

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbpgg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted: 8/10/23

Tuesday, August 15, 2023

3:00 p.m.

Council Chambers

Page 1 of 3

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 Callais
- E. Pledge of Allegiance by Councilmember Everhardt
- F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes from the August 1, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, August 11, 2023. (Council Chair)

RECOGNITION

2. Motion to receive an update from the Capital Projects Department. (Councilmember Callais)
3. Councilmember's for a District Update.
4. Guy McInnis, President's Report
5. Recognize the Public

PUBLIC HEARINGS

6. **Summary No. 4103**

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-006**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS 92-A-1A IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

7. **Summary No. 4104**

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-007**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS F1, F2 & F3 IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

8. **Summary No. 4105**

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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RESOLUTIONS

9. Adopt **Resolution SBPC #2317-08-23**, a resolution to re-appoint Daniel Solis as the College Board Member on the St. Bernard Fire Protection Districts No. 1 -2, Fire Civil Service Board.
(Administration)
10. Adopt **Resolution SBPC #2318-08-23**, a resolution to call a Special Election to fill the vacancy in the Office of Constable, Ward I within the Parish of St. Bernard.
(Council)

ADOPTIONS

11. **Summary No. 4107**

AN **EMERGENCY** ORDINANCE TO AUTHORIZE THE RETENTION OF BLUE WILLIAMS, L.L.P., TO PROVIDE LEGAL REPRESENTATION FOR ST. BERNARD PARISH GOVERNMENT IN THE CASE OF ST. BERNARD PARISH GOVERNMENT V THE BOARD OF COMMISSIONERS FOR THE PORT OF NEW ORLEANS, 34th JDC 23-1006.

12. **Summary No. 4095**

Introduced by: Councilmember Everhardt on 6/6/23
Public Hearing held on 7/5/23
Tabled on 7/5/23 until 8/1/23
Tabled on 8/1/23 until 8/15/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2472-12-22**, CHAPTER 11; HEALTH AND SANITATION; ARTICLE IX, PROHIBITING THE SALE AND DISTRIBUTION OF IMPORTED SHRIMP, **CRAB MEAT AND CRAWFISH**; TO CREATE AND ADD SECTION 11-31**34** ENFORCEMENT OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

13. **Summary No. 4103**

Planning Commission recommended **APPROVAL** on 7/25/23
Introduced by: Administration on 8/1/23
Public Hearing held on 8/15/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-006**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS 92-A-1A IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

14. **Summary No. 4104**

Planning Commission recommended **APPROVAL** on 7/25/23
Introduced by: Administration on 8/1/23
Public Hearing held on 8/15/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-007**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS F1, F2 & F3 IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

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15. **Summary No. 4105**

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

Public Hearing held on 8/15/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

OTHER MATTERS

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

EXECUTIVE SESSION

17. Motion to enter into Executive Session to review the Judgement List. (Council)
18. Motion to enter into Executive Session to discuss Melissa Seal v St Bernard Parish, Animal Control and Amanda Forde, 34th JDC No. 22-0227. (Administration)
19. Motion to enter into Executive Session to discuss James Kildahl v. St. Bernard Parish Fire Department. OWC#22-05887. (Administration)

Next Regular scheduled Council Meeting will be held Tuesday, September 5, 2023 @ 7:00 p.m.

Approved by: *Richard "Richie" Lewis* Time: 2:35 p.m. Date: 8/10/23

#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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes from the August 1, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, August 11, 2023.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

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, August 15, 2023.

Witness my hand and the seal of the Parish of St. Bernard on this 15th day of August, 2023.

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, AUGUST 1, 2023 AT 7:00 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, August 1, 2023 at seven o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:00 p.m. Members present: Council Chair Richard "Richie" Lewis, Gillis McCloskey, Joshua "Josh" Moran, Howard Luna, Wanda Alcon, Fred Everhardt, Jr., and Kerri Callais.

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

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

#1 On motion of Mr. McCloskey, seconded by Ms. Callais, it was moved to approve the minutes from the July 18, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, July 28, 2023.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Sheriff James Pohlmann's 40th year anniversary in law enforcement.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to take a 5-minute recess.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to return to Regular Session.

