	24,976,900	12,590,705	12,386,195	(16,641,770)	575,500	(3,680,075)	4,522,207	842,132	
SPECIAL REVENUES									
52 CIVIC AUDITORIUM	439,000	439,000	-	-	(200,500)	-	8,902	8,902	
53 CRIMINAL COURT 34TH	276,200	119,100	157,100	(43,400)	-	181,646	138,246		
54 FIRE DEPT	2,664,000	7,761,000	(5,097,000)	5,097,000	-	1,447,151	1,447,151		
56 JUDICIAL COURT REP	28,000	385,700	(357,700)	357,700	-	(50,541)	(50,541)		
59 COUNCIL ON AGING	278,000	356,100	(78,100)	78,100	-	364,073	364,073		
60 COMMUNITY DEV	622,500	1,377,250	(754,750)	759,050	-	(25,360)	(21,060)		
61 RECREATION	868,000	1,666,320	(798,320)	798,320	-	476,421	476,421		
62 PUBLIC WORKS	4,337,000	7,214,700	(2,877,700)	2,877,700	-	39,218	39,218		
63 ROAD LIGHTING	358,000	714,000	(356,000)	356,000	-	207,022	207,022		
64 SANITATION DEPT	900,000	4,904,000	(4,004,000)	4,542,500	-	(6,884,095)	(6,884,095)		
67 WA	3,306,300	3,306,300	-	-	-	(98,468)	(98,468)		
70 DISTRICT ATTORNEY	-	716,200	(716,200)	716,200	-	(57,087)	(57,087)		
71 HEALTH	178,000	95,500	82,500	82,500	-	1,226,454	1,226,454		
73 COMMUNICATIONS (911)	275,000	373,700	(98,700)	98,700	-	256,144	157,444		
75 CONT CR CT FUND A	-	134,700	(134,700)	134,700	-	(5,289)	(5,289)		
77 HOUSING & REDEVELOPMENT	6,663,100	7,732,900	(1,069,800)	(1,069,800)	-	2,256,561	1,186,761		
79 U.M.T.A.	1,121,100	1,098,600	22,500	22,500	-	1,460,200	1,482,700		
85 ENVIRONMENTAL MIT	50	-	50	-	-	50	19,646		
86 DEPUTY WITNESS FEES	152,000	152,000	-	-	-	(73,083)	(73,083)		
Total Special Revenue	22,466,250	38,547,070	(16,080,820)	15,717,270	(200,500)	(564,050)	128,515	(435,535)	
Other Special Revenue									
Library									
TOTAL OPERATING ACCOUNTS	47,443,150	51,137,775	(3,694,625)	(924,500)	375,000	(4,244,125)	4,650,722	406,597	

ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
PROPOSED 2011 ANNUAL BUDGET

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS SALES TAX	TRANSFERS OTHER	EXCESS REV. OVER<UNDER> AFTER TRANS	FUND	
							BALANCE JAN. 1, 2011	BALANCE DEC. 31, 2011
CAPITAL PROJECTS								
79 U.M.T.A. - CAPITAL IMPROVEMENTS			-			-	905,123	905,123
115 2003 SALES TAX CONSTRUCTION	5	475,000	(474,995)			(474,995)	479,521	4,526
143 COURT HOUSE CAPITAL	6,000		6,000		75,000	81,000	2,011,730	2,092,730
157 CAPITAL PROJECTS	2,182,000	2,452,000	(270,000)	270,000				
160 CDBG DISASTER RECOVERY	83,400,000	83,400,000						
162 ROAD RECONSTRUCTION	4,500		4,500					
163 REBUILD ST. BERNARD							894,400	898,900
164 HURRICANE RECONSTRUCT FUND							34,622	34,622
170 HAZARD MITIGATION	14,140,100	16,374,500	(2,234,400)				7,976,522	7,976,522
829 FEMA FUNDING	82,741,436	93,480,000	(10,738,564)			(10,738,564)	10,738,564	5,742,122
Total Capital Projects	182,474,041	196,181,500	(13,707,459)	270,000	75,000	(13,382,459)	31,017,004	17,654,545
DEBT SERVICE FUNDS								
200 BOND RESERVE 1977	-		-				2	2
201 BOND RESERVE 1973-80	-		-				921	921
209 VERSAILLES PAVING LEINS	-		-				79,510	79,510
211 2003 SALES TAX BONDS	400	421,125	(420,725)	430,500		9,775	315,663	325,438
252 SIF 1990 GO BONDS	3,000	354,725	(351,725)				769,905	418,180
Total Debt Service	3,400	775,850	(772,450)	430,500		(341,950)	1,166,001	824,051
INTERNAL SERVICE FUND								
350 INSURANCE	-	224,000	(224,000)	224,000			302,115	302,115
375 W&S INSURANCE	800		800			800	499,652	500,452
Total Internal Service	800	224,000	(223,200)	224,000		800	801,767	802,567
WATER & SEWER DIVISION								
400 WATER & SEWER OPERATIONS	5,570,000	5,115,200	454,800		(450,000)	4,800	67,017,762	67,022,562
401 50 MILLION BOND		15,000,000	(15,000,000)			(15,000,000)	15,000,000	
416 WATER DISTRICT #2	800		800			800	133,203	134,003
417 WATER DISTRICT #1	550		550			550	96,808	97,358
418 SEWER DISTRICT #2	550		550			550	111,739	111,739
419 SEWER DISTRICT #1	50		50			50	44,897	44,947
428 SW99 1/2 CENT SALES TAX I&I	6,000	650,000	(644,000)		(314,200)	(958,200)	3,589,072	2,630,872
429 W&S SALES TAX	4,976,000	398,000	4,578,000	(4,578,000)			635,407	635,407
430 2004 SALES TAX DEBT SERVICE	5,000	2,106,700	(2,101,700)	4,085,800		1,984,100	(38,949,976)	(36,965,876)
432 1999/2008 SALES TAX DEBT SERVICE	3,000	245,600	(242,600)	492,200	314,200	583,800	(6,777,339)	(6,213,539)
433 1999/2008 SALES TAX RESERVE	6,000		6,000			6,000	1,091,844	1,097,844
434 1999/2008 SALES TAX CONSTRUCTION	10,000		10,000			10,000	1,592,868	1,602,868
Total Water & Sewer	10,577,950	23,515,500	(12,937,550)	(450,000)		(13,387,550)	43,585,735	30,198,185
TOTAL ALL FUNDS	240,499,341	271,834,625	(31,335,284)			(31,335,284)	81,221,229	49,885,945



