ORDINANCES ADOPTED BY THE ST. BERNARD PARISH COUNCIL 2008

811-02-08	2075	An ordinance to approve placing a moratorium on all new Mobile Homes and Mobile Home Parks; Trailers and Trailer Parks; House Courts, Tent Camp Spaces, Recreational Vehicles Spaces, etc. until such time as the implementation of land use measures considered by the Parish Planning Commission and adopted by Council.	02-07-08
812-02-08	2078	Grant variance to Denis and Angela Estave, to reduce the required rear yard by 7.44 feet at 2117 South Park, Violet, LA.	02-07-08
813-02-08	2079	Grant variance to James F. and Brenda S. Phillpott, to reduce the required rear yard by 7.87 feet at 3409 Volpe Drive, Chalmette, LA.	02-07-08
814-02-08	2080	Approve Docket PUP 1-08, petition of Ruben Robert Delgado, II, for a Permissive Use Permit to be allowed use of 120 Cougar Drive, Carolyn Court Subdivision, as a rental unit in R-1.	02-07-08
815-02-08	2077	Approve a $20 fine due immediately to the Administration or forfeiture of the cell phone until payment of said fine, for anyone using a cell phone during and in any Council or Committee meeting. Cell phones should be in the off or vibrate position. The fine monies will go to the Recreation Department. There will be a 10-day appeal period of any fine. Appeals can be sent by letter requesting a hearing to the Clerk of Council at 8201 W. Judge Perez Dr, Chalmette, LA 70043. Appeals will be heard by the Executive Finance Committee.	02-19-08
816-02-08	2086	AUTHORIZE THE PRESIDENT TO SIGN A CONTRACT LEASE BETWEEN ST. BERNARD PARISH GOVERNMENT AND CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT #20 E. CHALMETTE CIRCLE, ALSO KNOWN AS BLUE BIRD PLAYGROUND. SAID RIGHT OF WAY SHALL BE UTILIZED BY LA DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.	
817-02-08	2098	AUTHORIZE THE PRESIDENT TO SIGN A CONTRACT LEASE BETWEEN ST. BERNARD PARISH GOVERNMENT AND CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT 2224 A PALMISANO BOULEVARD, CHALMETTE ALSO KNOWN AS REBEL PARK. SAID RIGHT OF WAY SHALL BE UTILIZED BY LA DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.	02-19-08
818-03-08	2094	AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY DELTA LAND PARTNERS, LLC, BEING REPRESENTED BY MR. CHRIS LEOPOLD, TO REDUCE THE REQUIRED OFF-STREET PARKING FROM 100 PARKING SPACES DOWN TO 45 PARKING SPACES IN ORDER TO CONSTRUCT A NEW RETAIL COMMERCIAL BUILDING IN A C-1 ZONING DISTRICT ON PROPERTY AT 5700 E. JUDGE PEREZ DRIVE, SECTION 5, TOWNSHIP 13, SOUTH, RANGE 13 EAST OF REPOSE PLANTATION, VIOLET, LA.	03-04-08
819-03-08	2095	AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF SIX MILLION SEVEN HUNDRED FIFTEEN THOUSAND DOLLARS ($6,715,000) OF SALES TAX REFUNDING BONDS, SERIES 2008, OF THE PARISH OF	

		ST. BERNARD, STATE OF LOUISIANA; PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE RIGHTS OF THE OWNERS THEREOF; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND THE APPLICATION OF THE PROCEEDS THEREOF TO THE REFUNDING OF CERTAIN BONDS OF SAID PARISH; AWARDING SAID BONDS TO THE PURCHASER THEREOF AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.	03-04-08
820-03-08	2096	AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY MURIEL THERESA CHANDLER, TO REDUCE THE REQUIRED REAR YARD FROM 16.4 FEET DOWN TO 11 FEET AT 2516 CALUDA LANE, VIOLET, LA.	
821-04-08	2067	AN ORDINANCE TO REPEAL SECTION 5-16 OF THE ST. BERNARD PARISH CODE OF ORDINANCES AND TO CREATE A NEW SECTION 5-40 THROUGH 5-43 TO REGULATE THE EXCAVATION OF PONDS, BORROW PITS, AND RELATED ACTIVITIES	04-01-08
822-04-08	2085	AN ORDINANCE TO APPROVE DOCKET 2-08, PETITION OF GAIL SITZEN, WIFE OF/AND WILBERT MACKLES FOR A ZONING CHANGE FROM R-1, (SINGLE FAMILY RESIDENTIAL) TO R-1(M), (SINGLE FAMILY DWELLING AND MOBILE HOME RESIDENTIAL) FOR SQUARE NO. 4, LOT NO. 6, SITUATED IN NORTH BORGNEMOUTH SUBDIVISION. MUNICIPAL NO. 2318 PACKENHAM ROAD	04-01-08
823-04-08	2087	An ordinance to approve **Docket PUP 5-08**, petition of Storyville Development, by Yorsch Development Group, LLC, represented by Frederick E. Yorsch, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 8520 Benjamin Drive, Lot 706, Square 21, Buccaneer Villa North Subdivision, Section 2	04-01-08
824-04-08	2089	An ordinance to approve **Docket PUP 7-08**, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2421 Cora Ann Street, Lot 91, Highland Villa, Extension No. 5	04-01-08
825-04-08	2090	An ordinance to approve **Docket PUP 8-08**, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: No. 20 Provencial Court, Lot 32, Highland Villa Subdivision.	04-01-08
826-04-08	2091	An ordinance to approve **Docket PUP 9-08**, petition of Jason P. Malasovich for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 1732 Schnell Drive, Lot 17, Square F, Ridgeland Terrace Subdivision.	04-01-08
827-04-08	2092	An ordinance to approve **Docket 3-08**, petition of Ruth Nunez Roberts Windom for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 8 of Square No. 4 in North Borgnemouth Subdivision. Municipal Address: 2328 Packenham Road, Violet, LA	04-01-08