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

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

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NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#3 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize the 18U Liberty Belles Fastpitch Softball team for representing St. Bernard Parish at the Youth Nationals Tournament in Cincinnati, Ohio.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#4 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize the 12U Wicked Fastpitch Softball Team for winning the USSSA Gulf Coast National Championship in Gulf Shores.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#5 Councilmember's District Update

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

#6 President's Report

No action taken on this item.

#7 Recognize the Public

- Ken Dufour – Violet, LA
- David Deharde – Arabi, LA
- Michael Bailey – Violet, LA

#8 On motion of Ms. Callais, seconded by Mr. McCloskey, it was moved to adopt the following Resolution:

RESOLUTION SBPC #2314-08-23

A RESOLUTION TO REAPPOINT MEMBERS TO THE ST. BERNARD PARISH 911 COMMUNICATIONS DISTRICT.

<u>Member</u>	<u>Expiration Date</u>
John Rahaim, Jr., OEP-Director OHSEP	August 3, 2027
Alan T. Ashley, EMS-Acadian Ambulance	August 3, 2027

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

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

Minutes of the St. Bernard Parish Council Meeting of August 1, 2023

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NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

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

RESOLUTION SBPC #2315-08-23

A RESOLUTION AUTHORIZING ACCEPTANCE OF A CAPITAL OUTLAY GRANT AWARD IN THE AMOUNT OF \$2,500,000.00 FROM THE STATE OF LOUISIANA FOR THE ST. BERNARD PARISH SPECIAL OPERATIONS DIVISION (SOD) BUILDING, PLANNING AND CONSTRUCTION AND EXECUTION OF A COOPERATIVE ENDEAVOR AGREEMENT TO COMPLETE THE PROJECT.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#10 On motion of Mr. Everhardt, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2316-08-23

A RESOLUTION URGING THE U.S. SECRETARY OF COMMERCE AND THE U.S. TRADE REPRESENTATIVE TO IMPLEMENT THE EXISTING MEASURES TO LIMIT THE OVERALL VOLUME OF IMPORTED SHRIMP IN AMERICA IN ORDER TO INSURE THE SURVIVAL OF OUR DOMESTIC WILD CAUGHT SHRIMP HARVESTERS AND AMERICA'S ACCESS TO WILD HARVESTED SHRIMP FROM DOMESTIC WATERS; AND URGING THE COMMISSIONERS OF THE INTERNATIONAL TRADE COMMISSION, WHEN CONSIDERING IMPORTS TO INCLUDE ALL FORMS OF SHRIMP FROM ALL COUNTRIES; AND OTHERWISE TO PROVIDE WITH RESPECT THERETO.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#11 On motion of the Council Chair, without objection and by unanimous consent, it was moved to **table** the following ordinance until the August 15, 2023 Council meeting:

Summary No. 4095

Introduced by: Councilmember Everhardt on 6/6/23

Public Hearing held on 7/5/23

Tabled on 7/5/23 until 8/1/23

Tabled on 8/1/23 until 8/15/23

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AN ORDINANCE TO **AMEND ORDINANCE SBPC #2472-12-22**, CHAPTER 11; HEALTH AND SANITATION; ARTICLE IX, PROHIBITING THE SALE AND DISTRIBUTION OF IMPORTED SHRIMP, [CRAB MEAT AND CRAWFISH](#); TO CREATE AND ADD SECTION 11-3134 ENFORCEMENT 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, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

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

Summary No. 4103

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-006**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS 92-A-1A IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

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

Summary No. 4104

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-007**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS F1, F2 & F3 IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

Discussion ensued;

Discussion ensued on moving the Public Hearing and adoption for Items #12 and #13 PH to the September 5, 2023 Council Meeting;

No action was taken on that discussion;

No further discussion on this item.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

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

Summary No. 4105

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Discussion ensued;

On motion of Mr. Luna, seconded by Mr. McCloskey, it was moved to **amend** Summary No. 4105 to add in **Section 1: [The approved billboard location list is attached in Exhibit "B"](#)**. The item was also amended to include Exhibit "B" as submitted.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

Discussion as amended;

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

Summary No. 4105

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES 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, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

