



St. Bernard Parish Council

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

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

#19

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, JUNE 21, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #1791-06-16

Summary No. 3383

Planning Commission recommended **APPROVAL** on 5/24/16

Introduced by: Administration on 6/7/16

Public hearing held on 6/21/16

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 4; PERMITTED USES IN RESIDENTIAL DISTRICTS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 5; Residential Zoning Districts, Subsection 4; Permitted uses in Residential Districts as per attached in Exhibit "A".

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 #19 continued
June 21, 2016

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 21st day of June, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 6/23/2016 4:15pm
Date and Time

Approved ✓

Vetoed _____

Parish President

Guy McInnis

Returned to Clerk of the Council

6/24/16 9:12am
Date and Time

Received by

EXHIBIT "A"
SUMMARY NO. 3383
ORDINANCE SBPC #1791-06-16

Chapter 22 – Zoning, Section 5 – Residential Zoning Districts, Subsection 4 - Permitted uses in Residential Districts

USE	R-1	R-2	R-3	R-1(M)	R-4
Day Care Home, Adult or Child (3)	P	P	P	P	P
Day Care Center, Adult or Child – Small (4)			P		
Day Care Center, Adult or Child – Large (4)			P		
Group Home, Small (5)		CU	P		
Group Home, Large (5)			P		
Group Home, Congregate (5)			CU		

- (3) Day Care Home, Adult or Child
 - a. Each day care home shall comply with all applicable state and federal regulations, including the Louisiana Administrative Code.
 - b. The day care home shall retain a residential character and shall not alter the residential character of the neighborhood.
 - c. Day Care Home, Adult or Child is a permitted use when accessory to a church or school.
 - d. No accessory buildings or structures shall be occupied as a part of Day Care Home operations with exception to outdoor play areas and equipment (Child)
 - e. No adult or child (client) may remain on the premises of a Day Care Home for more than twenty-four (24) consecutive hours in one (1) stay.

- (4) Day Care Center, Adult or Child
 - a. Each day care center shall comply with all applicable state and federal regulations, including regulations within the Louisiana Administrative Code.
 - b. The operator of any day care center shall be licensed by the State of Louisiana.
 - c. Day Care Center, Adult or Child is a permitted use when accessory to a church or school
 - d. No adult or child may remain on the premises of a Day Care Center for more than twenty-four (24) consecutive hours in one (1) stay. However, Day Care Center operations may remain open twenty-four (24) hours a day to accommodate client needs in Commercial zoning districts.
 - e. An on-site drop-off and/or residential passenger zone is required. Stacked parking is permitted. The use of van or bus service is encouraged.

- (5) Group Home
 - a. Group homes shall be licensed by the State of Louisiana.
 - b. Group homes are subject to all local and federal regulations and the regulations of the Louisiana Administrative Code.
 - c. A group home shall encompass the entire structure.
 - d. The location, design, and operation of the group home shall not alter the residential character of the neighborhood. The facility shall retain a residential character, which shall be compatible with the surrounding neighborhood.