

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbpgg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted 3/31/22

Tuesday, April 5, 2022

7:00 p.m.

Council Chambers

Page 1 of 4

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

- A. Meeting Called to Order and Roll Call
- B. Remind Public that no food or drink is allowed in the Council Chambers
- C. Remind Public of Cell Phone Ordinance **SBPC #815-02-08**
- D. Invocation by Councilmember Moran
- E. Pledge of Allegiance by Councilmember Luna
- F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes from the March 15, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 25, 2022. (Council Chair)

RECOGNITION

2. Motion to proclaim April 2022 as "Autism Awareness Month" in St. Bernard Parish. (Councilmember Alcon)
3. Councilmember's for a District Update
4. **Guy McInnis**, President's Report
5. Recognize the Public

PUBLIC HEARINGS

6. **Summary No. 4002**
Introduced by: Councilmember Everhart on 3/15/22

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN DISTRICT "E" IN ST. BERNARD PARISH.

7. **Summary No. 4003**
Planning Commission recommended **APPROVAL** on 2/22/22
Introduced by: Administration on 3/15/22

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-5 RESIDENTIAL ZONING DISTRICTS; SUBSECTION 22-5-4 PERMITTED USES IN RESIDENTIAL DISTRICTS; SUBSECTION 22-5-4.1 NOTES TO PERMITTED USES IN RESIDENTIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

8. **Summary No. 4005**
Introduced by: Councilmember Lewis on 3/15/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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Page 2 of 4

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RESOLUTIONS

9. Adopt **Resolution SBPC #2222-04-22**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

Beer and/or Liquor Permit(s)

1. Reminiscence Palace, LLC., dba Reminiscence Palace 5009 E. St. Bernard Hwy. Violet La. 70092 Owner(s): LaDonya Noble-Robinson (**Renewal**) (**Beer and Liquor**)
2. Today's Ketch Seafood, Inc. dba Today's Ketch Seafood 2110 E. Judge Perez Drive, Chalmette, La. 70043 Owner(s): Jeffrey and Teri Pohlmann (**Renewal**) (**Beer Only**)
3. Sadi, Inc., dba Village Food and Beverage Discount, 601 E. Judge Perez Dr., Chalmette, LA 70043 Owner(s): Abdelrahim Sadi, (**Renewal**), (**Beer and Liquor**)

ADOPTIONS

10. **Summary No. 4008**

AN EMERGENCY ORDINANCE **REPEALING EMERGENCY ORDINANCE SBPC #2415-03-22**, WHICH PLACED A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS PERTAINING TO DISTRICT "E" IN ST. BERNARD PARISH.

11. **Summary No. 4002**

Introduced by: Councilmember Everhart on 3/15/22
Public Hearing held on 4/5/22

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN DISTRICT "E" IN ST. BERNARD PARISH.

12. **Summary No. 4003**

Planning Commission recommended **APPROVAL** on 2/22/22
Introduced by: Administration on 3/15/22
Public Hearing held on 4/5/22

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-5 RESIDENTIAL ZONING DISTRICTS; SUBSECTION 22-5-4 PERMITTED USES IN RESIDENTIAL DISTRICTS; SUBSECTION 22-5-4.1 NOTES TO PERMITTED USES IN RESIDENTIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

13. **Summary No. 4005**

Introduced by: Councilmember Lewis on 3/15/22
Public Hearing held on 4/5/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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Page 3 of 4

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INTRODUCTIONS

14. **Summary No. 4009**

Introduced by: Administration on 4/5/22

AN ORDINANCE TO AUTHORIZE THE DEMOLITION BY PARISH GOVERNMENT OF CERTAIN PRIVATE PROPERTIES LOCATED IN THE AREA IMPACTED BY THE CATEGORY EF-3 TORNADO WHICH TOUCHED DOWN ON MARCH 22, 2022.

15. **Summary No. 4010**

Introduced by: Administration on 4/5/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

16. **Summary No. 4011**

Introduced by: Councilmember Alcon on 4/5/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-6 COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

17. **Summary No. 4012**

Introduced by: Councilmember McCloskey on 4/5/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-9 SPECIAL REGULATIONS; SUBSECTION 22-9.6, DESIGN DEVELOPMENT DISTRICTS- REQUIRED OVERLAYS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

18. **Summary No. 4013**

Planning Commission recommended **DENIAL** on 3/29/22

Introduced by: Administration on 4/5/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-001**, PETITION OF TOM LONSDALE FOR A ZONING CHANGE FROM SA (SUBURBAN AGRICULTURE) TO C-2 (GENERAL COMMERCIAL) TO BUILD A BOAT AND RV STORAGE. PROPERTY LOCATION: LOTS B3 AND B4 OF PLOT B CREEDMOR PLANTATION- E. LA HWY. 46. ST. BERNARD, LA 70085.

OTHER MATTERS

19. Motion to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for February, 2022.

20. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.

Next Regular scheduled Council Meeting will be held Tuesday, April 19, 2022 @ 3:00 p.m.

Approved by: *Kerri Callais* Time: 2:34 p.m. Date: 3/31/22

#1

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes from the March 15, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 25, 2022.

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON **TUESDAY, MARCH 15, 2022 AT 3:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, March 15, 2022 at three o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:01 p.m. Members present: Council Chair Kerri Callais, Gillis McCloskey, Joshua "Josh" Moran, Howard Luna, Wanda Alcon, and Richard "Richie" Lewis.

Members absent: Councilmember Fred Everhardt, Jr.

Also present were Roxanne Adams Clerk of Council, serving as official secretary of the Council, Parish President Guy McInnis and CAO Ronnie Alonzo were representing Administration.

Councilmember Luna delivered the invocation and Councilmember McCloskey led the Pledge of Allegiance.

#1 On motion of Mrs. Alcon, seconded by Mr. Lewis, it was moved to approve the minutes from the March 2, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 11, 2022.

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

YEAS: McCloskey, Moran, Luna, Alcon, Lewis

NAYS: None

ABSENT: Everhart

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Donnie Bourgeois with the Capital Projects Department for an update.

The report was submitted.

