



St. Bernard Parish Council

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

#14

Kerri Callais
*Councilmember
at Large*

Richard 'Richie' Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Nathan Gorbaty
*Councilmember
District B*

Howard Luna
*Councilmember
District C*

Wanda Alcon
*Councilmember
District D*

**Manuel "Monty"
Montelongo III**
*Councilmember
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON WEDNESDAY, JANUARY 2, 2019 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2129-01-19

Summary No. 3674

Planning Commission recommended APPROVAL on 12/11/18

Introduced by: Councilmember McCloskey on 12/18/18

Public Hearing held on 1/2/19

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS, SUBSECTION 22-4-2.14; ACCESSORY BUILDINGS AND STRUCTURES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Parish Council hereby amends Chapter 22; Zoning, Section 22-4; General Provisions, Subsection 22-4-2.14; Accessory Buildings and Structures attached in Exhibit "A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion 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: McCloskey, Luna, Alcon, Callais

NAYS: None

ABSENT: Gorbaty, Montelongo



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Extract #14 continued
January 2, 2019

Richard 'Richie' Lewis
Councilmember
at Large

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

And the motion was declared **adopted** on the 2nd day of January, 2019.

Gillis McCloskey
Councilmember
District A

Nathan Gorbaty
Councilmember
District B

Howard Luna
Councilmember
District C

Wanda Alcon
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Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President 1-3-19 2:50pm
Date and Time

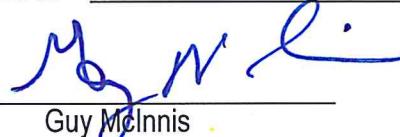
Received by

Magen Campo

Approved ✓

Vetoed _____

Parish President


Guy McInnis

Returned to Clerk of the Council

1/7/19 11:00 am
Date and Time

Received by

Eljae Melan

Summary No. 3674
Exhibit "A"
Ordinance SBPC #2129-01-19

Chapter 22 - Zoning

Sec. 22-4 – General Provisions

22-4-2.14 – Accessory Buildings and Structures

Sec. 22-4. - General provisions.

Omit for Brevity

22-4-2.14. Accessory buildings and structures.

- (a) The following provisions shall regulate the location of accessory buildings with respect to required yards:
 - (1) Accessory buildings shall be prohibited in any required front yard or side street side yard.
 - (2) Where an accessory building is located in a zone requiring a side yard and such building is entirely to the rear of the principal structure, the accessory building shall be distant at least three (3) feet (sky clearance) from any adjoining lot line.
 - (3) Where any portion of an accessory building projects between a principal structure and the side lot line, the accessory building shall comply with the required side yard restriction for a principal structure in the zone in which it is located.
 - (4) Where a corner lot adjoins in the rear a lot in any residential zone, no part of an accessory building within twenty-five (25) feet of the common lot line shall extend closer to the street than the actual or required depth, whichever is less, of the front yard for the principal structure on the adjoining lot.
- (b) Accessory buildings shall not exceed fifteen (15) feet in mean height and ten (10) feet in height at the eave except for barns, boat docks and other such agricultural and fishing-related accessory structures in an A-1 Rural Zone. Detached carports shall not exceed sixteen (16) feet in height at the ridge and fourteen (14) feet in height at the eave.
- (c) Where any portion of or entire accessory building in a residential zone occupies the required rear yard, said portion or entire accessory building shall not occupy more than seventy (70) percent of the required rear yard.
- (d) Metal accessory buildings shall not exceed one hundred twenty (120) square feet and nine (9) feet in height; and shall not be located closer than fifty (50) feet to a front property line.
- (e) For purposes of this chapter, shipping containers, cargo containers, railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles and similar prefabricated items and structures originally built for purposes other than the storage of goods and materials are not accessory storage buildings.

Summary No. 3674
Exhibit "A"
Ordinance SBPC #2129-01-19

- (1) A shipping container or similar items are prohibited from the following zoning districts: R-1, R-2, R-3, R-1(M), R-4, RO, C-1, C-2, C-3 and SBV.
- (2) Shipping containers or similar items are not subject to variances or waivers by the board of zoning adjustments in zoning districts where prohibited.
- (3) Shipping containers or similar items may be used for the temporary location of an office, equipment and/or materials storage structure during non-residential construction which is taking place on the property where the shipping container or similar item is located, subject to an active building permit.
- (4) The temporary placement of portable site storage containers (PODS) not exceeding one hundred fifty (150) square feet in total area on residentially zoned properties, or on properties the primary use of which is residential, for a limited purpose of loading and unloading household contents shall be permitted for a period of time not exceeding thirty (30) days in any twelve-month period. An extension is subject to the review and approval of the director of the department of community development.