



St. Bernard Parish Council

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

Guy McInnis
Councilman
at Large

#28

George Cavnac
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, APRIL 15, 2014 AT THREE O'CLOCK P.M.

Ray Lauga, Jr.
Councilman
District A

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

Nathan Gorbaty
Councilman
District B

ORDINANCE SBPC #1492-04-14

Richard "Richie" Lewis
Councilman
District C

Summary No. 3058

Introduced by: Councilman Lauga on 4/1/14
Public hearing held on 4/15/14

Casey W. Hunnicutt
Councilman
District D

AN ORDINANCE TO AMEND CHAPTER 5, BUILDINGS CONSTRUCTION AND RELATED ACTIVITIES; ARTICLE I, IN GENERAL; SECTION 5-1, BUILDING CODE ADOPTED AND AMENDED; SUBSECTION 103.7.2, WORK COMMENCING BEFORE PERMIT ISSUANCE OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Manuel "Monty" Montelongo III
Councilman
District E

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

Roxanne Adams
Clerk of Council

SECTION 1. That St. Bernard Parish Council does hereby Amend Chapter 5, Buildings Construction and Related Activities; Article I, In General, Section 5-1, Building Code Adopted and Amended; Subsection 103.7.2, Work Commencing Before Permit Issuance to the St. Bernard Parish Code of Ordinances as attached in "Exhibit A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President and the adoption of the new FEMA flood insurance rate maps by the governing authority. 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 #28 continued
April 15, 2014

Guy McInnis
Councilman
at Large

George Cavnagac
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

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

YEAS: Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo

NAYS: None

ABSENT: Cavnagac

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

And the motion was declared adopted on the 15th day of April, 2014.

ROXANNE ADAMS
CLERK OF COUNCIL

GUY MCINNIS
COUNCIL CHAIR

Delivered to the Parish President

4/16/2014 3:45pm
Date and Time

Approved

Vetoed

Parish President

David E. Peralta

Returned to Clerk of the Council

4-17-14 11:04am
Date and Time

Received by

Ordinance 1492-04-14

Summary No. 3058

Exhibit "A"

Chapter 5 - Buildings Construction and Related Activities

Article I - In General

Section 5-1 - Building Code Adopted and Amended

Subsection 103.7.2 - Work Commencing Before Permit Issuance

103.7.2 Work Commencing Before Permit Issuance. Any contractor who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits, shall be subject to a penalty of 200% of the usual permit fee in addition to the usual permit fee. A daily penalty of \$100.00 per day shall be assessed until permit application is filed. This daily penalty can be reduced by 50% upon a permit being granted. Work commencing after a cease and desist has been issued shall be subject to a penalty of \$500.00 per violation. Emergency work shall not be subject to the penalty when filed the next working day. Homeowners shall not be subject to the penalty for repair work performed on their residence. Verification of ownership and residency shall be submitted to the Department of Community Development.