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

YEAS: McCloskey, Moran, Luna, Alcon, Lewis

NAYS: None

ABSENT: Everhart

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#3 Councilmember's District Update

A copy of this update is on file with the minutes of this meeting.

Councilmember McCloskey is now present.

#4 President's Report

No action taken on this item.

#5 Recognize the Public

Dennis Gomez, Arabi, LA

#6 Summary No. 3999

Introduced by: Administration on 3/2/22

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -2-

AN ORDINANCE TO **AMEND** APPENDIX D, FEES; SECTION 6, COMMUNITY DEVELOPMENT/PUBLIC WORKS FEES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.
NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM

#7 On motion of Mrs. Alcon, seconded by Mr. McCloskey, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2218-03-22

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. Liza K. Inc., dba Yogi's Katz Lounge 3004 Paris Road, Chalmette, La. 70043. Owner(s): Lisa Kelly-Levis **(Renewal) (Beer and Liquor)**
2. Maggie's Back Porch, LLC., dba Maggie's Back Porch 2001 East Judge Perez Dr. Suite B, Chalmette, La. 70043. Owner(s): Cathy E. Moore. **(Renewal) (Beer Only)**
3. Nap's Place, LLC., dba Speck's Bar 2603 Hopedale Highway, St. Bernard, La. 70085. Member(s): Craig and Aline Napoli. **(Renewal) (Beer and Liquor)**
4. S&P Chevron LLC., dba S&P Chevron 6205 E. St. Bernard Hwy. Violet, La. 70092. Owner(s): Sanh Phung and Phuong Xuan Phung **(Renewal) (Beer and Liquor)**
5. St. Bernard Parish Government, dba Civic Center 8245 W. Judge Perez Drive, Chalmette, La. 70043. Manager: Maurine Liuzza **(Renewal) (Beer and Liquor)**
6. St. Bernard Parish Government, dba Recreation Depart. 1101 Magistrate Street Chalmette, La. 70043. Director: Yolonda Banks Thomas **(Renewal) (Beer and Liquor)**
7. Sully's Tavern, LLC., dba Sully's 800 W. Judge Perez Drive, Chalmette, La. 70043. Owner(s): Jason & Jessica Meyers **(Renewal) (Beer and Liquor)**

Special Event(s)

1. Name of Organization: Old Arabi Neighborhood Association
Address: P.O. Box 112 Arabi, La. 70032
Name of Event: Sippin in the Sunset
Type of Event: Festival
Location: Aycock Barn 409 Aycock St. Arabi, La. 70032
Date(s): Thursday March 31st, 2022 and
Thursday May 26th, 2022
Time(s): 6 PM – 9 PM
Contact Person: Troy Barrios
2. Name of Organization: Our Lady of Prompt Succor Church
Address: 2320 Paris Road Chalmette, La. 70043
Name of Event: Crawfish Cook-Off
Type of Event: Parish Cook-Off
Location: 2320 Paris Road, Chalmette, La. 70043
Church and School Grounds
Date(s): Saturday April 23, 2022
Time(s): 12:00 PM – 4:00 PM
Contact Person: Josh Moran

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -3-

3. Name of Organization: Our Lady of Prompt Succor Church
Address: 2320 Paris Road Chalmette, La. 70043
Name of Event: Tomato Festival
Type of Event: Parish Fair
Location: 2320 Paris Road Chalmette, La. 70043
Church and School Grounds
Date(s): May 13th, 14th, & May 15th, 2022
Time(s): Friday 5PM – 12 AM
Saturday 11 AM – 12 AM
Sunday 11 AM – 12 AM
Contact Person: Josh Moran

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

YEAS: McCloskey, Luna, Alcon, Everhardt

NAYS: None

ABSENT: None

ABSTAIN: Moran, Lewis

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

And the motion was declared **adopted** on the 15th day of March, 2022.

- #8** On motion Mr. Luna, seconded by Mr. Everhardt, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2219-03-22

A RESOLUTION AUTHORIZING THE TRANSFER OF A 2012 DODGE RAM 2500 FROM THE ST. BERNARD PARISH COUNCILS FLEET OF VEHICLES TO ST. BERNARD PARISH GOVERNMENTS FLEET OF VEHICLES, ROAD DEPARTMENT.

Discussion ensued;

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

YEAS: McCloskey, Luna, Everhardt

NAYS: Moran, Alcon, Lewis

ABSENT: None

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

And the motion was declared **failed** on the 15th day of March, 2022.

- #9** On motion Mr. Luna, seconded by Mr. Everhardt, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2220-03-22

A RESOLUTION AUTHORIZING THE TEMPORARY TRANSFER OF A 2020 FORD F-250 FROM THE ST. BERNARD PARISH COUNCILS FLEET OF VEHICLES TO ST. BERNARD PARISH GOVERNMENTS FLEET OF VEHICLES, DRAINAGE DEPARTMENT.

Discussion ensued;

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

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -4-

YEAS: Luna, Everhardt

NAYS: McCloskey, Moran, Alcon, Lewis

ABSENT: None

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

And the motion was declared **failed** on the 15th day of March, 2022.

#10 On motion Mr. Lewis, seconded by Mrs. Alcon, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2221-03-22

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO ENTER/SIGN INTO AN ENTITY/STATE AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE ST. BERNARD PARISH JEAN LAFITTE PARKWAY SHARED USE PATH, (STATE PROJECT NO. H.011820, FEDERAL AID PROJECT NO. H011820).

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

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

ORDINANCE SBPC #2420-03-22

Summary No. 3991

Introduced by: Administration on 2/1/22

Public Hearing held on 2/15/22

Tabled on 2/15/22 until 3/15/22

AN ORDINANCE TO **AMEND** CHAPTER 5, BUILDINGS; CONSTRUCTION AND RELATED ACTIVITIES; ARTICLE I, IN GENERAL; SECTION 5-28, CONSTRUCTION OF MULTIPLE TWO-FAMILY DWELLINGS ON THE SAME LOT OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

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

ORDINANCE SBPC #2421-03-22

Summary No. 3999

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -5-

Introduced by: Administration on 3/2/22

Public Hearing held on 3/15/22

AN ORDINANCE TO **AMEND** APPENDIX D, FEES; SECTION 6, COMMUNITY DEVELOPMENT/PUBLIC WORKS FEES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhart, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#13 On motion of Mr. Everhardt, seconded by Mr. McCloskey, it was moved to **introduce** the following ordinance:

Summary No. 4002

Introduced by: Councilman Everhardt on 3/15/22

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS PERTAINING TO DISTRICT "E" IN ST. BERNARD PARISH.