828-04-08 2099 AN ORDINANCE APPROVING AND AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT AND REPRESENTATIVE REED HENDERSON FOR OFFICE SPACE, TERMINATION OF CONTRACT CONCURRENT WITH THE REMOVAL OF TRAILERS IN THE GOVERNMENT COMPLEX PARKING LOT. 04-01-08

829-04-08 2102 AN ORDINANCE TO AMEND CHAPTER 22 TO ADD SECTION 9-11 OF THE ST. BERNARD CODE OF ORDINANCES TO REQUIRE THE FRONT ENTRANCE OF RESIDENCES BE PLACED FACING THE MUNICIPAL ADDRESS OF THE BUILDING 04-01-08

830-04-08 2037 AN ORDINANCE AUTHORIZING ST. BERNARD PARISH GOVERNMENT'S SALE OF ITS FIRE STATION LOCATED AT THE MUNICIPAL ADDRESS OF 2400 E. JUDGE PEREZ DRIVE, CHALMETTE, LA TOGETHER WITH ALL BUILDINGS AND IMPROVEMENTS LOCATED THEREON, AND ALL RIGHTS, WAYS, SERVITUDES, PRIVILEGES, APPURTENANCES, AND ADVANTAGES THEREUNTO TO MURPHY LOT HOLDINGS, L.L.C. PURSUANT TO THE TERMS AND CONDITIONS OF THE CLASS ACTION SETTLEMENT IN THE MATTER ENTITLED "PATRICK JOSEPH TURNER VS. MURPHY OIL USA, INC." FOR $200,000. 04-15-08

831-04-08 2093 An ordinance to approve **Docket 4-08**, petition of Loretta Audry Mayeur Dardar for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 in Square No. 6 in North Borgnemouth Subdivision. Municipal Address: 2400 block of General Pershing Street, Violet, LA. 04-15-08

832-04-08 2100 AN ORDINANCE TO AMEND BUILDING INSPECTION REQUIREMENTS TO ADD THE FOLLOWING SECTION AND LANGUAGE TO THE ST. BERNARD PARISH CODE OF ORDINANCES SECTION 5-103.8.6, REQUIRED INSPECTIONS: BUILDING MOLD REMEDIATION. 04-15-08

833-04-08 2103 AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET TO MOVE $7,200 FROM COUNCIL PROFESSIONAL SERVICES (535448)TO COUNCIL DUES AND SUBSCRIPTIONS (510427)FOR 2008 POLICE JURY ASSOCIATION DUES. 04-15-08

834-04-08 2107 An ordinance to approve **Docket PUP 10-08**, petition of Jo Ann Borne, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2100 Kingfisher Dr., Lot 174, Square B, Plantation Subdivision, Section No. 2, St. Bernard, Louisiana. 04-15-08

835-04-08 2110 An ordinance to approve **Docket PUP 13-08**, petition of Nathaniel Cyprian, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2813 Ashley Dr., Angelique Estates. 04-15-08

836-04-08 2111 An ordinance to approve **Docket PUP 14-08**, petition of Karman Cheatham, wife of/and George C. DuBois., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2504 Fazzio Road., Chalmette, LA. 04-15-08

837-04-08 2113 An ordinance to approve **Docket PUP 16-08**, petition of Theresa R. Theobold wife of/and Michael G. Theobold, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family

Residential) zone: 2805 Ivy Place, Lot No. 7, Square G, Lloyd's Town Subdivision. 04-15-08

838-04-08 2114 An ordinance to approve **Docket PUP 17-08**, petition of Thomas Fazio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 324 Chinchilla St., Lot 897-A, Square 37-A, Carolyn Park Subdivision, Extension No. 2. 04-15-08

839-04-08 2115 An ordinance to approve **Docket PUP 18-08**, petition of Thomas Anthony Fazio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 8300 Valor Drive, Lot 281-A, Square 12, Buccaneer Villa North Subdivision, Section 1. 04-15-08