St. Bernard Parish Council

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#19

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1225-12-10

Summary No.2709

Introduced by: Administration on 10/5/10
Public Hearing Held on 12/7/10

AN ORDINANCE TO AMEND THE 2010 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget is hereby amended as per attached.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None



St. Bernard Parish Council

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Page -2-
Extract #19 continued
December 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

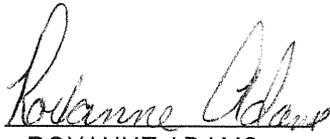
ABSENT: None

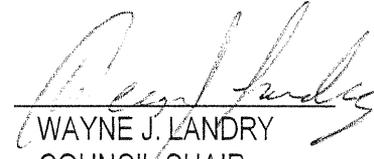
Ray Lauga, Jr.
Councilman
District A

The Chairman, Mr. Landry, cast his vote as **YEA.**

And the motion was declared **adopted** on the 7th day of December, 2010.

George Cavignac
Councilman
District B


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Delivered to the Parish President 12/10/10 9:00am
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Approved 12/10/10 11¹⁰AM Vetoed _____

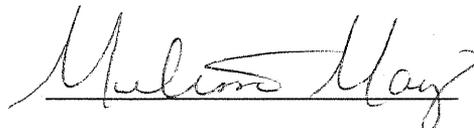
Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12-10-10 2:50pm
Date and Time

Received by



ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
AMENDED 2010 ANNUAL BUDGET

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS		EXCESS REV. OVER<UNDER> AFTER TRANS	FUND BALANCE	
				SALES TAX	OTHER		JAN. 1, 2010	DEC. 31, 2010
GENERAL FUNDS								
001 GENERAL FUND	5,374,300	10,247,609	(4,873,309)	4,477,054	396,255	-	809,655	809,655
50 SALES TAX	18,506,800	1,480,000	17,026,800	(13,314,248)	-	3,712,552	-	3,712,552
49 PERS HOLDING	-	-	-	-	-	-	-	-
Total General Fund	23,881,100	11,727,609	12,153,491	(8,837,194)	396,255	3,712,552	809,655	4,522,207
SPECIAL REVENUES								
52 CIVIC AUDITORIUM	106,070	306,445	(200,375)	200,375	-	-	8,902	8,902
53 CRIMINAL COURT 34TH	314,075	128,465	185,610	-	(471,255)	(285,645)	467,291	181,646
54 FIRE DEPT	2,715,010	7,303,295	(4,588,285)	1,493,285	2,950,000	(145,000)	1,592,151	1,447,151
56 JUDICIAL COURT REP	32,700	363,800	(331,100)	331,100	-	-	(50,541)	(50,541)
59 COUNCIL ON AGING	279,500	324,308	(44,808)	66,665	-	21,857	342,216	364,073
60 COMMUNITY DEV	564,300	1,134,925	(570,625)	222,125	350,000	1,500	(26,860)	(25,360)
61 RECREATION	918,520	1,401,230	(482,710)	484,210	-	1,500	474,921	476,421
62 PUBLIC WORKS	3,574,525	5,857,560	(2,283,035)	(16,965)	1,150,000	(1,150,000)	1,189,218	39,218
63 ROAD LIGHTING	360,050	722,725	(362,675)	362,675	-	-	207,022	207,022
64 SANITATION DEPT	900,000	5,030,725	(4,130,725)	4,255,000	-	124,275	(7,546,870)	(7,422,595)
67 WIA	3,322,485	3,322,285	200	-	-	200	(98,668)	(98,468)
70 DISTRICT ATTORNEY	80	635,365	(635,285)	635,285	-	-	(57,087)	(57,087)
71 HEALTH	181,600	32,680	148,920	-	-	148,920	995,034	1,143,954
73 COMMUNICATIONS (911)	276,200	369,360	(93,160)	-	(93,160)	(93,160)	349,304	256,144
75 CONT CR CT FUND A	100	88,315	(88,215)	88,215	-	-	(5,289)	(5,289)
77 HOUSING & REDEVELOPMENT	6,045,060	7,779,850	(1,734,800)	-	-	(1,734,800)	3,991,361	2,256,561
79 U.M.T.A.	1,266,715	1,232,815	33,900	-	-	33,900	1,426,300	1,460,200
85 ENVIRONMENTAL MIT	50	-	50	-	-	50	19,596	19,646
86 DEPUTY WITNESS FEES	85,000	152,000	(67,000)	67,000	-	-	(73,083)	(73,083)
Total Special Revenue	20,942,030	36,186,148	(15,244,118)	8,188,970	3,978,745	(3,076,403)	3,204,918	128,515
Other Special Revenue								
Library								
TOTAL OPERATING ACCOUNTS	44,823,130	47,913,757	(3,090,627)	(648,224)	4,375,000	636,149	4,014,573	4,650,722

**ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
AMENDED 2010 ANNUAL BUDGET**

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS		EXCESS REV. OVER<UNDER> AFTER TRANS	FUND	
				SALES TAX	OTHER		BALANCE JAN. 1, 2010	BALANCE DEC. 31, 2010
CAPITAL PROJECTS								
79 U.M.T.A - CAPITAL IMPROVEMENTS	-	-	-			-	905,123	905,123
115 2003 SALES TAX CONSTRUCTION	10	475,000	(474,990)			(474,990)	954,511	479,521
143 COURT HOUSE CAPITAL	6,000	-	6,000		75,000	81,000	1,930,730	2,011,730
160 CDBG DISASTER RECOVERY	3,700,000	3,700,000	-			-	(2,744)	
162 ROAD RECONSTRUCTION	4,400	-	4,400			4,400	890,000	894,400
163 REBUILD ST. BERNARD	5,000	-	5,000	(1,650,000)		(1,645,000)	1,679,622	34,622
164 HURRICANE RECONSTRUCT FUND	333,720	100,000	333,720	(2,800,000)		(2,466,280)	10,442,802	7,976,522
170 HAZARD MITIGATION	13,000,000	13,000,000	-			-	-	-
829 FEMA FUNDING	106,784,900	106,784,900	-			-	10,738,564	10,738,564
Total Capital Projects	123,834,030	124,059,900	(125,870)	(4,375,000)		(4,500,870)	27,538,608	23,040,482
DEBT SERVICE FUNDS								
200 BOND RESERVE 1977	-	-	-			-	2	2
201 BOND RESERVE 1973-80	-	-	-			-	921	921
209 VERSAILLES PAVING LEINS	-	-	-			-	79,510	79,510
211 2003 SALES TAX BONDS	400	421,125	(420,725)	429,923		9,198	315,663	324,861
252 SIF 1990 GO BONDS	3,000	354,725	(351,725)			(351,725)	769,905	418,180
Total Debt Service	3,400	775,850	(772,450)	429,923		(342,527)	1,166,001	823,474
INTERNAL SERVICE FUND								
350 INSURANCE	750	219,050	(218,300)	218,300		-	302,115	302,115
375 W&S INSURANCE	800	-	800			800	499,652	500,452
Total Internal Service	1,550	219,050	(217,500)	218,300		800	801,767	802,567
WATER & SEWER DIVISION								
400 WATER & SEWER OPERATIONS	5,231,795	5,231,795	-			-	67,017,762	67,017,762
401 50 MILLION BOND	-	8,000,000	(8,000,000)			(8,000,000)	23,000,000	15,000,000
416 WATER DISTRICT #2	800	-	800			800	132,403	133,203
417 WATER DISTRICT #1	700	-	700			700	96,108	96,808
418 SEWER DISTRICT #2	550	-	550			550	110,639	111,189
419 SEWER DISTRICT #1	50	-	50			50	44,847	44,897
428 SW99 1/2 CENT SALES TAX I&I	12,000	-	12,000	(621,900)		(609,900)	4,198,972	3,589,072
429 W&S SALES TAX	4,627,500	370,000	4,257,500	(4,257,500)		-	635,407	635,407
430 2004 SALES TAX DEBT SERVICE	5,000	2,101,519	(2,096,519)	4,081,600		1,985,081	(40,935,057)	(38,949,976)
432 1999/2008 SALES TAX DEBT SERVICE	3,000	265,615	(262,615)	175,900	621,900	535,185	(7,312,524)	(6,777,339)
433 1999/2008 SALES TAX RESERVE	6,000	-	6,000			6,000	1,085,844	1,091,844
434 1999/2008 SALES TAX CONSTRUCTION	11,000	-	11,000			11,000	1,581,868	1,592,868
Total Water & Sewer	9,898,395	15,968,929	(6,070,534)	-	-	(6,070,534)	49,656,269	43,585,735
TOTAL ALL FUNDS	178,560,505	188,937,486	(10,276,981)	-	-	(10,276,982)	83,177,218	72,902,980



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Wayne J. Landry
Councilman at Large

#21

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 7, 2010 AT SEVEN O'CLOCK P.M.

Frank Auderer

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

Ray Lauga, Jr.
*Councilman
 District A*

ORDINANCE SBPC #1226-12-10

George Cavignac
*Councilman
 District B*

Summary No. 2713

Introduced by: Councilman Landry
 EFC Recommended **Approval** on 11/10/10
 Public Hearing Held on 12/7/10

AN ORDINANCE TO AMEND **ORDINANCE SBPC #832-04-08**, SECTION 5-103.8.6 SUB-SECTION 2A, REQUIRED INSPECTIONS: BUILDING MOLD REMEDIATION.

Mike Ginart, Jr.
*Councilman
 District D*

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

Fred E. Everhardt, Jr.
*Councilman
 District E*

SECTION 1. That section 5-103.8.6, sub-section 2a, Required Inspections Building Mold Remediation is hereby amended to read as follows:

Roxanne Adams
Clerk of Council

Section 5-103.8.6

- 2a. In reference to residential structures impacted by flood waters or residential structures remaining open to ambient conditions caused for any reason for a period of 30 days or following tornado or hurricane activity, said structure shall receive a certificate of mold remediation from a licensed mold remediation company licensed in the State of Louisiana or mold test results must be provided by a certified mold professional in order to be valid prior to making a request for a Frame Inspection, Electrical Inspection, or a Final Inspection. Residential structures in the aforementioned status and which fail to provide a mold remediation certificate or mold test results shall not be granted the ability to proceed until a certificate from a certified mold professional or test results is received certifying that the structure is mold free.



