



# St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043  
(504) 278-4228 Fax (504) 278-4209  
[www.sbpj.net](http://www.sbpj.net)

**#13**

**Kerri Callais**  
Councilmember  
at Large

**Richard "Richie" Lewis**  
Councilmember  
at Large

**Gillis McCloskey**  
Councilmember  
District A

**Nathan Gorbaty**  
Councilmember  
District B

**Howard Luna**  
Councilmember  
District C

**Wanda Alcon**  
Councilmember  
District D

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

**Roxanne Adams**  
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 16, 2019 AT THREE O'CLOCK P.M.

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

## ORDINANCE SBPC #2178-07-19

### Summary No. 3727

Planning Commission recommended **APPROVAL w/ conditions and waivers** on 6/25/19

Introduced by: Administration on 7/2/19

Public Hearing held on 7/16/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-010**, PETITION OF VITO MONTALBANO FOR A CONDITIONAL USE PERMIT TO OPERATE A TIRE AND MECHANIC SHOP IN AN C-1, (NEIGHBORHOOD COMMERCIAL) DISTRICT. PROPERTY LOCATION: 801 E. JUDGE PEREZ CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council does hereby approve **Docket Z-2019-010**, petition of Vito Montalbano for a Conditional Use Permit to operate a Tire and Mechanic Shop in an C-1, (Neighborhood Commercial) District.

PROPERTY LOCATION: 801 E. JUDGE PEREZ CHALMETTE, LA 70043.

Planning Commission recommends **APPROVAL** with the following **WAIVERS** and **CONDITIONS**:

### Waivers:

1. A waiver of two (2) off-street parking spaces per the requirements of **Section 22-7-3.2 – Number of parking spaces (Motor Vehicle Service and Repair)**.
2. A waiver of the requirements of **Chapter 22-7-3.4(i) – Parking Lot Design** to include permit a reduction of the 10' setback to a 0' setback along the side and rear property line as well as the 10' building line setback.



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Extract #13 continued  
July 16, 2019

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## *Condition:*

1. The applicant shall meet all requirements of the St. Bernard Parish Council, Louisiana – Code of Ordinances, unless otherwise waived by Council or granted variance from the Board of Zoning Adjustments.

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

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

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

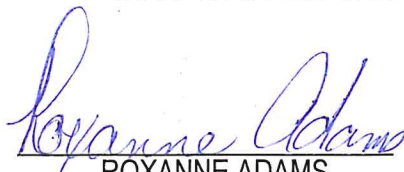
**YEAS:**            McCloskey, Alcon, Montelongo

**NAYS:**            Luna

**ABSENT:**        Gorbaty, Callais

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

And the motion was declared **adopted** on the 16<sup>th</sup> day of July, 2019.

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
RICHARD "RICHIE" LEWIS  
COUNCIL CHAIR

Delivered to the Parish President

7/19/19 2:55pm  
Date and Time



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**Roxanne Adams**  
Clerk of Council

Received by

maegen campo

Approved

✓

Vetoed

\_\_\_\_\_

Parish President

Guy McInnis

Guy McInnis

Returned to Clerk of the Council

7/19/19 4:30pm  
Date and Time

Received by

Elyse Melancon