840-04-08 2119 An ordinance to approve **Docket PUP 22-08**, petition of Carol Battaglia Beaubouef, wife of/and Alvin Roland Beaubouef, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2701 Marquez Drive, Lot No. 184, Square L, Lexington Place Subdivision. 04-15-08

841-04-08 2120 An ordinance to approve **Docket PUP 23-08**, petition of David E. Peralta, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4408 Newport Drive, Lot 188, Square M, Lexington Place Subdivision 04-15-08

842-04-08 2122 An ordinance to grant the dimensional variance request by Sandra Bondi, to reduce the minimum required rear and side yard clearances from three (3) feet down to six (6) inches in order to allow a screened enclosure for a pool to remain in place at 3824 Corinne Avenue, Chalmette, Louisiana. 04-15-08

843-04-08 2123 AN ORDINANCE TO PROHIBIT PARKING ON MAGNOLIA BETWEEN PARIS ROAD AND LA FONTAINE, ON THE RESIDENTIAL SIDE OF THE STREET. 04-15-08

844-05-08 2109 An ordinance to approve **Docket PUP 12-08**, petition of Judy Giglio, wife of/and Thomas Giglio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 221 Seal Dr., Lot 1171, Square 45, Carolyn Park Subdivision, Extension No. 3, Arabi, LA. 05-06-08

845-05-08 2116 An ordinance to approve **Docket PUP 19-08**, petition of Veronica Dupuy, wife of/and Glenn R. Dupuy Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2917 Mumphrey Road, Lot 27, Mumphrey Subdivision Extension No. 1, Chalmette, LA. 05-06-08

846-05-08 2118 An ordinance to approve **Docket PUP 21-08**, petition of Kim Gritter, wife of/and Joey Gritter, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 1615 Schnell Drive, Lot No. 8, Square E, Ridgeland Terrace Subdivision, Arabi, LA 05-06-08

847-05-08 2121 An ordinance to approve **Docket PUP 24-08**, petition of Cherie Davis, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2909 Guerra Drive, Lot 119, Violet Subdivision, Violet, LA. 05-06-08

848-05-08 2127 An ordinance granting the variance request by Clyde Wixom, to reduce the required side yard for accessory structures from 3 feet sky clearance down to 14 inches sky clearance in order to build a garage in an R-1 (Single Family Residential) zoning district on property located at 2113 Nancy Dr., Meraux, LA 70075. 05-06-08

849-05-08 2104 An ordinance to approve **Docket 5-08**, petition of Todd J. Adams for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 7 of Square No. 5 of the Town of North Borgnemouth. Municipal Address: 2418 Packenham Road, Violet, LA. 05-20-08

850-05-08 2105 An ordinance to approve **Docket 6-08**, petition of Tammy Marie Naquin for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 of Square No. 7 of the Town of North Borgnemouth. Municipal Address: 2304 General Pershing Street, Violet, LA. 05-20-08

851-05-08 2112 An ordinance to approve **Docket PUP 15-08**, petition of Karman FJC Enterprises, LLC; Farrell Chatelain., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3200 Plaza Drive, Lot 78, La Petite Manors Subdivision, Chalmette, LA. 05-20-08

852-05-08 2129 An ordinance to approve **Docket PUP 25-08**, petition of Bonnie Muscarello, wife of/and Randy J. Muscarello, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2813 Karen Dr., Lot No. 50, Kare Sue Subdivision, Chalmette, LA. 05-20-08

853-05-08 2131 An ordinance to approve **Docket PUP 27-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2405 Gallant Dr., No. 111, Square C, Buccaneer Villa Subdivision, Chalmette, LA. 05-20-08

854-05-08 2132 An ordinance to approve **Docket PUP 28-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3316 Decomine Dr., Lot 152, Square 9, Ridgefield Park Subdivision, Chalmette, LA. 05-20-08

855-05-08 2133 An ordinance to approve **Docket PUP 29-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2316 Creely, Lot 160, Square D, Buccaneer Villa Subdivision, Chalmette, LA. 05-20-08

856-05-08 2134 An ordinance to approve **Docket PUP 30-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2016 Congressman Hebert Dr., Lot 5, Crescent Ridge Subdivision, Chalmette, LA. 05-20-08

857-05-08 2135 An ordinance to approve **Docket PUP 31-08**, petition of OIP, LLC represented by Michael Costanza, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3509 Decomine Dr., Lot 114, Square 5, Ridgefield Park, Chalmette, LA. 05-20-08