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

Summary No. 4106

Introduced by: Councilmember Everhardt on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-012**, PETITION OF COUNCILMEMBER DISTRICT E FOR A ZONING CHANGE FROM A-1 (RURAL) TO R-1 (SINGLE-FAMILY RESIDENTIAL). PROPERTY LOCATION: LOTS: 1-50 WOODCHASE SUBDIVISION, LOTS 1-13 SQ. I, SIDELENIE PK., LOTS 2A, 3-11, 13-A, 14-20, SQ. F. SIDELENIE PK.,

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LOT 2-E-1, 3E-18E, 19 & 20, SQ. E. SIDLENIE PK. SUB., LOTS: 1-5, 6A, 8A, 9-10, & 11A SQ. B. SIDLENIE PK. SUB., 8A1, 9-11A, 13-A-1, 14A, 16A1, & 17A, SQ. A, SIDLENIE SUB. ST. BERNARD, LA 70085.

Discussion ensued;

The Public Hearing for Summary No. 4106 will be held at the September 5, 2023 Council Meeting.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#16 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for June, 2023.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

#17 Coastal Zone Advisory Committee

No action taken on this item.

#18 On motion of the Council Chair, without objection and by unanimous consent, it was moved to remove this item from the agenda.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 1st day of August, 2023.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 8:55 p.m. on the 1st day of August, 2023.

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

Richard "Richie" Lewis

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, AUGUST 15, 2023 THREE (3:00) 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 AUGUST 1, 2023 COUNCIL MEETING:

Summary No. 4103

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-006**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS 92-A-1A IN NW $\frac{1}{4}$ OF SECTION 21, E OF $\frac{1}{2}$ OF SECTION 21 AND SURROUNDING AREA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2023-006**, petition of Olivier Plantation LLC for a Conditional Use for a burrow or excavation pits.

SITE LOCATION: LOTS 92-A-1A IN NW $\frac{1}{4}$ OF SECTION 21, E OF $\frac{1}{2}$ OF SECTION 21 AND SURROUNDING AREA.

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 permits for site operations.

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

Richard Lewis

RICHARD LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

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Introduced by: Administration on 8/1/23

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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 permits for site operations.

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

Richard Lewis

RICHARD LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, AUGUST 15, 2023 THREE (3:00) 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 AUGUST 1, 2023 COUNCIL MEETING:

Summary No. 4105

Planning Commission recommended **APPROVAL** on 7/25/23
Introduced by: Administration on 8/1/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Code language: Underlined to be added, ~~strikethrough to be deleted~~.

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 22-7; Site Development Standards; Subsection 22-7-4, Sign Regulations; Sub-Subsection 22-7-4.5, Dimensions, Conditions, And Restrictions for Sign Types of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A". The approved billboard location list is attached in Exhibit "B".

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

Richard Lewis

RICHARD LEWIS
COUNCIL CHAIR

Summary No. 4105
Ordinance XXXX-XX-XX
Exhibit “A”

Chapter 22 – Zoning
Section 22-7 Site Development Standards
Subsection 22-7-4 – Sign Regulations
Sub-Sub Section 22-7-4.5 – Dimensions, Conditions, and Restrictions for Sign Types

Sec. 22-7-4.5. – Dimensions, Conditions, and Restrictions for Sign Type.

****** other sections omitted for brevity ******

(h) *Freestanding signs.*

- (1) The total number of billboards shall be limited to a number of ~~twenty (20)~~ twenty-one (21).
- (2) Billboard signage shall be limited to six hundred seventy-two (672) square feet per side.
- (3) An applicant must receive a resolution from the parish council to replace a billboard.
- (4) Billboards shall be a minimum height of twenty-five (25) feet to the bottom of the sign.