St. Bernard Parish Council

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Page -2-
Extract #21 continued
December 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

Notification of said requirement shall be made at the time of a building application or any subcontractor application. At the time of the request for a Frame Inspection, the owner or contractor shall provide a certificate of mold remediation or mold test results by a certified mold professional to the Department of Community Development.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Chairman, Mr. Landry, cast his vote as, **YEA**.

And the motion was declared **adopted** on the 7th day of December, 2010.





St. Bernard Parish Council

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Page -3-
Extract #21 continued
December 7, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

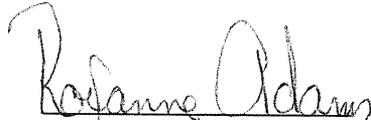
George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

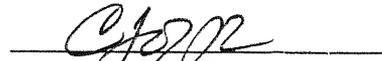

ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/10/10 9:00 a.m.
Date and Time

Approved 12/10/10 11:15 AM Vetoed _____

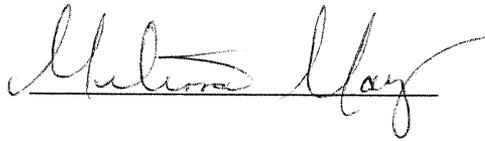
Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12-10-10 2:50pm
Date and Time

Received by





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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson Summary No. 2718

*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

#3

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A SPECIAL MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON MONDAY, DECEMBER 13, 2010 AT FIVE-THIRTY P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to adopt the following ordinance:

ORDINANCE SBPC# 1227-12-10

Introduced by: Councilman Landry on behalf of HSD on 11/29/10
 Public Hearing Held on 12/13/010

AN ORDINANCE AUTHORIZING THE PARISH OF ST. BERNARD TO ENTER INTO A PURCHASE AGREEMENT WITH A LEVERAGE LENDER FOR THE PURPOSE OF LEVERAGING FUNDS FOR THE CONSTRUCTION OF A HOSPITAL IN THE PARISH; APPROVING THE FORM AND TERMS OF SUCH AGREEMENT; AND TAKING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Board of Commissioners of the Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District"), by resolution adopted on November 29, 2010, has requested the assistance of St. Bernard Parish (the "Parish") in connection with the participation by the District in the Federal New Market Tax Credit Transaction (the "NMTCT Transaction") relating to construction and operation of a hospital and related facilities in the District (the "Hospital"), under the Federal New Markets Tax Credit Program established under the Community Renewal Tax Relief Act of 2000.

WHEREAS, pursuant to a Cooperative Endeavor Agreement between the Parish and the Louisiana Division of Administration, Office of Community Development-Disaster Recovery Unit, the Parish is entitled to receive certain Community Development Block Grant ("CDBG") funds;

WHEREAS, pursuant to a Cooperative Endeavor Agreement between the Parish and the District, the District is entitled to use a portion of said CDBG funds dedicated to the Parish for the construction of the Hospital;



St. Bernard Parish Council

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Page -2-
Extract #3 continued
December 13, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

WHEREAS, the Parish and the District have agreed that the grant of CDBG funds to the District is not a gratuitous donation and that both the Parish and the District must ensure that the all guidelines and requirements relating to the use of such CDBG funds must be followed;

WHEREAS, the District has accepted a bid for the construction of the Hospital in reliance upon the availability of the CDBG and other funds and the approval of the Louisiana Division of Administration; and

WHEREAS, the NMTC Transaction will provide effective, low cost capital to assist in the construction and operation of the Hospital by the District, and the Parish desires to assist the District to ensure a successful closing of the NMTC Transaction.

NOW, THEREFORE, ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The forgoing representations are hereby approved.

SECTION 2. To the extent necessary, the Parish Council approves the making of the loan (the "Loan") by a private banking or financial entity ("Leverage Lender") to an investment fund (the "Investment Fund") established to facilitate the NMTC transaction in order to leverage the CDBG funds available to the District.

SECTION 3. There is hereby approved, and the Parish President and Chairman and Clerk of the Parish Council are hereby authorized to execute, a Purchase Agreement (the "Purchase Agreement") with the Leverage Lender and the Investment Fund pursuant to which the Parish will use CDBG funds available to the District to purchase incremental portions of the Loan from the Leverage Lender. The Purchase Agreement shall be substantially in the form presented to the Parish Council and recorded in its minutes.

SECTION 4. The Parish President and Chairman and Clerk of the Parish Council are hereby further authorized to do and undertake any and all actions necessary to effectuate the purposes of this Ordinance. It is expressly provided, however, that no actions approved herein shall be taken unless the District, by official action of its Board of Commissioners, shall also give its final approval to the Loan and the Purchase Agreement referred to in Sections 2 and 3 of this Ordinance.



St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Page -3-
Extract #3 continued
December 13, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

SECTION 5. This Parish Council may record the Purchase Agreement in its minutes by resolution.

George Cavignac
Councilman
District B

SECTION 6. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Parish Council pursuant to Section 2-11 and 2013 of the St. Bernard Parish Home Rule Charter.