858-05-08 2106 An ordinance to approve **Docket 7-08**, petition of Murphy Oil USA for a zoning change from C-1(Neighborhood Commercial and R-2, Two-Family residential) to I-2(Heavy Industrial) for the following described property: Two certain lots of ground situated in the Parish of St. Bernard, State of Louisiana, in James Place Subdivision, designated as Lot Z-1-A and Lot Z-1-B and one certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in Corinne-Myrtle Grove Plantation, Township 13 South, Range 12 East, Southeast District, designated as Lot M-2 including the portion of land designated as Lot M-1 and conditioned by the site plan usage attached as Exhibit "A", Chalmette, LA. 05-20-08

859-06-08 2137 An ordinance granting the variance request by Janet D. Labin, to reduce the required rear yard clearance from 20 feet down to 16 feet, in order to build a new residence in an R-1 (Single Family Residential) zoning district on property located at 8517 Creole Dr., Chalmette, LA 70043. 06-03-08

860-06-08 2139 An ordinance to amend Chapter 5, Article II, Section 5-34 of the St. Bernard Parish Code of Ordinances (Coastal Zone Management) to set schedule of fees for coastal use permits. 06-03-08

861-06-08 2140 An ordinance to accept the donation of property at Lot 153 Story Park Estates, Meraux, LA 70075 made by Region's Bank to the St. Bernard Parish Government. 06-03-08

862-06-08 2083 An ordinance to approve **Docket PUP 4-08**, petition of Nichelle N. Johnson, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2828 Guerra Dr., Violet Subdivision, Violet, LA. 06-17-08

863-06-08 2117 An ordinance to approve **Docket PUP 20-08**, petition of E&M Global Properties, LLC, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2212 Riverland Dr., Lot 24, Square 8, Riverland Park Subdivision, Chalmette, LA.

864-06-08 2128 An ordinance to approve **Docket 8-08**, petition of Susan Dauterive Moore for a zoning change from R-1(Single Family Residential) to R-2 (Two-Family Residential) for two certain portions of ground designated as B-1 and B-2 on a plan of re-subdivision by Eugene I. Estopinal, dated June 24, 1983 and recorded in C.O.B. 229, Folio 537 on August 10, 1983 of the records of the Clerk of Court for St. Bernard Parish. (2015, 2019, 2021, 2023, 2025, 2027, 2101 and 2103 Dauterive Lane, Chalmette, LA).

865-06-08 2143 AN ORDINANCE TO AMEND ORDINANCE 697-12-06, AN ORDINANCE TO PROHIBIT THE RENTAL, LEASE, LOAN OR CERTAIN OTHER OCCUPANCY OF SINGLE FAMILY RESIDENCES IN R-1 ZONES. 06-17-08

865-06-08 2147 An ordinance to approve **Docket PUP 32-08**, petition of Myrlin Ducote, wife of/and Andrew Ducote, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2921 Corinne Ave., Lot No. 19-A, Square C, Corinne Park Ext. No. 3, Chalmette, LA. 06-17-08

866-06-08 2148 An ordinance to approve **Docket PUP 33-08**, petition of Charlene Walsh, wife of/and John Walsh III, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2420 Meraux Lane, Lot No. 49, Meraux Subdivision, Violet, LA. 06-17-08

867-06-08 2150 An ordinance to approve **Docket PUP 35-08**, petition of Sidney Schuler Jr. and Grant Schurr, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2701 Munster Blvd., Lot No. 140, Del Buono Park Subdivision, Chalmette, LA. 06-17-08

868-06-08 2151 An ordinance to approve **Docket PUP 36-08**, petition of Ruben Delgado, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 64 W. Carolina Dr., Section F, Square No. 2, Chalmette Vista Subdivision, Chalmette, LA. 06-17-08

869-06-08 2152 An ordinance to approve **Docket PUP 37-08**, petition of Ruben Delgado, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2305 Gallant Dr., Lot No. 106, Square C, Buccaneer Villa Subdivision, Chalmette, LA. 06-17-08

870-06-08 2153 An ordinance to approve **Docket PUP 38-08**, petition of Samuel Etchie, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4412 Lamarque Dr., Lot No. 641, Lexington Place Subdivision, Section 3, Meraux, LA. 06-17-08

871-06-08 2154 An ordinance to approve **Docket PUP 39-08**, petition of Samuel Etchie, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4521 Ehrhard Dr., Lot No. 637-A, Lexington Place Subdivision, Section 3, Meraux, LA. 06-17-08

872-06-08 2155 An ordinance to approve **Docket PUP 40-08**, petition of Earl L. Dixon, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 400 Meraux Lane, Lot 39, Frances Place Subdivision, Violet, LA. 06-17-08

873-06-08 2156 An ordinance to approve **Docket PUP 41-08**, petition of Charles E. Darsey, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2709 Earl Dr., Lot 339, Square O, Lexington Place Subdivision, Section 2, Meraux, LA. 06-17-08

874-06-08 2157 An ordinance relative to the regulation of transfers of scrap metal; to prohibit the purchase of scrap metal except from persons holding certain valid State or Parish licenses or Homestead exemption. 07-01-08