Discussion ensued;

On motion of Ms. Callais, seconded by Mr. Moran, it was moved to **amend** the Title and Section 1 of Summary No. 4002 as follows:

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF ~~BUILDING PERMITS PERTAINING TO~~ MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN DISTRICT "E" IN ST. BERNARD PARISH.

Discussion ensued on the amendment;

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhart, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

Discussion ensued further on this item as amended;

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN DISTRICT "E" IN ST. BERNARD PARISH.

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhart, Lewis

NAYS: None

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -6-

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#14 On motion of Mr. McCloskey, seconded by Mr. Moran, it was moved to **introduce** the following ordinance:

Summary No. 4003

Planning Commission recommended **APPROVAL** on 2/22/22

Introduced by: Administration on 3/15/22

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-5 RESIDENTIAL ZONING DISTRICTS; SUBSECTION 22-5-4 PERMITTED USES IN RESIDENTIAL DISTRICTS; SUBSECTION 22-5-4.1 NOTES TO PERMITTED USES IN RESIDENTIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#15 On motion of the Chair, without objection and by unanimous consent, it was moved to **remove** the following ordinance from the agenda:

Summary No. 4004

Planning Commission recommended **APPROVAL** on 2/22/22

Introduced by: Administration on 3/15/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-001**, PETITION OF TOM LONSDALE FOR A ZONING CHANGE FROM SA (SUBURBAN AGRICULTURE) TO C-2 (GENERAL COMMERCIAL) TO BUILD A BOAT AND RV STORAGE.

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#16 On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to **introduce** the following ordinance:

Summary No. 4005

Introduced by: Councilmember Lewis on 3/15/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

Minutes of the St. Bernard Parish Council Meeting of March 15, 2022

Page -7-

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

YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 15th day of March, 2022.

#17 Coastal Zone Advisory Committee

No official action taken.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 3:56 p.m. on the 15th day of March, 2022.

COPIES OF ALL RESOLUTIONS AND ORDINANCES IN THEIR ENTIRETY ARE ON FILE AT THE CLERK OF COUNCIL'S OFFICE AND ARE AVAILABLE FOR PUBLIC VIEWING.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, APRIL 5, 2022 SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE MARCH 15, 2022 COUNCIL MEETING:

Summary No. 4002

Introduced by: Councilman Everhardt on 3/15/22

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF **BUILDING PERMITS PERTAINING TO MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN** DISTRICT "E" IN ST. BERNARD PARISH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a moratorium be instituted on the issuance of **building permits pertaining to manufactured and mobile home permits outside of designated mobile home parks in** District "E" in St. Bernard Parish until such time that the Planning Commission can submit their recommendations pertaining to the rezoning of said district in St. Bernard Parish.

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.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, APRIL 5, 2022 SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE MARCH 15, 2022 COUNCIL MEETING:

Summary No. 4003

Planning Commission recommended **APPROVAL** on 2/22/22

Introduced by: Administration on 3/15/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-5 RESIDENTIAL ZONING DISTRICTS; SUBSECTION 22-5-4 PERMITTED USES IN RESIDENTIAL DISTRICTS; SUBSECTION 22-5-4.1 NOTES TO PERMITTED USES IN RESIDENTIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby ordain that Chapter 22, Zoning; Section 22-5 Residential Zoning Districts; Subsection 22-5-4 Permitted Uses in Residential Districts; Subsection 22-5-4.1 Notes to Permitted Uses In Residential Districts of the St. Bernard Parish Code of Ordinances is hereby amended as per attached 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.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

Summary No. 4003
Exhibit "A"
Ordinance SBPC #xxxx-xx-xx

Chapter 22 - ZONING

Sec. 22-5 – Residential zoning districts

22-5-4 Permitted uses in residential districts

22-5-4.1. Notes to permitted uses in residential districts

- (9) Multiple-family medium density district—Density, design, and development standards.
- (a) The purpose of the district is to align and to be consistent with the medium density residential district in the comprehensive land use plan. The R-3 density chart in subsection 22-4-3.3 shall not apply to the R-3 (MD) District. The density shall be twenty-five (25) units per acre for developments with more than six (6) units. The minimum lot size for developments with three (3) or four (4) units shall be ten thousand (10,000) square feet. The minimum lot size for developments with five (5) or six (6) units shall be twelve thousand (12,000) square feet.
 - (b) Building design standards shall promote traditional design. The following standards are required. Buildings shall have ten-foot ceilings on all floors, Windows and doors shall have an eight-foot header height. All windows shall have a minimum four-inch trim with five-fourths-inch thickness. Windows with grilles must be located on the exterior of the window and permanently bonded. Vinyl siding is prohibited. Elevated structures shall have brick or stucco skirting. The department of community development will have discretion to approve the design for all proposed development projects. The applicant must receive an approved design review before receiving a building permit.
 - (c) Site development standards in section 22-7 for multi-family developments shall apply to the R-3(MD) District. Each structure shall front onto the street with a majority of the units fronting onto the street to promote the development of a pedestrian-oriented neighborhood. If an applicant can demonstrate site issues that prevent a majority of the units from fronting onto the street, alternative designs can be considered during the design review. Parking shall be located in the rear or interior side yard. Building facades that front a public right-of-way or off-street parking area require additional landscaping adjacent to the building.
 - (d) Additional standards apply to developments on undeveloped tracts of land or improved land over three (3) acres. Streets within the development shall meet the standards in subsection 22-9-2.5.d, required development standards and promote a pedestrian-oriented neighborhood. The development shall include a minimum five-foot wide sidewalk, eight-foot-wide planting area with a shade tree every fifty (50) feet.
 - (e) Multiple two-family dwellings on the same lot are permitted in an R-3(MD) District. The site shall be developed as a single development and the buildings shall be similar to or complement the other. Once construction begins, the development shall not be subdivided. There must be a minimum ten (10) feet clearance between the furthest projections of any buildings. The development may be constructed to the standards in the International Residential Code.**

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, APRIL 5, 2022 SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE MARCH 15, 2022 COUNCIL MEETING:

Summary No. 4005

Introduced by: Councilmember Lewis on 3/15/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2022 is hereby adopted as per attached in Exhibit "A".