Kenneth "Kenny" Henderson
Councilman
District C

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Mike Ginart, Jr.
Councilman
District D

YEAS: Cavignac, Henderson, Everhardt, Auderer

Fred E. Everhardt, Jr.
Councilman
District E

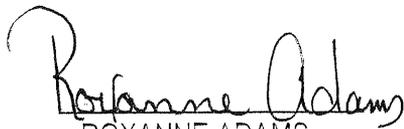
NAYS: None

Roxanne Adams
Clerk of Council

ABSENT: Lauga, Ginart

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 13th day of December, 2010.


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President

12/15/10 9:30 a.m.
Date and Time

@



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Wayne J. Landry
Councilman at Large

Page -4-
Extract #3 continued
December 13, 2010

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Approved 12/15/10 1:00 PM

Vetoed _____

George Cavignac
Councilman
District B

Parish President



Craig P. Taffaro, Jr.

Kenneth "Kenny" Henderson
Councilman
District C

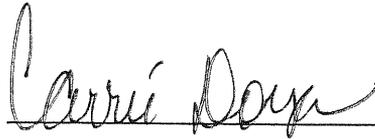
Mike Ginart, Jr.
Councilman
District D

Returned to Clerk of the Council

12/15/10 4:03 PM
Date and Time

Fred E. Everhardt, Jr.
Councilman
District E

Received by



Carrie Day

Roxanne Adams
Clerk of Council



St. Bernard Parish Council

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Wayne J. Landry
 Councilman at Large

Frank Auderer

Ray Lauga, Jr.
 Councilman
 District A

George Cavignac
 Councilman
 District B

Kenneth "Kenny" Henderson
 Councilman
 District C

Mike Ginart, Jr.
 Councilman
 District D

Fred E. Everhardt, Jr.
 Councilman
 District E

Roxanne Adams
 Clerk of Council

#4

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A SPECIAL MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON MONDAY, DECEMBER 13, 2010 AT FIVE-THIRTY P.M.

On motion of Mr. Cavignac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1228-12-10

Summary No. 2719

Introduced by: Councilman Landry on behalf of HSD on 11/29/10
 Public Hearing Held on 12/13/10

AN ORDINANCE AUTHORIZING THE PARISH OF ST. BERNARD TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT WITH THE HOSPITAL SERVICE DISTRICT OF THE PARISH OF ST. BERNARD; APPROVING THE FORM AND TERMS OF SUCH AGREEMENT; AND TAKING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Board of Commissioners of the Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District"), by resolution adopted on November 29, 2010, has requested the assistance of St. Bernard Parish (the "Parish") in connection with the participation by the District in the Federal New Market Tax Credit transaction (the "NMTC Transaction") relating to construction and operation of a hospital and related facilities in the District (the "Hospital"), under the Federal New Markets Tax Credit Program established under the Community Renewal Tax Relief Act of 2000;

WHEREAS, the NMTC Transaction will provide effective, low cost capital to assist in the construction and operation of the Hospital by the District, and the Parish desires to assist the District to ensure a successful closing of the NMTC Transaction; and

WHEREAS, the Parish and the District now desire to enter into a cooperative endeavor agreement to memorialize the agreements between the Parish and the District relating to the Hospital.



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Wayne J. Landry
Councilman at Large

Page -2-
Extract #4 continued
December 13, 2010

Frank Auderer

NOW, THEREFORE, ST. BERNARD PARISH COUNCIL DOES HEREBY
ORDAIN:

Ray Lauga, Jr.
*Councilman
District A*

SECTION 1. The forgoing representations are hereby approved.

George Cavignac
*Councilman
District B*

SECTION 2. There is hereby approved, and the Parish President and Chairman and Clerk of the Parish Council are hereby authorized and directed to execute, a Cooperative Endeavor Agreement between the Parish and the District relating to the construction and operation of the Hospital. The Cooperative Endeavor Agreement shall be substantially in the form presented to the Parish Council and recorded in its minutes.

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

SECTION 3. It is expressly provided that any funds of the Parish (other than funds previously dedicated to the District for the construction or operation of the Hospital, including but not limited to Community Development Block Grant funds or Capital Outlay funds) pledged by the Parish to the District shall be paid only to the extent such funds are available funds of the Parish, not pledged for any other purpose, and are in excess of annual revenues of the Parish above statutory, necessary and usual charges of the Parish.

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

SECTION 4. The Parish President and Chairman and Clerk of the Parish Council are hereby further authorized to do and undertake any and all actions necessary to effectuate the purposes of this Ordinance. It is expressly provided, however, that no actions approved herein shall be taken unless the District, by official action of its Board of Commissioners, shall also give its final approval to the Cooperative Endeavor Agreement referred to in Section 2 of this Ordinance.

SECTION 5. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Parish Council pursuant to Section 2-11 and 2013 of the St. Bernard Parish Home Rule Charter.

②



St. Bernard Parish Council

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Page -3-
Extract #4 continued
December 13, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Cavignac, Henderson, Everhardt, Auderer

NAYS: None

George Cavignac
Councilman
District B

ABSENT: Lauga, Ginart

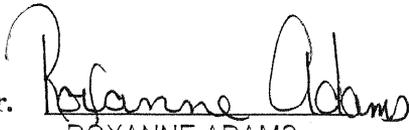
Kenneth "Kenny" Henderson
Councilman
District C

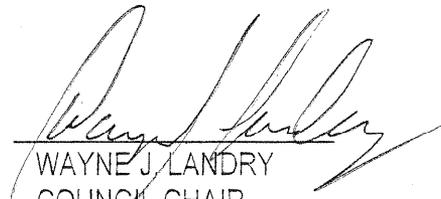
The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 13th day of December, 2010.