875-07-08 2158 An ordinance establishing an R-1(M) (Single Family Dwelling and Mobile Home Residential) zone in Old Violet. 07-01-08

876-07-08 2159 An ordinance to authorize the Parish President to sign a lease agreement by and between the St. Bernard Parish Government and the Borgnemouth Realty Company, Ltd. for the use of Violet Ball Field No. 2. 07-01-08

877-07-08 2177 AN ORDINANCE ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, ON

		OCTOBER 4, 2008, TO AUTHORIZE THE LEVY OF A 2% HOTEL-MOTEL OCCUPANCY TAX, MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.	07-01-08
878-07-08	2088	An ordinance to approve **Docket PUP 6-08**, petition of Tamara Meade Sanders, wife of/and Paris J. Sanders, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone 1704 Heights Dr., Lot 10, Square P-2, St. Bernard Heights Subdivision, St. Bernard, LA.	07-15-08
879-07-08	2144	An ordinance to approve **Docket 9-08**, petition of Denise Ella Benfiglio for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 4 of Square No. 6 of the Town of North Borgnemouth. Municipal Address: 2408 General Pershing Street, Violet, LA.	07-15-08
880-07-08	2161	An ordinance to approve **Docket 12-08**, petition of Pennie G. Albe for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 of Square No. 4 of the Subdivision of North Borgnemouth. Municipal Address: 2304 Packenham Rd., Violet, LA.	07-15-08
881-07-08	2162	An ordinance to approve **Docket PUP 42-08**, petition of Judith, wife of/and Daniel J. Albert, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2708 Rosetta Dr., Lot #9, Rosetta Dr. Extension Subdivision, Chalmette, LA.	07-15-08
882-07-08	2163	An ordinance to approve **Docket PUP 43-08**, petition of Kathy, wife of/and Carl Disler, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3216 Van Cleave, Section 3, Lexington Place Subdivision, Meraux, LA.	07-15-08
883-07-08	2176	An ordinance amending Ordinance **SBPC #797-11-07**, creating a Hospital Service District in the Parish of St. Bernard, State of Louisiana, describing and defining the boundaries thereof and appointing five (5) commissioners of said Hospital Service District, and further to amend Appendix C, special districts, of St. Bernard Parish Code of Ordinances to include said district.	
884-07-08	2178	An ordinance to amend Ordinance **SBPC #865-06-08**, an ordinance to prohibit the rental, lease, loan or certain other occupancy of single family residences in R-1 zones.	07-15-08
885-08-08	2142	An ordinance to amend Article V Substance Abuse Policy, Section 17-233(B) of the St. Bernard Code of Ordinances, to reduce blood alcohol concentration to 0.04 percent for CDL drivers and 0.08 percent for all non-CDL employees to maintain consistency with State laws.	
886-08-08	2145	An ordinance to approve **Docket 10-08**, petition of Elaine Romano Voss, wife of/and Harold Anthony Voss; dba VGE, LLC; represented by Richard Lewis CGI Holdings, LLC, being represented by Keith Collura for a zoning change from C-1 (Neighborhood Commercial) to C-2 (General Commercial) for the following described property: a plot of ground in the Parish of St. Bernard, State of Louisiana, which said parcel of ground originally formed part to the Plantation known as Lacoste Plantation, in S5, T13S, R12E and said plot R-1-	

		A of ground situated in Section 5, Township 13 South, Range 12 East both of the Southeastern Land District of Louisiana being now designated as R-1-B and R-1-A in accordance with the re-subdivision of Plot R-1 approved by Resolution PC-R-19-04 recorded at COB 762, Folio 366. Municipal Addresses: 1004 E. Judge Perez Dr and 1010 E. Judge Perez Dr. Chalmette, LA.	08-05-08
887-08-08	2160	An ordinance to accept the donation of properties at 2000 E. Judge Perez Dr., 2513 Lena Dr., 2512 Ventura Dr., 2516 Ventura Dr., and 2508 Ventura Dr. made by Murphy Oil USA, Inc. to the St. Bernard Parish Government for the use of constructing a Fire Station and Training Facility.	08-05-08
888-08-08	2173	An ordinance to amend **Ordinance SBPC #713-03-07** establishing additional permitting requirements for Modular Homes in addition to the International Building Codes.	08-05-08
889-08-08	2175	An ordinance authorizing the Parish President to enter into a donation agreement of two mobile home offices, currently utilized by Representative Henderson (District 103) and Representative Hutter (District 104), to the St. Bernard Port.	08-05-08
890-08-08	2179	An ordinance providing for millage rate adjustments, as allowed by Article VII, Section 23(B) and (C) of the Louisiana Constitution of 1974 and LA. RS. 47:1705(B), levying and imposing taxes and assessments for 2008 on all the property subject to taxation in the Parish of St. Bernard, Road Lighting District No. 1, Road District No. 1, Garbage District No. 1, Fire Protection District No. 1, and Fire Protection District No. 2 of said Parish.	08-05-08
891-08-08	2180	An ordinance providing for millage rate adjustments, as allowed by Article VII, Section 23(B) and (C) of the Louisiana Constitution of 1974 and LA. RS. 47:1705(B), levying and imposing taxes and assessments for 2008 on all the property subject to taxation in the Parish of St. Bernard, Road Lighting District No. 1, Road District No. 1, Garbage District No. 1, Fire Protection District No. 1, and Fire Protection District No. 2 of said Parish.	08-05-08
892-08-08	2194	An ordinance to amend Chapter 11, Health and Sanitation, Article I, Section 11-7 and Article II, Section 11-30, adjusting the garbage collection service fee to $20 per month.	08-05-08
893-08-08	2195	An ordinance to amend Chapter 11, Health and Sanitation, Article I, creating Section 11-8 and Article V, Section 11-100 through 11-105. This ordinance will establish a mosquito control service fee of $1 per month.	08-05-08
894-08-08	2136	An ordinance to amend the 2008 St. Bernard Parish Government Annual Operating and Capital Budget.	08-05-08
895-08-08	2108	An ordinance to approve **Docket PUP 11-08**, petition of Kathleen Inez Murphy, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 213 Seal Dr., Lot 1173, Square 45, Carolyn Park Subdivision, Extension No. 3, Arabi, LA.	08-19-08