****** other sections omitted for brevity ******

**Summary No. 4105
Ordinance XXXX-XX-XX
Exhibit "B"**

	Street	City	Notes
1	9117 W. ST. BERNARD HWY	CHALMETTE	
2	8431 W. ST. BERNARD HWY	CHALMETTE	
3	7615 W. ST BERNARD HWY	ARABI	
4	7405 W. ST. BERNARD HWY	ARABI	
5	7305 W. JUDGE PEREZ	ARABI	
6	8101 W. JUDGE PEREZ	CHALMETTE	
7	8000 W. JUDGE PEREZ	CHALMETTE	
8	9125 W. JUDGE PEREZ	CHALMETTE	
9	904 W. JUDGE PEREZ	CHALMETTE	
10	2324 PARIS RD	CHALMETTE	
11	2401 PARIS RD.	CHALMETTE	
12	5000 PARIS RD	CHALMETTE	
13	400 E. JUDGE PEREZ	CHALMETTE	
14	1904 E. JUDGE PEREZ	CHALMETTE	
15	2804 E. JUDGE PEREZ	MERAUX	
16	3225 E. JUDGE PEREZ	MERAUX	
17	309 W. JUDGE PEREZ	CHALMETTE	
18	1605 MEHLE ST.	ARABI	
19	4300 E. JUDGE PEREZ DR.	MERAUX	
20	8400 W. JUDGE PEREZ DR.	CHALMETTE	
21	4804 E. JUDGE PEREZ	VIOLET	

#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 AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #2317-08-23

A RESOLUTION TO RE-APPOINT DANIEL SOLIS AS THE COLLEGE BOARD MEMBER ON THE ST. BERNARD FIRE PROTECTION DISTRICTS NO. 1 -2, FIRE CIVIL SERVICE BOARD

WHEREAS, a vacancy exists on the St. Bernard Fire Protection Districts No. 1-2, Fire Civil Service Board due to the term expired of Jackie Cantrell; and

WHEREAS, the Council is desirous of filling the aforementioned vacancy.

NOW THEREFORE, BE IT RESOLVED, that the St. Bernard Parish Council, the governing authority, does hereby appoint Daniel Solis as the College Board Member of the St. Bernard Fire Protection Districts No. 1-2, Fire Civil Service Board; and

BE IT FURTHER RESOLVED, that this appointment shall be effective as of August 15, 2023 and shall terminate on April 12, 2026.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

Page -2-
Extract #9, continued
August 15, 2023

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, August 15, 2023.

Witness my hand and the seal
of the Parish of St. Bernard on
this 15th day of August, 2023.

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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #2318-08-23

A RESOLUTION TO CALL A SPECIAL ELECTION TO FILL THE VACANCY IN THE OFFICE OF CONSTABLE, WARD I WITHIN THE PARISH OF ST. BERNARD.

WHEREAS, Pursuant to La. R.S. 18:583, an anticipated vacancy has occurred in the above-specified office; and,

WHEREAS, the Governing Authority shall therefore within twenty (20) days call a special election in accordance with La. R.S. 18:402 and La. 18:602 on or before August 23, 2023.

WHEREAS, the unexpired term of said office exceeds one year, and;

WHEREAS, Ward I is wholly located within the boundaries of the Parish of St. Bernard.

NOW, THEREFORE, BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby proclaim the following:

SECTION 1. That a Special Election be called for November 5, 2024 Primary Election and December 7, 2024 General Election with qualifying dates of July 17, 18, & 19, 2024.

SECTION 2. The Clerk of Council shall forward certified copies of this Resolution calling the election as well as the certified minutes of the meeting by certified mail within twenty-four (24) hours to the Louisiana Secretary of State, and the St. Bernard Parish Clerk of Court in accordance with Louisiana Revised Statutes 18:602.

BE IT RESOLVED, that if any provision or item of this Resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this Resolution which can be given effect without the invalid provisions, items or applications and to this end, the provisions of this Resolution are hereby declared severable.

Page -2-
Extract #10 continued
August 15, 2023

BE IT FURTHER RESOLVED, that all resolution or parts thereof in conflict herewith are hereby repealed.

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

YEAS:

NAYS:

ABSENT:

ABSTAINED:

The Chairman, Mr. Lewis, cast his vote as **xx**.

And the motion was declared **xxxx** on the 15th day of August, 2023.

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, August 15, 2023.

Witness my hand and the seal
of the Parish of St. Bernard on
this 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

#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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

EMERGENCY ORDINANCE SBPC #xxxx-08-23

Summary No. 4107

AN EMERGENCY ORDINANCE TO AUTHORIZE THE RETENTION OF BLUE WILLIAMS, L.L.P., TO PROVIDE LEGAL REPRESENTATION FOR ST. BERNARD PARISH GOVERNMENT IN THE CASE OF ST. BERNARD PARISH GOVERNMENT V THE BOARD OF COMMISSIONERS FOR THE PORT OF NEW ORLEANS, 34th JDC 23-1006.