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department's specific budget.

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.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

St. Bernard Parish Government
Proposed 2022 Budget Amendment 3-15-22
Summary No. 4005
Ordinance SBPC #xxxx-xx-22

<u>Org</u>	<u>Account Code</u>		<u>Project</u>	<u>Account Title</u>	<u>Account Type</u>	<u>Entry Amount</u>	
	<u>Object</u>					<u>Increase</u>	<u>Decrease</u>
1002314 - Public Hearing Officer	520002			Professional Service	Expenditure	\$ 5,000	
1002310 - Administration	520012			Professional Service - Legal	Expenditure	-	\$ 5,000
<i>Net Effect on Fund Balance</i>						\$ -	\$ -
<i>To budget for an increase in professional services for the public hearing officer</i>							

#9

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2222-04-22

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. Reminiscence Palace, LLC., dba Reminiscence Palace 5009 E. St. Bernard Hwy. Violet La. 70092 Owner(s): LaDonya Noble-Robinson (**Renewal**) (**Beer and Liquor**)
2. Today's Ketch Seafood, Inc. dba Today's Ketch Seafood 2110 E. Judge Perez Drive, Chalmette, La. 70043 Owner(s): Jeffrey and Teri Pohlmann (**Renewal**) (**Beer Only**)
3. Sadi, Inc., dba Village Food and Beverage Discount, 601 E. Judge Perez Dr., Chalmette, LA 70043 Owner(s): Abdelrahim Sadi, (**Renewal**), (**Beer and Liquor**)

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

YEAS:

NAYS:

ABSENT:

ABSTAIN:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

Page -2-
Extract #9 continued
April 5, 2022

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

#10

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following Emergency Ordinance:

EMERGENCY ORDINANCE SBPC #2424-04-22

Summary No. 4008

AN EMERGENCY ORDINANCE **REPEALING EMERGENCY ORDINANCE SBPC #2415-03-22**, WHICH PLACED A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS PERTAINING TO DISTRICT "E" IN ST. BERNARD PARISH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That **Ordinance SBPC #2415-03-22** placing a moratorium on the issuance of building permits pertaining to District "E" in St. Bernard Parish until such time that the Planning Commission can submit their recommendations pertaining to the rezoning of said district in St. Bernard Parish is hereby repealed in its entirety.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. If the proposed ordinance is not signed or vetoed by the Parish President within Twelve (12) hours after receipt it shall be considered adopted. As an emergency ordinance, the provisions shall remain valid for a time period of sixty (60) days.

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 of this Ordinance with the invalid portions omitted.

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

Page -2-
Extract #10 continued
April 5, 2022

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **xxxxx** on the 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#23

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 WEDNESDAY, MARCH 2, 2022 AT SEVEN O'CLOCK P.M.

On motion of Mr. Everhardt, seconded by Mr. Luna, it was moved to **adopt** the following **Emergency Ordinance**:

EMERGENCY ORDINANCE SBPC #2415-03-22

Summary No. 4001

AN **EMERGENCY ORDINANCE** PLACING A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS PERTAINING TO DISTRICT "E" IN ST. BERNARD PARISH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a moratorium be instituted on the issuance of building permits pertaining to District "E" in St. Bernard Parish until such time that the Planning Commission can submit their recommendations pertaining to the rezoning of said district in St. Bernard Parish.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. If the proposed ordinance is not signed or vetoed by the Parish President within Twelve (12) hours after receipt it shall be considered adopted. As an emergency ordinance, the provisions shall remain valid for a time period of sixty (60) days.

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 of this Ordinance with the invalid portions omitted.

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

YEAS: Moran, Luna, Alcon, Everhardt

NAYS: None

Page -2-
Extract #23, continued
March 2, 2022

ABSENT: McCloskey, Lewis

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

And the motion was declared **adopted** on the 2nd day of March, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#11

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4002

Introduced by: Councilman Everhardt on 3/15/22

Public Hearing held on 4/5/22

AN ORDINANCE PLACING A MORATORIUM ON THE ISSUANCE OF MANUFACTURED AND MOBILE HOME PERMITS OUTSIDE OF DESIGNATED MOBILE HOME PARKS IN DISTRICT "E" IN ST. BERNARD PARISH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a moratorium be instituted on the issuance of manufactured and mobile home permits outside of designated mobile home parks in District "E" in St. Bernard Parish until such time that the Planning Commission can submit their recommendations pertaining to the rezoning of said district in St. Bernard Parish.

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.

Page -2-
Extract #11 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#12

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4003

Planning Commission recommended **APPROVAL** on 2/22/22

Introduced by: Administration on 3/15/22

Public Hearing held on 4/5/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-5 RESIDENTIAL ZONING DISTRICTS; SUBSECTION 22-5-4 PERMITTED USES IN RESIDENTIAL DISTRICTS; SUBSECTION 22-5-4.1 NOTES TO PERMITTED USES IN RESIDENTIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby ordain that Chapter 22, Zoning; Section 22-5 Residential Zoning Districts; Subsection 22-5-4 Permitted Uses in Residential Districts; Subsection 22-5-4.1 Notes to Permitted Uses In Residential Districts of the St. Bernard Parish Code of Ordinances is hereby amended as per attached 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.