896-08-08	2146	An ordinance to approve **Docket 11-08**, petition of Brennan, Mistrot and Trist Partnership, represented by Mr. Frank A. Haines, for a zoning change from C-1 (Neighborhood Commercial) to C-3 (Highway Commercial) for the following described property: a certain portion of ground in Lloyd's Town Subdivision, Square F, Lot C, St. Bernard, State of Louisiana, on a survey by Thomas P. Reed, dated January 21, 1963 by a re-subdivision approved by Resolution by the Police Jury of St. Bernard Parish, State of Louisiana on April 2, 1963. Municipal address: 701 W. Judge Perez Dr., Chalmette, LA., and conditioned by the site plan and usages attached as exhibit "A"	08-19-08
897-08-08	2193	An ordinance to amend the stop sign ordinance, Chapter 20, Traffic, Sec. 20-97 in the St. Bernard Code of Ordinances.	08-19-08
898-09-08	2196	An ordinance to amend Chapter 22, Zoning, Sec. 22-4-1 (establishment of districts) to create a G-1, (Government 1) (Temporary holding zone for properties acquired through the Louisiana Land Trust (LLT) program) zone and Sec. 22-5-6 (schedule of zoning districts regulations).	09-09-08
899-09-08	2197	An ordinance setting forth that all Louisiana Land Trust (LLT) properties conveyed to the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission will automatically convert to a G-1 zone classification until such time that the property is conveyed to a private individual or placed into commerce with the resolved approval of the St. Bernard Parish Council, upon the request of the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission.	09-09-08
900-09-08	2199	An ordinance amending **Ordinance SBPC #658-07-06** establishing an Old Arabi Neighborhood Commission to address preservation and redevelopment issues.	09-09-08
901-09-08	2201	An ordinance to approve **Docket PUP 66-08**, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3901 Despaux Dr., Lot 75, Floral Estates Subdivision, Chalmette, LA.	09-16-08
902-09-08	2202	An ordinance to approve **Docket PUP 67-08**, petition of Charlene Willa Geraci, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2616 Pirate, Lot 328,Square L, Buccaneer Villa Subdivision, Chalmette, LA.	09-16-08
903-09-08	2204	An ordinance to approve **Docket PUP 69-08**, petition of Hernandez Construction Co., LLC represented by David J. Hernandez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4517 Stella Dr., Lot 603, Section 3, Lexington Place Subdivision Meraux, LA.	09-16-08
904-09-08	2205	An ordinance to approve **Docket PUP 70-08**, petition of Charlotte Perret Murla, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2717 Riverland Dr., Lot 9, Square 16, Riverland Park Subdivision, Chalmette, LA.	09-16-08
905-09-08	2215	An ordinance placing a moratorium on all R-3, (Multiple-Family Residential), and/or any housing developments with five (5) or more units for up to twelve (12) months or until such time as the Council approves these structures in the zoning updates to the St. Bernard Parish Code of Ordinances.	09-16-08

906-10-08 2101 AN ORDINANCE TO AMEND CHAPTER 11, SECTION 11-56, OF THE ST. BERNARD PARISH CODE OF ORDINANCES TO INCLUDE THE LANGUAGE OF CHAPTER 5, SECTION 102.6 AND 102.7 OF THE CODE ADOPTED JULY 6, 2006. 10-7-08

907-10-08 2167 An ordinance to approve **Docket PUP 47-08**, petition of Pete Woodard, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3832 Lyndel Dr., Lot No. 9, La Petite Manors Extension No. 3 Subdivision, Chalmette, LA. 10-7-08

