



St. Bernard Parish Council

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

#27

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, SEPTEMBER 19, 2023 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #2522-09-23

Summary No. 4118

Introduced by: Councilmember Luna on 9/5/23
Public Hearing held on 9/19/23

AN ORDINANCE TO **AMEND** CHAPTER 2.5; ADMINISTRATIVE ADJUDICATION, SECTION 2.5-6; POWERS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

THE ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby amend Chapter 2.5; Administrative Adjudication, Section 2.5-6; Powers of the St. Bernard Parish Code of Ordinances as attached as 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 this Ordinance with the invalid portions omitted.

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



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Extract #27, continued
September 19, 2023

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


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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 19th day of September, 2023.


ROXANNE ADAMS
CLERK OF COUNCIL



RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President 9/20/23 3:15pm
Date and Time

Received by Margen Kelley

Approved  Vetoed _____

Parish President


Guy McInnis

Returned to Clerk of the Council

9/26/23 10:15am
Date and Time

Received by

Louisa Lalouze

Summary No. 4118
Ordinance SBPC #2522-09-23
Exhibit "A"

Chapter 2.5 – Administration Adjudication
Section 2.5-6 - Powers

Sec. 2.5-6. – Powers.

The hearing officer shall have the power to:

- (a) Administer oaths and affirmations;
- (b) Issue orders compelling the attendance of witnesses, respondents and violators and the production of documents;
- (c) Levy fines and hearing costs, the total of which shall not exceed the maximum established for the parish courts of St. Bernard Parish;
- (d) Order violators to correct violations within a stipulated time;
- (e) Take necessary and lawful measures to effect corrections of the violations if the violator fails to do so within the time allocated by the hearing officer, including but not limited to ordering that all utilities be shut off at the immovable property in question;
- (f) Place liens, pursuant to section 2.5-9 of this chapter, against the immovable property located within the parish, if the violator fails to remit payment or any costs and/or fines, within thirty (30) days of the levy of the same;
- (g) If any person fails to comply with a subpoena issued by the parish council or if a witness refuses to testify in any matter regarding which he/she may be lawfully interrogated, [the] hearing officer, after hearing, shall adjudge him/her guilty of contempt and may fine him/her not more than two hundred dollars (\$200.00).