Page -2-
Extract #12 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

Summary No. 4003
Exhibit "A"
Ordinance SBPC #xxxx-xx-xx

Chapter 22 - ZONING

Sec. 22-5 – Residential zoning districts

22-5-4 Permitted uses in residential districts

22-5-4.1. Notes to permitted uses in residential districts

- (9) Multiple-family medium density district—Density, design, and development standards.
- (a) The purpose of the district is to align and to be consistent with the medium density residential district in the comprehensive land use plan. The R-3 density chart in subsection 22-4-3.3 shall not apply to the R-3 (MD) District. The density shall be twenty-five (25) units per acre for developments with more than six (6) units. The minimum lot size for developments with three (3) or four (4) units shall be ten thousand (10,000) square feet. The minimum lot size for developments with five (5) or six (6) units shall be twelve thousand (12,000) square feet.
 - (b) Building design standards shall promote traditional design. The following standards are required. Buildings shall have ten-foot ceilings on all floors, Windows and doors shall have an eight-foot header height. All windows shall have a minimum four-inch trim with five-fourths-inch thickness. Windows with grilles must be located on the exterior of the window and permanently bonded. Vinyl siding is prohibited. Elevated structures shall have brick or stucco skirting. The department of community development will have discretion to approve the design for all proposed development projects. The applicant must receive an approved design review before receiving a building permit.
 - (c) Site development standards in section 22-7 for multi-family developments shall apply to the R-3(MD) District. Each structure shall front onto the street with a majority of the units fronting onto the street to promote the development of a pedestrian-oriented neighborhood. If an applicant can demonstrate site issues that prevent a majority of the units from fronting onto the street, alternative designs can be considered during the design review. Parking shall be located in the rear or interior side yard. Building facades that front a public right-of-way or off-street parking area require additional landscaping adjacent to the building.
 - (d) Additional standards apply to developments on undeveloped tracts of land or improved land over three (3) acres. Streets within the development shall meet the standards in subsection 22-9-2.5.d, required development standards and promote a pedestrian-oriented neighborhood. The development shall include a minimum five-foot wide sidewalk, eight-foot-wide planting area with a shade tree every fifty (50) feet.
 - (e) Multiple two-family dwellings on the same lot are permitted in an R-3(MD) District. The site shall be developed as a single development and the buildings shall be similar to or complement the other. Once construction begins, the development shall not be subdivided. There must be a minimum ten (10) feet clearance between the furthest projections of any buildings. The development may be constructed to the standards in the International Residential Code.**

#13

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 4005

Introduced by: Councilmember Lewis on 3/15/22

Public Hearing held on 4/5/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2022 is hereby adopted as per attached in Exhibit "A".

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department's specific budget.

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.

Page -2-
Extract #13 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____

#14

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4009

Introduced by: Administration on 4/5/22

AN ORDINANCE TO AUTHORIZE THE DEMOLITION BY PARISH GOVERNMENT OF CERTAIN PRIVATE PROPERTIES LOCATED IN THE AREA IMPACTED BY THE CATEGORY EF-3 TORNADO WHICH TOUCHED DOWN ON MARCH 22, 2022.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, on March 22, 2022, a category EF-3 tornado impacted portions of St. Bernard Parish, specifically including Arabi, Louisiana, and the Governing Authority of St. Bernard Parish believes it to be in the best interest of the public health and safety of the citizens of St. Bernard Parish to demolish certain impacted homes and provide debris removal assistance.

SECTION 1. The Parish Council hereby ordains and decrees, for the protection of the health, safety and welfare of the citizens of St. Bernard Parish, that St. Bernard Parish Government is authorized to offer and provide demolition and debris removal services to residents of St. Bernard Parish in the area impacted by the March 22, 2022, category EF-3 tornado if the following conditions are met:

- 1) The owner(s) of the impacted property must provide an executed Right of Entry form to St. Bernard Parish Government for the provision of demolition and debris removal services;
- 2) The owner(s) of the impacted property must provide an executed Indemnity and Hold Harmless Agreement to St. Bernard Parish Government for the provision of demolition and debris removal services; and
- 3) The owner(s) of the impacted property must identify any policy of insurance providing coverage for the subject property, and assign any insurance proceeds attributable to demolition and debris removal services to St. Bernard Parish Government.

Page -2-
Extract #14, continued
April 5, 2022

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 of this Ordinance with the invalid portions omitted.

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

Page -3-
Extract #14, continued
April 5, 2022

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

Ownership Interest/Grant of Right of Entry

The undersigned hereby certifies and warrants that (Circle) he/she/they is/are the title owners of the property described herein, and do hereby freely and without coercion unconditionally authorizes the St. Bernard Parish Government its agents, employees, elected officials, successors and assigns and its contractors and subcontractors (hereinafter referred to collectively as the “Released Parties”), to have the right of access and to enter in and onto the property, located within the aforesaid parish more commonly identified as St. Bernard Parish for the time period between _____, 2022 and _____, 2022 for the purpose of demolition activities and removal of debris located on the property, more particularly described as _____ (the “Property”), all as necessitated by that certain category EF-3 tornado which impacted the referenced property on or about March 22, 2022.

Indemnification and Hold Harmless

The undersigned shall indemnify and hold harmless the Released Parties for any damage of any type whatsoever to the above described property or to personal property and fixtures situated thereon, or for bodily injury or death to persons arising out of any act or failure to act by the Released Parties in connection with the above referenced purpose, and hereby releases, discharges and waives any and all actions, either legal or equitable, which the undersigned has, or ever might or may have, by reason of any action undertaken by the Released Parties in connection with the above-referenced purpose.

IDENTIFICATION OF APPLICABLE INSURANCE POLICIES

The undersigned hereby certifies:

- [] There is no applicable policy of insurance which may provide coverage for demolition of the Property or debris removal at the Property for damage caused by the category EF-3 tornado which impacted St. Bernard Parish on or about March 22, 2022.

- [] The following policy of insurance may provide coverage for demolition of the Property or debris removal at the Property for damage caused by the category EF-3 tornado which impacted St. Bernard Parish on or about March 22, 2022.

Name of Insurer: _____

Policy #: _____

LIMITED ASSIGNMENT OF INSURANCE PROCEEDS

Additionally, the undersigned hereby assign to St. Bernard Parish Government all of their claims and future rights to reimbursement and all payments hereafter received or to be received by me/us under any policy of casualty or property damage insurance applicable to the Property for demolition and/or debris removal services related to the category EF-3 tornado which impacted St. Bernard Parish on or about March 22, 2022.