908-10-08 2168 An ordinance to approve **Docket PUP 48-08**, petition of Scott Richoux, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3617 Lyndel Dr., Lot No. 2, Square "A", La Petite Manors Extension Subdivision, Chalmette, LA. 10-7-08

909-10-08 2169 An ordinance to approve **Docket PUP 49-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3525 Karen Dr., Lot No. 199, Kare Sue Subdivision Extension, Chalmette, LA. 10-7-08

910-10-08 2170 An ordinance to approve **Docket PUP 50-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3112 Judy Dr., Lot #150, Fisher-Dazet Subdivision, Meraux, LA. 10-7-08

911-10-08 2171 An Ordinance to approve **Docket PUP 51-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3116 Judy Dr., Lot No. 151, Fisher-Dazet Subdivision, Meraux, LA. 10-7-08

912-10-08 2172 An Ordinance to approve **Docket PUP 52-08**, petition for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3324 Marietta St., Lot 14, La Petite Manors Subdivision, Chalmette ,LA. 10-7-08

913-10-08 2181 An ordinance to approve **Docket PUP 53-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4412 E. Genie St., Lot #293, Square H, Lexington Place Subdivision, Meraux, LA. 10-7-08

914-10-08 2182 An ordinance to approve **Docket PUP 54-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, Single Family Residential) zone: 2801 Charles Dr., Lot 137, Gallo Park Extension No. 1, Chalmette, LA. 10-7-08

915-10-08 2183 An ordinance to approve **Docket PUP 55-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3433 Judy Dr., Lot No. 213, Fisher-Dazet Subdivision, Phase IV, Meraux, LA. 10-7-08

916-10-08 2184 An ordinance to approve **Docket PUP 56-08**, petition of Dennis Y. Reichert,Jr., for a Permissive Use Permit to be allowed use of the following property as a

rental unit in an R-1, (Single Family Residential) zone: 3505 Riverland Dr., Lot 20, Riverland Park Extension No. 11, Chalmette, LA. 10-7-08

917-10-08 2185 An ordinance to approve **Docket PUP 57-08**, petition of Dennis Y. Reichert, Jr. For a permissive Use Permit to be allowed use of the following property as a Rental unit in an R-1, (Single Family Residential) zone: 3817 Plaza Dr., Lot No. 39, Square B, La Petite Manors Subdivision Extension, Chalmette, LA. 10-7-08

918-10-08 2186 An ordinance to approve **Docket PUP 58-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3316 Mumphrey Rd., Lot No. 72, Mumphrey Subdivision Extension No. 1, Chalmette, LA. 10-7-08

919-10-08 2187 An ordinance to approve **Docket PUP 59-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3817 Charles Dr., Lot No. 242, Gallo Park Extension No. 2 Subdivision, Chalmette, LA. 10-7-08

920-10-08 2188 An ordinance to approve **Docket PUP 60-08**, petition of Dean B. Latusek, , for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 71 Cochrane Dr., Lot no. 8, Square 5, Section D, Chalmette Vista Subdivision, Chalmette, LA. 10-7-08

921-10-08 2189 An ordinance to approve **Docket PUP 61-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as as a rental Unit in an R-1, (Single Family Residential) zone: 3700 Marietta St., Lot No. 28, La Petite Manors Extension No. 5 Subdivision, Chalmette, LA. 10-7-08

922-10-08 2190 An ordinance to approve **Docket PUP 62-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3604 Marietta St., Lot No. 123, La Petite Manors Subdivision, Chalmette, LA. 10-7-08

923-10-08 2191 An ordinance to approve **Docket PUP 63-08**, petition of Scott McDougal, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3304 Charles Ct, Lot No. 7, Corinne Park Extension, Parcel 2-A, Chalmette, LA. 10-7-08

924-10-08 2192 An ordinance to approve **Docket PUP 64-08**, petition of Scott McDougal, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2720 Bradbury Dr., Lot No. 11, Square A, Lexington Place Subdivision, Meraux, LA. 10-7-08

925-10-08 2200 An ordinance to approve **Docket PUP 65-08**, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3724 Despaux Dr., Lot 56, Phase 2, Floral Estates Subdivision, Chalmette, LA. 10-7-08

926-10-08 2203 An ordinance to approve **Docket PUP 68-08**, petition of June D. Truitt, wife of/and Alan P. Truitt, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3400 Veronica Dr., Lot 65, Square 5, Ridgefield Park Subdivision, Chalmette, LA. 10-7-08

927-10-08 2212 An ordinance to hire legal counsel, Walter Leger, to represent St. Bernard Parish and St. Bernard Parish Council in the case regarding the maritime oil spill in the Mississippi River on July 23, 2008. 10-7-08

928-10-08.1 2214 An ordinance authorizing the Parish President to acquire the Red Cross property for the Expansion of the Water and Sewer plant at the appraised value of $175,000 using bond monies to make the purchase as a capital project. Municipal Address: 2220 Palmisano Blvd., Chalmette, La. 10-7-08