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Roxanne Adams
Clerk of Council

Delivered to the Parish President 12/15/10 9:30^{a.m}
Date and Time

Approved 12/15/10 1⁰⁰ PM Vetoed _____

Parish President


Craig J. Affaro, Jr.

Returned to Clerk of the Council

12/15/10 4:03 PM
Date and Time

Received by





St. Bernard Parish Council

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#16

Wayne J. Landry
Councilman at Large

Frank Anderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Cavignac, it was moved to adopt the following ordinance:

ORDINANCE SBPC# 1229-12-10

Summary No. 2696

Introduced By: Councilman Henderson on 8/3/10

EFC Recommended **Approval** on 8/11/10

Public Hearing Held on 9/7/10

Tabled at 9/7/10 Council Meeting

Public Hearing Held on 12/21/10

AN ORDINANCE TO AMEND CHAPTER 4, ARTICLE II OF THE ST. BERNARD PARISH CODE OF ORDINANCES TO ADD THERETO A NEW DIVISION TO BE DESIGNATED AS DIVISION 7, ENTITLED SPAYING AND NEUTERING OF DOGS AND CATS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. that the St. Bernard Parish Council, the Governing Authority, Ordains that Chapter 4, Article II of the St. Bernard Parish Code of Ordinances is hereby amended to add a new division to be designated as Division 7, entitled Spaying and Neutering of Dogs and Cats to be enforced in the case when there are more than 1 reported violation to the department of animal control on said animal wandering the neighborhood or surrounding area to read as follows;

DIVISION 7. Spaying and Neutering of Dogs

Sec. 4-137. Definitions

(a) Intact is defined as an animal that has not been surgically spayed or neutered by a licensed veterinarian.

(b) Violation is defined as each separate instance when the owner or keeper is cited for being in violation of any part of the provisions of this division. Fines are issued per dog not per owner or keeper.

Ⓢ



St. Bernard Parish Council

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Page -2-
Extract #16 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Sec. 4-138. Spaying and neutering requirements.

Owner or keepers must spay or neuter all dogs over 6 months old as per Section 1, when there are more than 1 reported violation to the department of animal control on said animal wandering the neighborhood or surrounding area. Proof of spay/neuter or of intact dog permit must be provided by the owner or keeper when requested by Animal Control. Such request by Animal Control can only be made following a valid violation of any part of the St. Bernard Parish Code of Ordinances relative to Animal Control.

Sec. 4-139. Exceptions

No person may own, keep, or harbor any dog within the Parish of St. Bernard that has not been spayed or neutered following a single violation of an animal being found at large unless:

- (a) The dog is under 6 months of age;
- (b) A licensed veterinarian certifies that the dog should not be spayed or neutered for a specific reason. The certificate must list the veterinarian's license number and the date by which the dog can be spayed or neutered. Within 30 days of the effective date of this ordinance, or within 30 days of taking possession or ownership of an intact dog, the owner or keeper must submit written documentation which can be verified by Animal Control and the owner or keeper must apply for and obtain an intact dog permit.
- (c) The dog has been present in the Parish for less than thirty days;
- (d) The owner or keeper has obtained, or has submitted, an application for an intact dog permit in accordance with the provisions of this chapter;
- (e) The dog is used by a government or law enforcement agency or an agent thereof for government, rescue, law enforcement, or other government purposes.
- (f) Any of the exceptions noted in Sec. 4-139 shall be reevaluated upon the excepted animal being picked up at-large.

Sec. 4-140. Requiring an intact dog permit

Any dog picked up at-large shall be required to apply for an intact dog permit or follow the required spay and neuter regulations set forth in this ordinance.

Sec. 4-141. Granting or denying a permit.

Animal Control maintains the right to grant or deny an intact dog permit. However, an aggrieved owner has the right to appeal a decision of Animal Control to the Parish Council within thirty (30) days of the decision.

- (a) Animal Control shall issue to the owner or keeper of any dog a nontransferable permit that expires annually on December 31st.

②



St. Bernard Parish Council

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Page -3-

Extract #16 continued

December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(b) If more than one owner or keeper is involved in the breeding process, each party must be listed on the application for an intact dog permit.

(c) A permit is issued for each dog individually.

(d) Permit requirements. The permit may be applied for from the office of Animal Control if all of the following conditions are met:

The owner or keeper has submitted the appropriate forms and fees required by Animal Control in order to seek consideration for an intact dog permit including, but not limited to, a written description of the dog, proof of current vaccinations, a photograph of the dog.

(1) The dog has been micro-chipped and the registered micro-chip number is included on the application. The cost of the permit application fee will cover the cost of the micro-chip and implantation if performed by Animal Control.

(2) The owner can provide proof of current vaccinations for rabies, distemper and parvo virus.

(3) Owners or keepers shall not allow female dogs to breed before 18 months of age or to have more than 1 litter per year.

(4) The intact permit number must be displayed when advertising the puppies for sale or adoption.

(5) No animal under 6 weeks old may be sold, adopted or given away.

(6) Upon approval of his/her application, the applicant must pay the initial \$10 permit application fee plus a prorated portion of the \$20 annual permit fee. At-large dogs permit application fee is an initial \$150.00 fee plus a prorated portion of the \$20 annual permit fee. Proration will be quarterly based. The annual renewal fee will be \$20, due and payable by January 1st of each year.

(7) All at-large dogs are not released until all permit fee and fines are paid in full.

(e) Permit denial. At the discretion of the Director of the Animal Control, the permit may be denied if one or more of the following occur and have not been corrected and brought into compliance within ten (10) days of notification of noncompliance:

(1) The applicant fails to pay the permit fee within two weeks of notification that the application has been approved. If the owner or keeper does not provide payment, the owner or keeper will be cited in violation of this chapter, and all fines and penalties will be applied.

