



St. Bernard Parish Council

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

#25

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, AUGUST 19, 2014 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #1542-08-14

Summary No. 3119

Introduced by: Administration on 8/5/14

Executive Finance Committee recommended **APPROVAL** on 8/14/14

Public hearing held on 8/19/14

AN ORDINANCE TO AMEND CHAPTER 13, OCCUPATIONAL LICENSE, TAXES, AND REGULATIONS; ARTICLE III, ITINERANT MARKETS, MOBILE VENDORS, PEDDLERS, ETC; TO CREATE AND INSERT SEC. 13-45, DISTRIBUTION AND SOLICITATION PROHIBITED OF THE ST. BERNARD CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, The Parish Council believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to add Chapter 13 Article III Sec. 13-45 Distribution and Solicitation Prohibited.

SECTION 1. The St. Bernard Parish Council hereby adds the following definitions to Chapter 13 Article III Sec. 13-45 Distribution and Solicitation Prohibited:

- (a) No person shall stand, sit or remain next to the traveled part of any street, for the purpose of soliciting or otherwise requesting contributions from, appealing for employment from, or selling any item, to the drivers or passengers of vehicles using the street. Department of Community Development shall issue a solicitation/distribution permit in accordance with Chapter 13, Article III, Section 34 of the St. Bernard Parish Code of Ordinances.
- (b) No person shall stand, sit or remain next to the traveled part of any street, for the purpose of distributing or otherwise circulating any handbill, written advertisements or publication to the drivers or passengers of vehicles using the street. Department of Community Development shall issue a solicitation/distribution permit in accordance with Chapter 13, Article III, Section 34 of the St. Bernard Parish Code of Ordinances.



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Extract #25, continued
August 19, 2014

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- (c) Nothing in this article shall be interpreted as affecting any business that solicits business by inviting drivers of vehicles to leave the traveled portion of the street and enter a parking lot or driveway for service.

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.

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

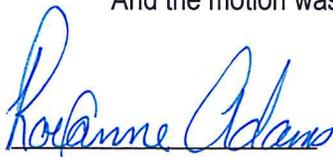
YEAS: Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo

NAYS: None

ABSENT: Cavnac

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

And the motion was declared **adopted** on the 19th day of August, 2014.


ROXANNE ADAMS
CLERK OF COUNCIL


GUY MCINNIS
COUNCIL CHAIR

Delivered to the Parish President 8/22/2014 9:30AM
Date and Time



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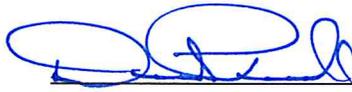
George Cavnagnac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

Approved ✓ Vetoed _____

Nathan Gorbaty
Councilman
District B

Parish President



David E. Peralta

Richard "Richie" Lewis
Councilman
District C

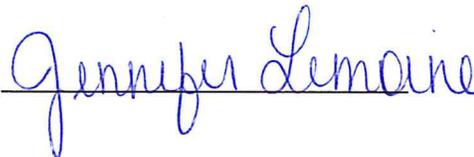
Casey W. Hunnicutt
Councilman
District D

Returned to Clerk of the Council

8/22/2014 9:40AM
Date and Time

Manuel "Monty" Montelongo III
Councilman
District E

Received by



Jennifer Lemaire

Roxanne Adams
Clerk of Council