



St. Bernard Parish Council

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

#16

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 WEDNESDAY, NOVEMBER 4, 2020 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2276-11-20

Summary No. 3843

Introduced by: Councilmember Moran on 10/6/20

Planning Commission recommended **Approval** on 10/27/20

Public Hearing held on 11/4/20

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-6, COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, SUB-SECTION 22-6-5.3, SHOPPING CART REQUIREMENTS 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, Sub-Section 22-6-5.3, Shopping Cart Requirements of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

WHEREAS, the St. Bernard Council, Governing Authority of St. Bernard Parish, does hereby establish a special revenue fund and implement stipulations for all revenues and expenditures for said fund; and,

WHEREAS, the special revenue fund referred to as the "Park Restoration Fund" will be established as Fund 235; and,

WHEREAS, the revenues for said fund shall come from any and all impound fees for shopping carts; and,

WHEREAS, the expenditures from this fund shall only be for the aiding in future restoration of existing parks and must be approved by the Council before expenses can be paid.



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Extract #16 continued
November 4, 2020

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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:

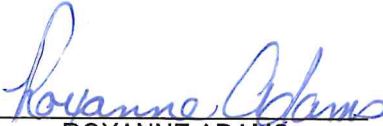
YEAS: McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

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 November, 2020.



ROXANNE ADAMS
CLERK OF COUNCIL



KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President 11/6/2020 9:45am
Date and Time

Received by



Maigen Kelley



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Clerk of Council

Approved ✓

Vetoed _____

Parish President

Guy McInnis
Guy McInnis

Returned to Clerk of the Council

11/12/2020 9:15am
Date and Time

Received by

Yongia Talony

Summary No. 3843
Exhibit "A"
Ordinance SBPC #2276-11-20

Chapter 22 - Zoning

Sec. 22-6. – Commercial and Industrial Zoning Districts

22-6-5.3 – Shopping Cart Requirements

22-6-5.3. Shopping Cart Requirements

- (a) Shopping cart requirements for new businesses. Any new retail business that will have more than fifteen(15) shopping carts must implement at least one of the following requirements to maintain the stores shopping cart stock:
 - (1) Install a mechanism to prevent carts from exiting the building;
 - (2) Install a wheel locking device that will prevent carts from leaving the parking lot;
 - (3) Install a coin operated cart machine that requires customers to pay a deposit to use a cart and provides a refund once the cart is returned;
 - (4) Use associates to assist carrying customer's purchases to their vehicle;
 - or
 - (5) Hire security guards to patrol parking lot to prevent cart removal
- (b) Impound fee - All Retail Business with Shopping Carts
 - (1) Any shopping cart found abandoned and not retrieved within seventy-two (72) hours by the retail business to which it belongs after being reported to the retail business by St. Bernard Parish Government will be subject to a \$100.00 impound fee. If the shopping cart has not been retrieved from the impound yard by the retail business within ten (10) days, the cart will be brought to the parish's landfill.