①



St. Bernard Parish Council

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Page -4-

Extract #16 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(2) The applicant has failed to meet all permit requirements listed in Sec. 4-141(d) (1 through 4).

(3) The applicant has been cited for:

- A. Allowing dogs to roam at large
- B. Has been found to be guilty of cruelty
- C. Has had his/her dog identified as dangerous or vicious or
- D. Has been determined within the past 12 months to have violated any provisions of Chapter 4.

Sec. 4-142. Delinquency

(a) When a permit is more than 30 days delinquent, Animal Control shall mail notification to the animal owner or keeper through the U.S. Postal Service. Failure to receive notice shall not relieve the animal owner or keeper of the obligations under this article.

Sec. 4-143. Fines for failure to comply with permit requirements.

(a) A violation of Division 5 of this chapter shall be an infraction punishable by a fine not to exceed \$100 per dog for the first violation, a fine not to exceed \$250 per dog upon a second violation, and impoundment along with a fine not to exceed \$500 per dog upon the third and subsequent violations.

(b) If, after 15 days of a first citation, the owner or keeper fails to provide proof of a permit or proof of having the dog spayed/neutered, the owner/keeper shall be cited for an additional violation.

(c) If the dog is impounded for a third or subsequent violation, the owner or keeper must pay the surgery deposit Animal Control or obtain an intact dog permit within 10 days of impoundment or the owner or keeper shall relinquish the dog(s) to Animal Control for disposition.

(d) If a permit is not renewed on time, a \$10 per day late fee will be assessed in addition to the renewal fee. If the permit is not renewed within 15 days of the annual expiration, a first violation shall be issued.

(e) In the event that Director of Animal Control determines that payment of any fees by the owner or keeper of the impounded dog would cause extreme financial difficulty to the owner or keeper, Animal Control may recommend in writing to the CAO to waive all or any portion of the fees assessed for compliance with this section.



St. Bernard Parish Council

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Page -5-
Extract #16 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Sec. 4-144. Duplicate permits prohibited.

Frank Auderer

(a) No person shall knowingly reproduce or counterfeit an intact dog permit or December 21, 2010

issue the permit to a dog other than the dog for which the permit application was made and the permit number assigned pursuant to this article without the express authorization of Animal Control. Any person who is found to be in possession of a counterfeit intact dog permit will be in violation of this chapter and shall be issued a citation in accordance with **Sec. 4-143**.

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

(b) No person shall counterfeit a veterinary certification. Any person who is found to be in possession of a counterfeit veterinary certification shall be in violation of this chapter and shall be issued a citation in accordance with **Sec. 4-143**.

Kenneth "Kenny" Henderson
Councilman
District C

Sec. 4-145. Use of proceeds

Proceeds from the fees and fines set forth in this division shall be used to support animal control activities within the Parish of St. Bernard.

Mike Ginart, Jr.
Councilman
District D

SECTION 2. Nothing in this ordinance shall supersede or abolish existing provisions or requirements found in any code or ordinance of the Parish of St. Bernard relative to permitting or licensing of dogs and/or kennels.

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Roxanne Adams
Clerk of Council

SECTION 4. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

©



St. Bernard Parish Council

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Page -6-
Extract #16 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

YEAS: Lauga, Cavnignac, Henderson, Everhardt, Auderer

Ray Lauga, Jr.
Councilman
District A

NAYS: Ginart

ABSENT: None

George Cavnignac
Councilman
District B

The Council Chair, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of December, 2010.

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President

12/23/10 9:00am
Date and Time

Approved 12/28/10 3:00pm

Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12/29/10 9:00am
Date and Time

Received by





St. Bernard Parish Council

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#17

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavignac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Cavignac, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1230-12-10

Summary No. 2715

Introduced by: Councilman Lauga on 11/16/10

Tabled by EFC on 12/1/10

EFC Made **No** Recommendation on 12/15/10

Public Hearing Held on 12/21/10

AN ORDINANCE CREATING A ONE WAY STREET (EXCEPT FOR EMERGENCY VEHICLES) ON DAUPHINE STREET IN THE DIRECTION STARTING FROM MEHLE STREET TOWARDS ANGELA STREET FOR THE ABILITY OF MAIL DROP OFF DIRECTLY FROM PERSONAL VEHICLES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby create a one way street with the exception of emergency vehicles that will allow mail "drop off" directly from personal vehicles.

SECTION II. That this ordinance being an ordinance affecting the public peace, health and safety, shall be in full force and effect immediately upon its adoption, and that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed. In the event of a presidential veto this ordinance shall become effective upon a two thirds favorable vote of the total membership of the Council pursuant to Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.



St. Bernard Parish Council

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Page -2-
Extract #17 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

George Cavnignac
Councilman
District B

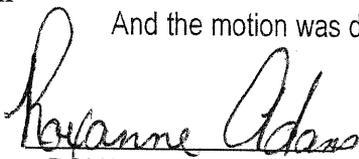
ABSENT: None

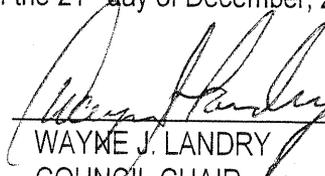
The Chairman, Mr. Landry, cast his vote as **YEA**.

Kenneth "Kenny" Henderson
Councilman
District C

And the motion was declared **adopted** on the 21st day of December, 2010.

