



St. Bernard Parish Council

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

#24

Guy McInnis
*Councilman
at Large*

George Cavignac
*Councilman
at Large*

Ray Lauga, Jr.
*Councilman
District A*

Nathan Gorbaty
*Councilman
District B*

Richard "Richie" Lewis
*Councilman
District C*

Casey W. Hunnicutt
*Councilman
District D*

**Manuel "Monty"
Montelongo III**
*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, FEBRUARY 4, 2014 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #1478-02-14

Summary No. 3040

Introduced by: Administration on 1/21/14
Public hearing held on 2/4/14

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 7-4; SIGN REGULATIONS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Parish Council hereby amend Chapter 22, Zoning; Section 7-4 Sign Regulations as attached in Exhibit "A" of the St. Bernard Parish Code of Ordinances:

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 this Ordinance with the invalid portions omitted.



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Extract #24 continued
February 4, 2014

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

YEAS: Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo

NAYS: None

ABSENT: Cavignac

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

And the motion was declared **adopted** on the 4th day of February, 2014.

ROXANNE ADAMS
CLERK OF COUNCIL

GUY MCINNIS
COUNCIL CHAIR

Delivered to the Parish President 2/6/2014 3:25pm
Date and Time

Approved

Vetoed _____

Parish President

David E. Peralta

Returned to Clerk of the Council 2/7/14 1:20pm
Date and Time

Received by

ORDINANCE SBPC #1478-02-14

Summary No. 3040

Attachment "A"

22-7-4. SIGN REGULATIONS

22-7-4.5 Dimensions, conditions, and restrictions for sign type

(q) *Window signs.* Window signs shall be permitted as long as they do not prevent said windows from being used as an emergency exit.

22-7-4.6 Regulation of signs

(e) *General restrictions.* Unless otherwise provided in this chapter, the following regulations shall apply to signs in all districts:

(8) Whenever a sign becomes structurally unsafe or endangers the safety of a building or premises, or endangers the public safety, office of Community Development or its designee shall give written notice to the owner of the sign or the owner of the premises on which the sign is located that such sign be made safe or removed within forty-eight (48) hours.

(11) To provide reasonable flexibility in these regulations, office of Community Development or its designee may approve an application for a business sign or advertising structure which may not conform with the provisions of the district in which it is to be located, where the location, size or addition would not be inconsistent with the character of the area or neighborhood in which such sign or structure is to be located.

22-7-4.7. Application requirements and fee schedule.

(b) *Fees.* When completed application is submitted with required information, a nonrefundable application fee shall be required according to the following schedule:

1. Electrical Signs...\$25, plus electrical signs applicants shall pay an additional cost of an electrical inspection by either the St. Bernard Parish office of community development or its licensed designee.
2. Non-electrical Signs...\$25
3. Murals...\$25
4. Temporary Signs...\$25
5. Banners...\$20
6. Billboards...no new ones to be constructed
7. Political signs shall be exempt from all fees.

ORDINANCE SBPC #1478-02-14

Summary No. 3040

Attachment "A"

22-7-4.8. Enforcement, violations and penalties.

(b) Violation and notice.

(1) If any sign or sign structure is erected, structurally altered, or maintained or used in violation of any of the provisions of this article, any proper parish official or his or her duly authorized deputies or representatives shall begin any appropriate actions or proceedings to prevent such unlawful or illegal act, conduct, or use in or about or concerning any such sign, sign structure, or premises. Each day that any such violation continues shall constitute a separate violation of this section. The director of the department of community development, the parish planner, or the building inspector may call upon the sheriff of St. Bernard Parish to furnish necessary personnel to carry out his/her orders.

(3) All notices of violations will be mailed to the offender by United States Postal Service certified mail to one (1) owner of the property as declared on the tax rolls of the assessor. Notice to one (1) owner shall constitute notice to any co-owner.

(4) If the certified notice should be returned by the United States Postal Service, notice will be accomplished by posting said notice in a conspicuous location on the sign and to the building directly associated with the sign in violation in addition to publishing a public notice once in the official journal of St. Bernard Parish.

(5) The notice shall contain the following:

- (1) The location of the sign;
- (2) Type of sign violation
- (3) The penalties and enforcement proceedings that the owner may be liable for if the sign in violation is not voluntarily abated.
- (4) A copy of Municipal Ordinance 22-7-4.9. The Due Process Procedure which sets forth the administrative procedures to appeal said violation.

(c) Penalties. Signs in violation that are not abated or appealed within thirty (30) days of notification, the parish, through the engineering department is hereby authorized to destroy and remove the sign in violation and the property owner as shown on the latest property assessment rolls, shall be assessed a charge for the removal of the sign in accordance with the following schedule:

- (1) A charge for the labor and equipment used to remove the sign.

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(2) An additional charge shall be assessed for the cost of any preparatory work. Included in this charge will be a charge to cover inspection and administrative costs.

In connection with any work performed pursuant to this section, the department of engineering may proceed to have the necessary work done either by its own employees or by an independent contractor.

(3) Upon failure of any such property owner to pay the charges assessed in performing said removal of the sign, a lien and privilege in favor of St. Bernard Parish for the cost, shall be against the property on which the sign was removed.

22-7-4.9. Due process.

5. In such cases where violations are affirmed, the department shall notify the responsible party by certified mail of the affirmation, the violation abated by removal of the sign, and the requirement that penalty be paid within thirty (30) days of receipt of the notice.