Owner:

Witness:

Print Name: _____
Print Address: _____

Print Name: _____
Print Address: _____

Owner:

Witness:

Print Name: _____
Print Address: _____

Print Name: _____
Print Address: _____

#15

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4010

Introduced by: Administration on 4/5/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2022 is hereby adopted as per attached in Exhibit "A".

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department's specific budget.

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.

Page -2-
Extract #15, continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

St. Bernard Parish Government
Proposed 2022 Budget Amendment 4-19-22
Summary No. 4010
Ordinance SBPC #XXXX-XX-XX

<u>Org</u>	<u>Account Code</u>		<u>Project</u>	<u>Account Title</u>	<u>Account Type</u>	<u>Entry Amount</u>	
	<u>Object</u>					<u>Increase</u>	<u>Decrease</u>
229 - Disaster Recovery	440000		0841 - Tornado	State Reimbursement	Revenue	\$ 1,500,000	
229 - Disaster Recovery	520012		0841 - Tornado	Professional Service	Expenditure	-	\$ 1,500,000
<i>Net Effect on Fund Balance</i>						\$ -	\$ -

To budget for demo and debris removal costs associated with the Arabi tornado, and for the State's reimbursement of those costs.

#16

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4011

Introduced by: Councilmember Alcon on 4/5/22

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-6 COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby ordain that Chapter 22, Zoning; Section 22-6, Commercial and Industrial Zoning Districts of the St. Bernard Parish Code of Ordinances is hereby amended as per attached 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.

Page -2-
Extract #16 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

Exhibit "A"
Summary No. 4011
Ordinance SBPC #XXXX-XX-XX

Chapter 22 – Zoning
Section 22-6 – Commercial and Industrial Zoning Districts

General Industrial Uses	RO	A-1	C-1	C-2	C-3	I-1	I-2	SA	SBV
Wholesale establishments		P		P		P	P		
Warehouse storage		P	P <u>CU</u>	P	P	P	P		
Warehousing and distribution		P				P	P		
Manufacturing - Light		P		CU	P	P	P		
Manufacturing - Heavy							P		
Research and experimental laboratories						P	P		
Light industrial				CU		P	P		
Heavy industrial							CU		
Scrap or salvage yard		CU				CU	P		
Explosives, ammunitions, fireworks, and storage							CU		
Refining and storage - Petroleum							CU		
Pharmaceutical products							CU		
Stockyards							CU		

P = Permitted Use - CU = Conditional Use

#17

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4012

Introduced by: Councilmember McCloskey on 4/5/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-9 SPECIAL REGULATIONS; SUBSECTION 22-9.6, DESIGN DEVELOPMENT DISTRICTS-REQUIRED OVERLAYS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby ordain that Chapter 22, Zoning; Section 22-9, Special Regulations; Subsection 22-9.6, Design Development Districts-Required Overlays of the St. Bernard Parish Code of Ordinances is hereby amended as per attached 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.

Page -2-
Extract #17 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

Exhibit “A”
Summary No. 4012
Ordinance SBPC #XXXX-XX-XX

Chapter 22 – Zoning

Section 22-9 – Special Regulations

Sub-Section 22-9-6 – Design Development Districts- Required Overlays

22-9-6. *Design development districts - Required overlays.*

1. *St. Claude Arts, Culture, and Entertainment District.*

a. *Purpose.*

1. The purpose of the St Claude Arts, Culture, and Entertainment District is to encourage the development of a fully integrated, mixed use, pedestrian-oriented historic commercial corridor which promotes both standard uses in Design Development Districts and specific arts, culture, and entertainment uses. The St Claude District is created as an overlay zone that shall be applied to all properties within the district.

2. The St. Claude Arts, Culture, and Entertainment District is designated a Design Development District and shall conform to standards listed in section 22-9-1, Design Development District and section 22-9-2, traditional neighborhood design standards.

b. *Boundaries.*

1. All commercial and industrial zoned lots fronting on to or within two hundred (200) feet of St Claude Ave (LA 46) from the St. Bernard Parish line to Center Street, except Sheriff's Substation (Refer to Appendix E - Maps).

c. *Special standards.*

1. *Uses.*

a. *Permitted, conditional, and restrictive uses.* Uses that are permitted, conditional, or restricted are listed within the schedule of use chart. Refer to section 22-9-6.9.

2. *Development standards.* The design standards listed in section 22-9-2 shall apply to the St. Claude Arts, Cultural, and Entertainment District along with the following standards:

a. *Buildings.* Drive-thru facilities are permitted for pharmacies and banks when located in the rear of the building and minimally obtrusive.

b. *Parking.* When a building exists on the site, parking shall be grandfathered to the most intensive permitted use for the district. Permitted uses shall comply with parking regulations listed in section 22-9-2.5.4. Uses not listed in section 22-9-2.5.4 shall conform to the standards in section 22-7-3.2 and shall have a ~~fifty-~~ twenty-five percent parking reduction.

c. *Best management practices for stormwater management is encouraged onsite.*

Exhibit “A”
Summary No. 4012
Ordinance SBPC #XXXX-XX-XX

d. Existing parking spaces in state or parish road rights-of-way (ROW) shall not be considered permissible for required parking.

2. *Old Arabi Mixed Use and Riverfront District.*

a. *Purpose.*

1. The purpose of the Old Arabi Mixed Use and Riverfront District is to encourage the development of a fully integrated, mixed use, pedestrian-oriented neighborhood which promotes views of the Mississippi River. The Old Arabi Mixed Use and Riverfront District is created as an overlay zone that shall be applied to all properties within the district.