Mike Ginart, Jr.
Councilman
District D


ROXANNE ADAMS
CLERK OF COUNCIL


WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 12/23/10 9:00^{am}
Date and Time

Approved 12/27/10 9^{am} Vetoed _____

Parish President


Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12/28/10 10:35^{am}
Date and Time

Received by





St. Bernard Parish Council

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#18

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
 District A*

George Cavignac
*Councilman
 District B*

Kenneth "Kenny" Henderson
*Councilman
 District C*

Mike Ginart, Jr.
*Councilman
 District D*

Fred E. Everhardt, Jr.
*Councilman
 District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Ginart, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1231-12-10

Summary No. 2716

Introduced by: Councilman Landry on 11/16/10
 EFC Recommended **Approval** on 12/1/10
 Public Hearing Held on 12/21/10

AN ORDINANCE TO AMEND **ORDINANCE SBPC# 1213-09-10** APPROVING ZONING CHANGES ALONG JUDGE PEREZ DRIVE, ST. BERNARD HIGHWAY, AND PARIS ROAD FOR PROPERTIES FACING SAID ROADWAYS, WHILE STILL SUBJECT TO ALL OTHER GOVERNMENT COMPLIANCE INCLUDING BUT NOT LIMITED TO; THE PLANNING AND ZONING COMMISSION, PUBLIC WORKS, AND THE OFFICE OF COMMUNITY DEVELOPMENT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority of St. Bernard Parish is desirous of orderly and consistent development of our commercial corridor and to stream line application process with the Parish of St. Bernard, the rezoning to C1 for property fronting Judge Perez Drive and St. Bernard Highway from Arabi to the Violet Canal and on Paris Road from the Orleans Parish line to St. Bernard Highway, and does hereby ordain:

1. Any properties abutting on Judge Perez Drive, St. Bernard Highway, or Paris Road whom fall under the following conditions can be rezoned "C1" Commercial Property:
 - (a) Said Property must front on one of the aforementioned thoroughfares.
 - (b) Said Property must be one parcel and entirely owned by the same person and/or entity.

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Page -2-
Extract #18 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

(c) Said property to be rezoned shall be limited to a depth of 250 feet.

(d) Any such rezoning request must follow all other normal procedures for rezoning, including but not limited to all requirements by the office of community development and a favorable vote by the Planning and Zoning Commission.

(e) That at the time of any such request for rezoning the entire plans and specifications for any improvements located or to be located thereon shall be submitted to the Office of Community Development, director of said department shall notify Council in writing of any such application.

SECTION 2. This Ordinance will not automatically rezone any of the eligible properties stated above. Property owners may choose to rezone under the procedures herein or they may elect to uphold the same zoning they presently possess without any action to be taken.

SECTION 3. The Council will retain the authority as the Governing Body of St. Bernard Parish, State of Louisiana, to object to any such request for rezoning. Conversely, said objection must be made prior to the final grant of the rezoning request by the Office of Community Development. If such objection is made then it shall be placed on the next Council agenda as a Resolution to decide the outcome.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 5. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

2



St. Bernard Parish Council

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Page -3-
Extract # 18 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavnignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

George Cavnignac
Councilman
District B

ABSENT: None

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of December, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President 12/23/10 9:00 am
Date and Time

Approved 12/27/10 9:15 am Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

12/28/10 10:35 am
Date and Time

Received by



St. Bernard Parish Council

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#19

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
*Councilman
District A*

George Cavnagnac
*Councilman
District B*

Kenneth "Kenny" Henderson
*Councilman
District C*

Mike Ginart, Jr.
*Councilman
District D*

Fred E. Everhardt, Jr.
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, DECEMBER 21, 2010 AT ONE O'CLOCK P.M.

On motion of Mr. Cavnagnac, seconded by Mr. Everhardt, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC# 1232-12-10

Summary No. 2717

Introduced By: Councilman Cavnagnac at a Special Meeting held on: 11/29/10
Public Hearing Held on: 12/21/10

AN ORDINANCE TO WAIVE ANY AND ALL PARISH REQUIRED FEES OR CHARGES FOR THE NEW ST. BERNARD PARISH HOSPITAL AND HOSPITAL SERVICE DISTRICT OF ST. BERNARD PARISH.

Considering the Hospital Service District of St. Bernard Parish is a political subdivision tasked with providing much-needed health care to the citizens of St. Bernard Parish, and; Considering the new St. Bernard Parish Hospital is owned by and for the people of St. Bernard Parish,

THE PARISH COUNCIL, GOVERNING AUTHORITY OF ST. BERNARD PARISH FINDS IT NECESSARY AND IN THE PUBLIC INTEREST TO HEREBY ORDAIN:

SECTION 1. Any and all St. Bernard Parish required fees and charges shall henceforth be waived for the St. Bernard Parish Hospital and the Hospital Service District of St. Bernard Parish, State of Louisiana.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

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St. Bernard Parish Council

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Page -2-
Extract #19 continued
December 21, 2010

Wayne J. Landry
Councilman at Large

Frank Auderer

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

Ray Lauga, Jr.
Councilman
District A

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

George Cavignac
Councilman
District B

ABSENT: None

Kenneth "Kenny" Henderson
Councilman
District C

The Chairman, Mr. Landry, cast his vote as **YEA**.

And the motion was declared **adopted** on the 21st day of December, 2010.

Mike Ginart, Jr.
Councilman
District D

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
Clerk of Council

Delivered to the Parish President

12/23/10 9:00 a.m.
Date and Time

Approved

1/7/11 4:00 PM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

1/10/11 9:30 a.m.
Date and Time

Received by