WHEREAS, St. Bernard Parish Government believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to retain Blue Williams, L.L.P. to represent their interests in the above matters.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby approve and authorize the hiring of private counsel, Blue Williams L.L.C., to represent St. Bernard Parish Government in the case of St. Bernard Parish Government v The Board of Commissioners for the Port of New Orleans, 34th JDC 23-1006 and any matters related thereto.

SECTION 2. Compensation. The compensation shall be pursuant to the legal service fee schedule published by the Louisiana Attorney General's office.

SECTION 3. 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 4. 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

Page -2-
Extract #11, continued
August 15, 2023

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, Mr. Lewis, cast his vote as **xx**.

And the motion was declared **xxxx** on the 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD LEWIS
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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4095

Introduced by: Councilmember Everhardt on 6/6/23

Public Hearing held on 7/5/23

Tabled on 7/5/23 until 8/1/23

Tabled on 8/1/23 until 8/15/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2472-12-22**, CHAPTER 11; HEALTH AND SANITATION; ARTICLE IX, PROHIBITING THE SALE AND DISTRIBUTION OF IMPORTED SHRIMP, CRAB MEAT AND CRAWFISH; TO CREATE AND ADD SECTION 11-31~~34~~ ENFORCEMENT OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Code language: Underlined to be added, ~~strikethrough to be deleted~~.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, the Governing Authority, does hereby amend Chapter 11 Health and Sanitation; Article IX, Prohibiting the Sale and Distribution of Imported Shrimp, Crab Meat and Crawfish, to create and add Section 11-31~~34~~ Enforcement of the St. Bernard Parish Code of Ordinances as per attached in Exhibit "A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon the 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

Page -2-
Extract #12, continued
August 15, 2023

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:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Page -2-
Extract #12, continued
August 15, 2023

Returned to Clerk of the Council

Date and Time

Received by

Exhibit "A"
Summary No. 4095
Ordinance SBPC #xxxx-xx-23

Chapter 11 – Health and Sanitation

Article IX – Prohibiting the Sale and Distribution of Imported Shrimp Crab Meat and Crawfish

Section 11-311- Sale and Distribution Prohibited.

- a. It shall be illegal for any person, vendor, seller, or retailer licensed to do business in St. Bernard Parish to sell or distribute imported shrimp, crab meat and crawfish in the Parish of St. Bernard.

Section 11-312 – Definitions

For the purpose of this article, the following terms, phrases and words shall have the meaning given herein, unless it shall be apparent from the context that a different meaning is intended.

Imported – brought into a country from overseas

Section 11-~~312~~ 313- Penalties

- a. Whoever violates the provisions of this section shall be fined not more than five hundred (\$500.00) or imprisoned for not more than six (6) months, or both.
- b. Whoever violates the provisions of this section for a second offense shall be fine one thousand dollars (\$1,000.00) or imprisoned for not more than six months, or both.
- c. Whoever violates the provisions of this section for a third or subsequent offense shall be fine one thousand five hundred dollars (\$1,500.00) or imprisoned for not more than six (6) months, or both. However, if the offender is a vendor, seller or retailer licensed to do business in St. Bernard Parish it shall forfeit and/or have all business licensed revoked by the Parish in addition to the above-stated penalties.

Section 11-~~313~~ 314 - Enforcement

- a. It shall be the responsibility of the chief compliance officer or his designee to inspect and issue a citation to any person, vendor, seller, or retailer that is found to be in violation of these requirements. If a violation is identified, notice of the violation shall be sent to the owner. Notice to one (1) owner shall be deemed notice to any co-owner.
- b. Such notice of violation shall be by United States certified mail.

Exhibit "A"
Summary No. 4095
Ordinance SBPC #xxxx-xx-23

- c. If the notice should be returned by the post office department because of its inability to make delivery thereof or if the owner has refused to accept the notification, notice may be accomplished by publication of the notification in the official journal at least once.
- d. The notice shall contain the following:
1. The date that the violation occurred.
 2. It should state if this is the first, second or a third or subsequent offense.
 3. An additional charge of three hundred dollars (\$300.00) shall be assessed for the cost of the inspection and administrative costs. Included in this charge will be the cost of mailings, filing and publication of notification in the official journal.

