



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#10

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, DECEMBER 20, 2022 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #2473-12-22

Summary No. 4055

Introduced by: Councilmember Lewis on 11/1/22
Planning Commission recommended **DENIAL** on 11/22/22
Public Hearing held on 12/6/22
Tabled on 12/6/22 until 12/20/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-10, ADMINISTRATION AND ENFORCEMENT; SUB-SECTION 22-10-1 PLANNING COMMISSION; SUB-SUBSECTION 22-10-1.5, ZONING CHANGE APPLICATION 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 amend Chapter 22, Zoning; Section 22-10, Administration and Enforcement; Sub-Section 22-10-1 Planning Commission; Sub-Subsection 22-10-1.5, Zoning Change Application of the St. Bernard Parish Code of Ordinances as per attached 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 #10 continued
December 20, 2022

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

YEAS: Moran, Everhardt, Lewis

NAYS: McCloskey, Luna, Alcon

ABSENT: None

The Council Chair, Ms. Callais, cast her vote as YEA.

And the motion was declared adopted on the 20th day of December, 2022.

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

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President

12/22/22 9:20am
Date and Time

Received by

Approved

Vetoed

Guy McInnis

Parish President

Returned to Clerk of the Council

12/22/2022 9:24am
Date and Time

Received by

Exhibit "A"
Summary No. 4055
Ordinance SBPC #2473-12-22

Chapter 22 – Zoning

Section 22-10 – Administration and enforcement

Subsection 22-10-1 – Planning Commission

Sub-subsection 22-10-1.5 – Zoning change application

22-10-1.5. Zone change application.

a. The boundaries of any zone district established hereunder may from time to time be amended, modified, or changed by recommendation of the commission to the council on its own initiative or by petition for approval.

1. Unless initiated by the commission, all petitions for a change of zone must be made by the owners of record of the property involved, their authorized agents, or the holder of an option to purchase.

2. Any petitions for amendment shall be submitted in writing to the department of community development on forms prescribed.

3. Applications shall be accompanied by:

a. Six (6) copies of a survey map prepared at twenty-four (24) inches x thirty-six (36) inches at an acceptable scale based on the size of the area; and

b. The names, addresses and zip codes (when available) of all parcel owners as per the latest assessor's records, keyed by parcel number; and

c. The appropriate application fee, except that the commission shall be exempt from any application fee.

4. The maps shall show:

a. Existing zone district lines (depicted by a heavy, broken line).

b. Property for which the zone change is requested (shown in a shaded pattern).

c. A line representing the locus of points five hundred (500) feet in all directions from the parcel(s) for which the change in classification is requested.

d. Lots and streets lying wholly or partially within five hundred (500) feet in all directions.

e. Appropriate legend indicating the specific request as well as the name of the applicant and owner(s) of land included in the proposed change.

f. Lot or parcel numbering consistent with the system used by the assessor's office.

g. north arrow and location key map at a scale of one (1) inch = one thousand (1,000) feet.

h. Appropriate professional certification and clarification by a land surveyor.

Exhibit "A"
Summary No. 4055
Ordinance SBPC #2473-12-22

5. Any amendment or change may be adopted only after due notice and public hearing in accordance with the provisions of state law.
6. No petition for amendment which has been rejected by the council shall be heard again within two (2) years from the date of rejection except that the council may grant a re-hearing before one (1) year if it finds, on facts presented in writing, that a material change in the situation justifies this action in the interest of the public as well as the petitioners.

b. Comprehensive Plan - Future Land Use Map Requirements.

1. When a lot abutting St. Bernard Highway, Judge Perez Drive, or Paris Road, from the Orleans Parish line to the Violet Canal, is designated commercial on the future land use map, the adjoining lots may be considered to be zoned commercial up to two hundred and fifty (250) feet. An owner shall subdivide multiple lots, up to two hundred and fifty (250) feet, to create a single lot. During the requested subdivision, if a portion of an existing lot is beyond two hundred and fifty (250) feet, the lot shall be subdivided from the lot abutting the highway, and the new, rear lot shall have a minimum frontage of sixty (60) feet. The Parish does not permit split zoning districts.