



St. Bernard Parish Council

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

#18

Kerri Callais
*Councilmember
at Large*

Richard "Richie" Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Howard Luna
*Councilmember
District C*

Wanda Alcon
*Councilmember
District D*

Fred Everhardt, Jr.
*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, AUGUST 4, 2020 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2251-08-20

Summary No. 3815

Introduced by: Councilmember Moran on 7/21/20

Planning Commission recommended **APPROVAL** on 7/28/20

Public Hearing held on 8/4/20

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS, SUBSECTION 22-4-2.15; RESIDENTIAL FENCES IN ARABI, CHALMETTE, MERAUX, VIOLET AND IN ALL R-1 DISTRICTS REGARDLESS OF LOCATION, AND SUBSECTION 22-4-2.16; FENCES, WALLS, AND HEDGES IN COMMERCIAL DISTRICTS 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 22-4-2.15; residential fences in Arabi, Chalmette, Meraux, Violet and in all R-1 Districts regardless of location, and Subsection 22-4-2.16; fences, walls, and hedges in commercial districts as 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.



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Extract #18 continued
August 4, 2020

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 4th day of August, 2020.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 8/7/2020 1:45 pm
Date and Time

Received by

Maegen Kelley

Approved ✓

Vetoed _____

Parish President

Guy McInnis

Returned to Clerk of the Council

8/10/2020 10:27 am
Date and Time

Received by

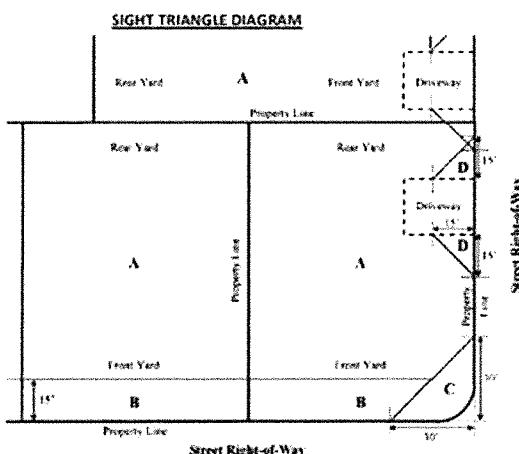
Donya LaFon

Summary No. 3815
Ordinance SBPC #2251-08-20
Exhibit "A"

Chapter 22; Zoning
Section 22-4; General Provisions

22-4-2.15. Residential fences in Arabi, Chalmette, Meraux, Violet and in all R-1 Districts regardless of location.

- (a) Residential fences measuring up to thirty-six (36) inches in height shall be no closer to the inside edge of any sidewalk than one (1) foot. In instances where there is no sidewalk, or where a front property boundary is otherwise difficult to determine, residential fences measuring up to thirty-six (36) inches in height shall be no closer than twenty-one (21) feet to the center line of the street or eleven (11) feet to the edge of pavement. Fences on corner lots must conform to the guidelines in item (c) and (d) below.
- (b) Residential fences exceeding thirty-six (36) inches shall be subject to the front setback for the property upon which it is erected.
- (c) On corner lots, residential fences exceeding thirty-six (36) inches in height and erected in the side yard facing the street shall be no closer to the side property boundary than half the distance of the side setback for the property as determined in accordance with section 22-4-3.3(j), and must also conform to the guidelines in item (d) below.
- (d) On corner lots, no opaque fence (i.e., fencing that cannot be seen through, such as solid wood plank, etc.) shall be erected within the sight triangles depicted in the diagram below or as determined by measuring distances from the center of the intersection (see chart below). Opaque fencing may be "angled in" to avoid encroaching into a sight triangle. (Non-opaque fencing may be erected within the sight triangle, but must still conform to the guidelines in items (a), (b), and (c) above.)



Sight Triangle Distances Chart

Street Width	Distances From Center of Intersection
15 feet	65 feet
20 feet	70 feet
25 feet	75 feet
30 feet	80 feet

Note: If the two streets are different widths, use the measurement for the narrower street.

On corners where the guidelines cannot easily be applied, the sight triangle may be approximated in accordance with the building setbacks at said corner. Subject to the guidelines in items 1—3, no opaque fence may be placed closer to either property boundary such that it obstructs more visibility than would a residence built in conformance with the setbacks.

- (e) Fencing material shall be made of wood plank, brick, decorative or finished (paint or stucco) block, vinyl, chain link, aluminum, metal, iron or wrought iron
- (f) Solid metal fencing is prohibited on areas adjacent to public rights-of-way in residential districts. Prohibited fencing in residential neighborhood is as listed: solid metal, untreated wood, or any materials not specified as (fencing) by manufacturer without approval by the Department of Community Development.

22-4-2.16. Fences, walls and hedges in commercial districts.

- (a) Commercial fences or walls may not exceed seven (7) feet in height unless otherwise permitted or restricted by this ordinance. A fence or wall may be erected along the boundary between a commercial district and an industrial district to a height not exceeding ten (10) feet. Fences, walls or hedges on corner lots and driveway areas must conform to the site triangle guidelines of section 22-4-2.15(c) and (d).
- (b) No fence or wall shall be erected on vacant commercial district lots (without a main use).
- (c) Solid metal fencing is prohibited on areas adjacent to public rights-of-way.