



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

(504) 278-4228 Fax (504) 278-4209

www.sbpj.net

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

#15

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 16, 2022 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #2256-08-22

A RESOLUTION RESPECTFULLY REQUESTING ADMINISTRATION TO PERFORM PROACTIVE CODE ENFORCEMENT ON ILLEGALLY PARKED VEHICLES AND THE STORAGE OF JUNK ON ALL MAJOR THOROUGHFARES AND NORTH OF JUDGE PEREZ DRIVE TO LIBERAUX STREET AND EAST OF PARIS ROAD TO GOLDEN DRIVE

WHEREAS, the St. Bernard Parish Council is requesting that Administration perform proactive code enforcement regarding the illegal parking of vehicles and the storage of junk on all major thoroughfares and North of Judge Perez Drive to Liberaux Street and East of Paris Road to Golden Drive on public and private property throughout St. Bernard Parish, and;

WHEREAS, there seems to be excessive complaints from the residents of St. Bernard Parish regarding the illegal parking of vehicles; and.

WHEREAS, this is in direct violation of Chapter 20, Traffic; Section 144.1 parking of certain vehicles in residential areas of the St. Bernard Parish Code of Ordinances; and,

WHEREAS, there seems to be excessive complaints from the residents of St. Bernard Parish regarding the storage of junk on public and private property; and,

WHEREAS, this is in direct violation of Chapter 11, Health and Sanitation; Section 11-27 storage, etc., of junk on public property and Chapter 11, Health and Sanitation; Section 11-28 storage of junk on private property; and,

NOW THEREFORE BE IT RESOLVED that the St. Bernard Parish Council, the Governing Authority of St. Bernard Parish is hereby request Administration to perform proactive code enforcement on illegally parked vehicles and the storage of junk in St. Bernard Parish.



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Extract #15 continued
August 16, 2022

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

YEAS: McCloskey, Moran, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: Luna


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

And the motion was declared **adopted** on the 16th day of August, 2022.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, August 16, 2022.

Witness my hand and the seal
of the Parish of St. Bernard on
this 16th day of August, 2022.


ROXANNE ADAMS
CLERK OF COUNCIL

Sec. 20-144.1. - Parking of certain vehicles in residential areas.

- (a) It shall be unlawful for any person, firm or corporation to park or store an airplane, mobile- home, trailer, tractor-trailer, or part of such vehicle in any area of a residential zone.
- (b) It shall be unlawful for any person, firm or corporation to park or store any recreational vehicle, camper, boat, trailer, utility trailer or parts thereof within the boundaries of the front yard of any R-1, R-2, R-3 zoned properties, excluding a driveway that is positioned perpendicular to the residential structure. Said driveway shall not comprise more than twenty (20) feet in width.
- (c) In residential zones, the following vehicles will be allowed to be parked:
 - (1) Passenger vehicles.
 - (2) Vehicles used for vanpooling of not more than fifteen-passenger capacity.
 - (3) Station wagons.
 - (4) Pickup trucks up to one-ton capacity.
- (d) Any person, firm or corporation violating the provisions of this section shall be assessed a civil penalty of not less than twenty dollars (\$20.00) and not more than one hundred dollars (\$100.00). Said penalty shall be for each and every day that such violation exists.
- (e) This section shall authorize parish government through its agents and divisions of the compliance office, the office of community development, constables in their respective wards to bring action against violators of this section.
- (f) It shall be unlawful for any person, firm, or corporation to park or store any passenger vehicle within the boundaries of the front yard of any R-1, R-2, R-3 zoned properties, excluding a driveway that is positioned perpendicular to the residential structure or a circular driveway that meets current zoning standards. Said perpendicular driveway shall not comprise more than twenty (20) feet in width.

Sec. 11-27. - Storage, etc., of junk—On public property.

Exceptions: The provisions of this definition of junked motor vehicle shall not apply to any motor vehicle in operable condition specifically adopted or constructed for racing or operation on privately owned drag strips or raceways; nor shall they apply to any operable motor vehicle retained by the owner for antique collection purposes rather than for salvage or transportation.

"Abandoned vehicle" shall mean any vehicle which lacks a current, valid license plate and safety inspection certificate and is left unattended or unclaimed on any parish street or on any parish property in the same location or place for more than ten (10) calendar days shall be considered an abandoned vehicle. Under the provisions of this section, a vehicle shall be deemed to be abandoned whenever the vehicle is parked, placed or left in a location and remains within an area of one hundred (100) yards of such location for more than ten (10) calendar days.

"Vehicle" shall mean every device in, upon, or by which, any person or property is or may be transported or drawn upon a highway, street or alley; except devices moved by human power or used exclusively upon stationary rails or tracks. A bicycle or a ridden animal shall be a vehicle, and a trailer or semi-trailer shall be a separate vehicle.

"Wrecked vehicle" as used herein shall mean a vehicle which has been partially dismantled, is elevated on blocks, jacks or by any other means, or is damaged (including, flat tires, missing tires, missing body parts, etc.) in such a way that it appears it cannot be driven or operated.

- (a) It shall be unlawful for any person to park or store any machinery, house trailer, boat, abandoned vehicle, wrecked vehicle or junked vehicle on any public street or right-of-way.
- (b) The storage of abandoned, wrecked or used automobiles or other motor vehicles, or any part thereof, or any other junked, discarded or abandoned machinery or other metal, tin or other discarded items on public property, including, but not limited to, public streets, street right-of-way, sidewalk, neutral ground, vacant or occupied lot, or other public places of the parish shall constitute a violation.
- (c) Notice of a violation shall be posted on the vehicle, machinery, junk, house trailer or other discarded item(s). Any vehicle, machinery, junk, or other discarded item which remains in violation thirty-six (36) hours after notice shall be considered

public property and will be towed or hauled off at the property owner's expense or the party responsible for placing material at this location. Any person in violation of the above shall be fined two hundred dollars (\$200.00) plus the actual expense or cost to the government for removal.

Sec. 11-28. - Storage of junk on private property.

- (a) No person shall store or offer for sale junked, wrecked or used automobiles or other motor vehicles, or any part thereof, or any junked, discarded or abandoned machinery or other metal, tin, or other discarded items on any vacant lot or any unused portion of any occupied lot that is not properly enclosed on all boundary lines with a proper, suitable and substantial fence not less than seven (7) feet nor more than ten (10) feet high which properly screens such enclosed area from public view, provided that the fence be kept in a constant state of good repair and no sign or other advertising matter shall be placed upon such fence.
- (b) The storage of any junked, wrecked, or used automobile or other motor vehicle, or any part thereof, or any junked, discarded or abandoned machinery or other metal, tin, or other discarded items, on private property, in view of the general public, shall constitute a violation.
- (c) Notice of a violation shall be posted on the vehicle, junk, or other discarded items. Any vehicle, junk or other discarded items which remains in violation ten (10) days after notice shall be considered public property and will be towed at the property owner's expense.
- (d) Any person in violation of the above may be fined a minimum of one hundred (\$100.00) and up to three hundred dollars (\$300.00) per such vehicle in addition to any towing or impound fees as set forth by the Louisiana Towing and Recovery Act, or any other costs to parish government attributable to impoundment of any such vehicles.