



# St. Bernard Parish Council

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

**#22**

**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, MAY 19, 2015 AT THREE O'CLOCK P.M.

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

## ORDINANCE SBPC #1643-05-15

### Summary No. 3230

Introduced by: Administration on 5/5/15  
EFC recommended **APPROVAL** on 5/18/15  
Public hearing held on 5/19/15

AN ORDINANCE TO AMEND CHAPTER 2.5; ADMINISTRATIVE ADJUDICATION, SECTION 2.5-7 HEARING PROCEDURES OF THE ST. BERNARD PARISH 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 amend ordinance Chapter 2.5 "ADMINISTRATIVE ADJUDICATION" SEC. 2.5-7(A) "HEARING PROCEDURES"

**SECTION 1.** The Parish Council hereby amends Chapter 2.5 "ADMINISTRATIVE ADJUDICATION" SEC. 2.5-7(A) "HEARING PROCEDURES" as stated:

- (a) Prior to holding an administrative hearing, for any issue governed by section 2.5-4, the administration shall notify the property owner and may notify any known tenant or lessee of any violation alleged a minimum of twenty (20) days prior to a hearing date. Notice of the alleged violation shall be posted on the property and mailed via US First Class mail, postage pre-paid, to the owner. The clerk for the bureau of administrative adjudication shall cause notice of a scheduled hearing to be sent at least fifteen (15) days in advance of the hearing date. The Bureau shall verify all addresses through the St. Bernard Parish Assessors Office. The hearing notification shall state the time, date and location of the hearing, and state the alleged violations; and it shall be sent by certified or registered U.S. mail to the owner, and the



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violator if he/she is not the owner, or personally served on the owner and/or violator at the address(es) as listed in the assessor's office of the parish. The date of the postmark shall be deemed to be the date of delivery which will be a minimum of fifteen (15) days prior to the scheduled hearing. Any notification so sent and returned by the U.S. Post Office shall be considered as having fulfilled the notification requirement. Proof of notification via mail, posting of notices and attempts at service shall be entered in the record of each case prior to the hearing.

**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, McInnis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 19<sup>th</sup> day of May, 2015.



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ROXANNE ADAMS  
CLERK OF COUNCIL

GEORGE CAVIGNAC  
COUNCIL CHAIRMAN

Delivered to the Parish President 5/21/2015 3:45pm  
Date and Time

Approved ✓ Vetoed \_\_\_\_\_

Parish President

  
David E. Peralta

Returned to Clerk of the Council

5/21/15 4:09pm  
Date and Time

Received by