2. The Old Arabi Mixed Use and Riverfront District is designated a Design Development District and shall conform to standards listed in section 22-9-1, Design Development District and section 22-9-2, traditional neighborhood design standards.

b. *Boundaries.*

1. The area bounded by the centerline of Angela Street, the Mississippi River, the western boundary of the old Ford Motor Plant parcel (address 7200 North Peters Street), Bienvenue Street including the industrial zoned lots (Lot K-1 and F-B-1 SQ. F-1 Arabi Sub.) north of Bienvenue Street between Mehle Street and Aycock Street, and Pontalba Street between Angela Street and Mehle Street. (Refer to Appendix E - Maps)

c. *Special standards.*

1. *Uses.*

a. *Permitted, conditional, and restrictive uses.* Uses that are permitted, conditional, or restricted are listed within the schedule of use chart. Refer to section 22-9-6.9.

2. *Development standards.* The design standards listed in section 22-9-2 shall apply to the Old Arabi Riverfront District along with the following standards:

a. *Buildings.* Drive-thru facilities are prohibited for food establishments. Drive-thru facilities are permitted for pharmacies and banks when located in the rear of the building and minimally obtrusive.

b. *Parking.* When a building exists on the site, parking shall be grandfathered to the most intensive permitted use for the district. Permitted uses shall comply with parking regulations listed in section 22-9-2.5.4. Uses not listed in section 22-9-2.5.4 shall conform to the standards in section 22-7-3.2 and shall have a ~~fifty-~~ twenty-five -percent parking reduction.

c. *Best management practices for stormwater management* is encouraged onsite.

d. Existing parking spaces in state or parish road rights-of-way (ROW) shall not be considered permissible for required parking.

#18

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 5, 2022 AT SEVEN O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **introduce** the following ordinance:

Summary No. 4013

Planning Commission recommended **DENIAL** on 3/29/22

Introduced by: Administration on 4/5/22

AN ORDINANCE TO APPROVE **DOCKET Z-2022-001**, PETITION OF TOM LONSDALE FOR A ZONING CHANGE FROM SA (SUBURBAN AGRICULTURE) TO C-2 (GENERAL COMMERCIAL) TO BUILD A BOAT AND RV STORAGE. PROPERTY LOCATION: LOTS B3 AND B4 OF PLOT B CREEDMOR PLANTATION- E. LA HWY. 46. ST. BERNARD, LA 70085.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2022-001**, petition of Tom Lonsdale for a Zoning Change from SA (Suburban Agriculture) to C-2 (General Commercial) to build a Boat and RV Storage.

PROPERTY LOCATION: LOTS B3 AND B4 OF PLOT B CREEDMOR PLANTATION- E. LA HWY. 46. ST. BERNARD, LA 70085.

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.

Page -2-
Extract #18 continued
April 5, 2022

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 5th day of April, 2022.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, April 5, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of April, 2022.

ROXANNE ADAMS
CLERK OF COUNCIL

St. Bernard Parish Government

*Department of Community Development
8201 West Judge Perez Drive
Chalmette, La, 70043
Office: 278-4310 Fax: 278-4298*



TO: ST. BERNARD PARISH PLANNING COMMISSION
FROM: NATHAN BLUFORD
DATE: TUESDAY, MARCH 22ND, 2022

ZONING CHANGE REPORT

Case Number: Z- 2022-001

Owner/Representative: Patricia Ann Habeeb Muehleman Trust, Gordon Serou, Trustee

Property Address: LA Hwy. 46. St. Bernard, LA 70085

Property Location: Lots B3 and B4 of Plot B, Creedmoor Plantation (1,181 sq. ft. to the east of Creedmoor Drive)

Current Site Area: 33.956 acres

Present Use: SA (Suburban Agriculture)

Present Comprehensive Plan Designation: Rural Residential, Rural Village, Natural Areas

Present Zoning: SA (Suburban Agricultural) District

Proposed Zoning: C-2 (General Commercial) District

Reason For Request: A zoning change from a SA (Suburban Agricultural) district to a C-2 (General Commercial) district to allow the construction of a boat and RV storage facility.

I. Executive Summary:

The applicant is requesting a zoning change from a SA (Suburban Agricultural) district to a C-2 (General Commercial) district to allow the construction of a boat and RV storage facility.

The staff believes that allowing a zoning change to a C-2 (General Commercial) zoning district at the requested property to allow the construction of a boat and RV storage facility would have a significant impact of adjacent land uses in excess of existing conditions currently experienced in the immediate area. The zoning change request is inconsistent with the Land Use/Density description of Rural Residential, Rural Village, and Natural Areas in the Comprehensive Plan. The proposed zoning change is considered a spot zone.

For the reasons shown above, the staff recommends **DENIAL** of the request.

