



St. Bernard Parish Council

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

#37

Kerri Callais
Councilmember
at Large

Richard "Richie" Lewis
Councilmember
at Large

Gillis McCloskey
Councilmember
District A

Nathan Gorbaty
Councilmember
District B

Howard Luna
Councilmember
District C

Wanda Alcon
Councilmember
District D

**Manuel "Monty"
Montelongo III**
Councilmember
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 19, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #1754-04-16

Summary No. 3363

Planning Commission recommended **APPROVAL** with conditions on 3/29/16
Introduced by: Administration on 4/5/16
Public hearing held on 4/19/16

AN ORDINANCE TO APPROVE **DOCKET Z-2016-008**, PETITION OF GERALD FORSTELL OF CHALMETTE REFINERY, LLC FOR A CONDITIONAL USE PERMIT IN AN I-2 (HEAVY INDUSTRIAL) ZONING DISTRICT FOR THE PROPERTY LOCATED AT 500 W. ST. BERNARD HIGHWAY, CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That **DOCKET Z-2016-008**, Petition of Gerald Forstell of Chalmette Refinery, LLC for a Conditional Use Permit in an I-2 (Heavy Industrial) zoning district for the following described property:

Parcels A1, A2, A3, B2 and Tract E of Section 5 and 6 of Township 13 South, Range 12 East of St. Bernard Parish, bounded by Paris Road, St. Bernard Highway, the Mississippi River and Parcel B3.

Property Location: 500 W. St. Bernard Highway, Chalmette, LA 70043.

The Planning Commission recommends APPROVAL with the following conditions:

1. No building permits or licenses for this project shall be issued until final development plans are approved and recorded. Site plan approval shall become null and void in one (1) year from the date of approval if the activities have not commenced and the site plan shall be considered to be disapproved per Section 22-10-1.3(h) of the Zoning Code.
2. The applicant shall comply with all state and federal requirements including, but not limited to, the provisions of existing and/or permits for site operations.
3. Tree planting along the entire extent of the front property line fronting on E. St. Bernard Hwy occupied by Chalmette Refinery.



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Extract #37 continued
April 19, 2016

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4. TK-D0311 exterior shall be painted in the color of *sky blue* or equivalent.
5. Pile driving shall not occur outside of the hours of 7am-7pm.

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:

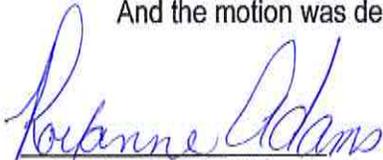
YEAS: McCloskey, Gorbaty, Luna, Montelongo, Lewis

NAYS: None

ABSENT: Alcon

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 19th day of April, 2016.


ROXANNE ADAMS
CLERK OF COUNCIL


KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 4/22/2016 12:00pm
Date and Time

Approved ✓

Vetoed _____



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Parish President



Guy McInnis

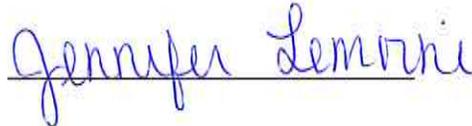
Gillis McCloskey
Councilmember
District A

Returned to Clerk of the Council

4/22/2016 12:37pm
Date and Time

Nathan Gorbaty
Councilmember
District B

Received by



Howard Luna
Councilmember
District C

Wanda Alcon
Councilmember
District D

**Manuel "Monty"
Montelongo III**
Councilmember
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Roxanne Adams
Clerk of Council