#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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4103

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

Public Hearing held on 8/15/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-006**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS 92-A-1A IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2023-006**, petition of Olivier Plantation LLC for a Conditional Use for a burrow or excavation pits.

SITE LOCATION: LOTS 92-A-1A IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

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 permits for site operations.

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Extract #13, continued
August 15, 2023

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:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Page -3-
Extract #13, continued
August 15, 2023

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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4104

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

Public Hearing held on 8/15/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-007**, PETITION OF OLIVIER PLANTATION LLC FOR A CONDITIONAL USE FOR A BURROW OR EXCAVATION PITS. SITE LOCATION: LOTS F1, F2 & F3 IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2023-007**, petition of Olivier Plantation LLC for a Conditional Use for a burrow or excavation pits.

SITE LOCATION: LOTS F1, F2 & F3 IN NW ¼ OF SECTION 21, E OF ½ OF SECTION 21 AND SURROUNDING AREA.

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 permits for site operations.

Page -2-
Extract #14, continued
August 15, 2023

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:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Page -3-
Extract #14, continued
August 15, 2023

Parish President

Guy McInnis

Returned to Clerk of the Council

Date and Time

Received by

#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, AUGUST 15, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4105

Planning Commission recommended **APPROVAL** on 7/25/23

Introduced by: Administration on 8/1/23

Public Hearing held on 8/15/23

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7; SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Code language: Underlined to be added, strikethrough to be deleted.

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 22-7; Site Development Standards; Subsection 22-7-4, Sign Regulations; Sub-Subsection 22-7-4.5, Dimensions, Conditions, And Restrictions for Sign Types of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A". The approved billboard location list is attached in Exhibit "B".

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 #15, continued
August 15, 2023

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 15th day of August, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
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. 4105
Ordinance XXXX-XX-XX
Exhibit “A”

Chapter 22 – Zoning
Section 22-7 Site Development Standards
Subsection 22-7-4 – Sign Regulations
Sub-Sub Section 22-7-4.5 – Dimensions, Conditions, and Restrictions for Sign Types

Sec. 22-7-4.5. – Dimensions, Conditions, and Restrictions for Sign Type.

****** other sections omitted for brevity ******

(h) *Freestanding signs.*

- (1) The total number of billboards shall be limited to a number of ~~twenty (20)~~ twenty-one (21).
- (2) Billboard signage shall be limited to six hundred seventy-two (672) square feet per side.
- (3) An applicant must receive a resolution from the parish council to replace a billboard.
- (4) Billboards shall be a minimum height of twenty-five (25) feet to the bottom of the sign.

****** other sections omitted for brevity ******

**Summary No. 4105
Ordinance XXXX-XX-XX
Exhibit "B"**

	Street	City	Notes
1	9117 W. ST. BERNARD HWY	CHALMETTE	
2	8431 W. ST. BERNARD HWY	CHALMETTE	
3	7615 W. ST BERNARD HWY	ARABI	
4	7405 W. ST. BERNARD HWY	ARABI	
5	7305 W. JUDGE PEREZ	ARABI	
6	8101 W. JUDGE PEREZ	CHALMETTE	
7	8000 W. JUDGE PEREZ	CHALMETTE	
8	9125 W. JUDGE PEREZ	CHALMETTE	
9	904 W. JUDGE PEREZ	CHALMETTE	
10	2324 PARIS RD	CHALMETTE	
11	2401 PARIS RD.	CHALMETTE	
12	5000 PARIS RD	CHALMETTE	
13	400 E. JUDGE PEREZ	CHALMETTE	
14	1904 E. JUDGE PEREZ	CHALMETTE	
15	2804 E. JUDGE PEREZ	MERAUX	
16	3225 E. JUDGE PEREZ	MERAUX	
17	309 W. JUDGE PEREZ	CHALMETTE	
18	1605 MEHLE ST.	ARABI	
19	4300 E. JUDGE PEREZ DR.	MERAUX	
20	8400 W. JUDGE PEREZ DR.	CHALMETTE	
21	4804 E. JUDGE PEREZ	VIOLET	