II. Project Analysis:

A. Images

Image #1: Aerial Photography of Petitioned Property



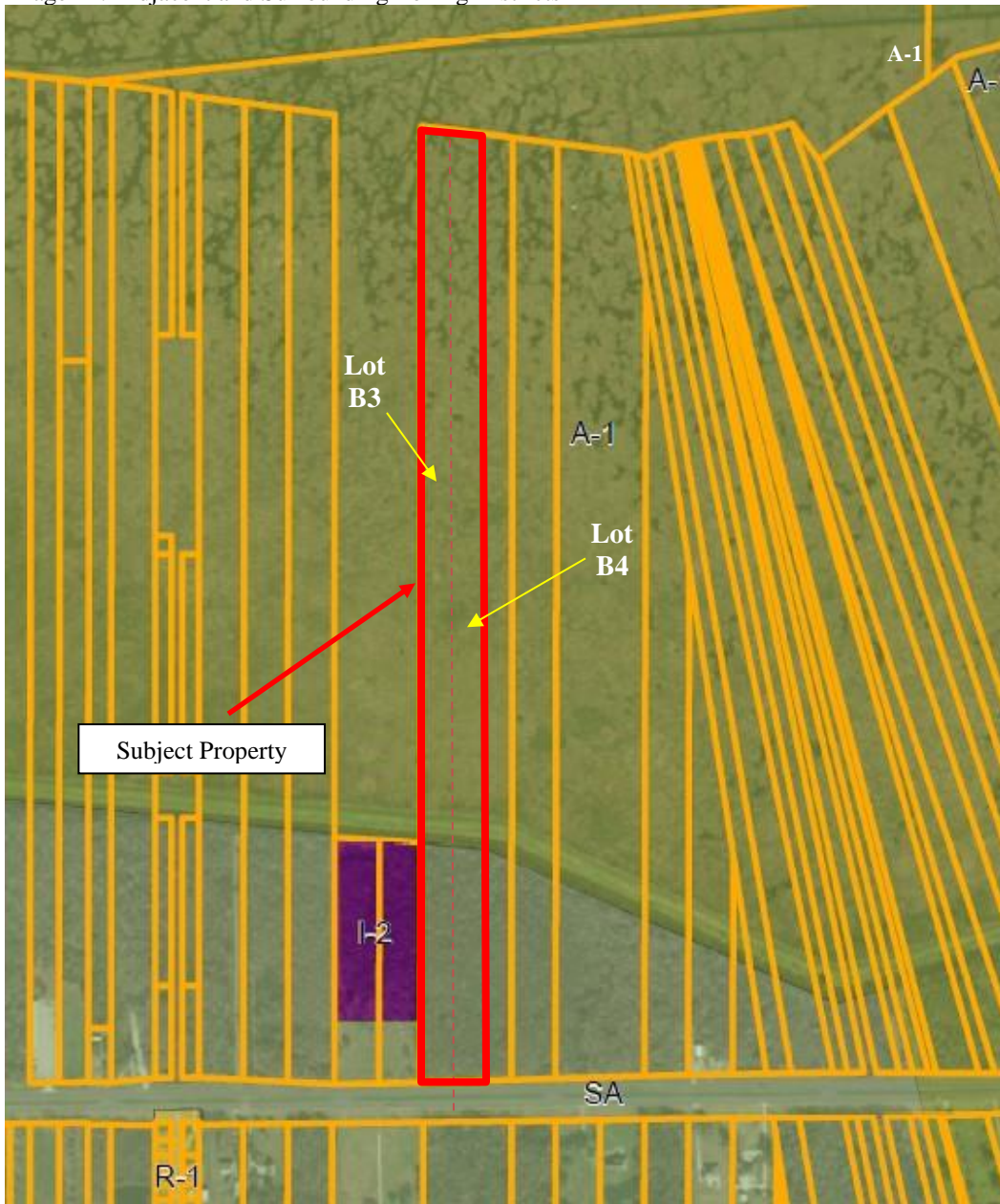
Source: GIS Parish Zoning Map

B. Site Description:

The petitioned site (Lots B3 and B4 of Plot B) measures 291.28' in width (fronting Bayou Rd.) with a width of 296.52' to the rear by 5,109.4' in depth (Creedmoor Dr. side) with an opposite depth of 5,017.62' for a gross area of 33.956 acres. This site is currently undeveloped. The applicant proposes a zoning change from a SA (Suburban Agriculture) District to a C-2 (General Commercial) District for the purpose of constructing a boat and RV storage facility.

C. Surrounding Land Uses and Zoning

Image #2: Adjacent and Surrounding Zoning Districts



Source: GIS Parish Zoning Map

As shown in Image #2 above, the petitioned property is within a large SA (Suburban Agricultural) and A-1 (Rural) District that generally captures the extent of this area. One adjacent property is zoned I-2 (Heavy Industrial).

D. Purpose of proposed rezoning and effect(s) on adjacent land uses:

The applicant is requesting a zoning change from a SA (Suburban Agricultural) district to a C-2 (General Commercial) district to allow the construction of a boat and RV storage facility.

The staff believes that allowing a zoning change to a C-2 (General Commercial) district at the requested property to allow the construction of a boat and RV storage facility would have a significant impact on adjacent land uses in excess of existing conditions currently experienced in the immediate area.

E. Can the request be considered a spot zone?

Yes. For a request to be considered a spot zone, a subject property would consist of a parcel that is singled out for a zoning classification dissimilar to that of immediately adjacent lots. As shown in Image #2, the petitioned property is surrounded by properties zoned SA (Suburban Agricultural), A-1 (Rural), and I-2 (Heavy Industrial). The staff defines immediately adjacent as sharing lot lines. Because of this, the staff believes the request is considered a spot zone.

III. Comprehensive Plan:

The Future Land Use Map of the Comprehensive Plan designates this area as Rural Residential, Rural Village, and Natural Areas. The proposed rezoning is **inconsistent** with this designation. The land use and density definitions for this designation are shown below:

Rural Residential

Land Use / Density: Single-Family with maximum density of 2-4 dwellings/acre.

Rural Village

Land Use: Small agriculture, small scale commercial, and all residential uses.

Natural Areas

Land Use: Areas designated for natural and wetland preservation utilized for stormwater storage, canal corridors, conservation, public enjoyment and protection of coastal resources.

Density: No structures except those necessary to support the principal use.

The applicant is requesting a zoning change from SA (Suburban Agricultural) district to C-2 (General Commercial) district to allow the construction of a boat and RV storage facility. The land uses outlined above do not allow for large commercial facilities.

Because of this, the request **does not** align with the Land Use/Density description for Rural Residential designation; therefore, the requested zoning change is **inconsistent** with the Comprehensive Plan.

IV. Summary:

The applicant is requesting a zoning change from a SA (Suburban Agricultural) district to a C-2 (General Commercial) district to allow for the construction of a boat and RV storage facility.

The staff believes that allowing a zoning change to a C-2 (General Commercial) district at the requested property to allow the construction of a boat and RV storage facility would have a significant impact of adjacent land uses in excess of existing conditions currently experienced in the immediate area. The zoning change request is **inconsistent** with the Land Use/Density description of Rural Residential, Rural Village, and Natural Areas in the Comprehensive Plan. The proposed zoning change is **considered a spot zone**.

For the reasons shown above, the staff recommends **denial** of the request.

V. Staff Recommendation:

The staff recommends **DENIAL** of Z-2022-001, a request for a zoning change from SA (Suburban Agricultural) District to a C-2 (General Commercial) District.

VI. Reason for Recommendation:

- The request is **inconsistent** with the Land Use/Density description of Rural Residential, Rural Village, and Natural Areas.
- The request is **considered a spot zone**.