929-10-08 2216 An ordinance implementing the new statewide building code standards in accordance with Act 12 of the 2005 1st Extraordinary Session of the Louisiana Legislature and including any later revisions to the relevant statues. 10-7-08

930-10-08 2206 An ordinance to approve **Docket PUP 71-08**, petition of Rolando Cuevas Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R 1, (Single Family Residential) zone: 2709 Mayflower, Lot No. 148, Square K, Lexington Place Subdivision, Meraux, LA. 10-21-08

931-10-08 2207 An ordinance to approve **Docket PUP 72-08**, petition of Rolando Cuevas Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3517 Van Cleave Dr., Lot 693-A, Section 3, Lexington Place Subdivision, Meraux, LA. 10-21-08

932-10-08 2208 An ordinance to approve **Docket 13-08**, petition of Barbara Coig, wife of/and Ronald L.Caillouette for a zoning change from C-1,(Neighborhood Commercial) to C-3,(Highway Commercial) for the following property, Municipal Address: 7547-49 W. Judge Perez Dr., Arabi. 10-21-08

933-10-08 2218 An ordinance to approve **Docket PUP 73-08**, petition of Carol Savona wife of/and David Savona, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2024 Brigade Dr., Lot 45 rescent Ridge Subdivision, Chalmette, LA. 10-21-08

934-10-08 2220 An ordinance to approve **Docket PUP 75-08**, petition of Norma Jane Lovell, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2301 W. Christie Pk, Lot 17, Square "C", Christie Park Subdivision, Poydras, LA. 10-21-08

935-10-08 2221 An ordinance to approve **Docket PUP 76-08**, petition of Michael Chagnard, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1 (Single Family Residential) zone: 2820 Mumphrey Rd., Section 4, Township 13 South, Range 12 East, being a portion of Lot 4 of Myrtle Grove Plantation, Chalmette, LA. 10-21-08

936-10-06 2222 An ordinance to approve **Docket PUP 77-08**, petition of Michael W. Jiles, for a Permissive Use Permit to be allowed use of the following property as a rental

unit in an R-1, (Single Family Residential) zone: 2900 Ashley Dr., Lot 202, Angelique Estates Subdivision Addition, Violet, LA. 10-21-08

937-10-08 2223 An ordinance to approve **Docket PUP 78-08**, petition of Pamela Williams wife of/and. Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 16 Provencial Court, LA State Hwy 39 side, Lot 30, Highland Villa, Violet, LA. 10-21-08

938-10-08 2224 An ordinance to approve **Docket PUP 79-08**, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2320 Riverbend Dr., Lot No. 66, Riverbend Subdivision, Violet, LA. 10-21-08

939-10-08 2225 An ordinance to approve **Docket PUP 80-08**, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2113 Delta Queen Dr., Lot 62, River Queen Subdivision, Violet, LA. 10-21-08

940-10-08 2227 An ordinance to approve **Docket PUP 82-08**, petition of Bondilyn Dutcher Jolly wife of/and Ethan Allen Jolly, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2713 Bradbury St., Lot 63, Square F, Lexington Place, Meraux, LA,. 10-21-08

941-11-08 2228 An ordinance to approve **Docket 14-08** a Petition of Slyvia Trandacosta Estopinal, wife of/and Nolan J. Estopinal for a zoning change from C-2, (General Commercial) to C-3, (Highway Commercial) for the following described property: Municipal No. 120 Packenham Avenue. 11-18-08

942-11-08 2232 An ordinance to approve **Docket PUP 84-08**, petition of Shelly Marchetta, wife of/ andJoseph W. Marchettafor Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2205 Paul Dr., Lot 39-A, Square C, Cypress Gardens Subdivision. 11-18-08

943-11-08 2234 An ordinance to approve **Docket PUP 86-08**, petition of Sass, LLC, represented by Jacques Bremond, Sr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 1001 E. Genie St., Lot 110, Square 6, Ridgefield Park Subdivision. 11-18-08

944-11-08 2236 An ordinance to approve **Docket PUP 88-08**, petition of Patricia Wood wife of/and Minh So Quach and Le Ly Quach wife of/ and Tam Quach, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2225 Volpe Dr. Lot 21, Square B, Riverland Park Addition 11-18-08

945-11-08 2237 An ordinance to approve **Docket PUP 89-08**, petition of Gina Hume wife of/ and David Hume, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2217 Nancy Dr., Lot 18, Square 2, St. Bernard Grove Extention No. 2. 11-18-08

946-11-08 2238	An ordinance to approve **Docket PUP 90-08**, petition of Juan Ramon Lainez for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2221 Mehle St., Lot 37 Square F, Arabi Park Subdivision.	11-18-08
947-11-08 2240	An ordinance to approve **Docket PUP 92-08**, petition Shari R., wife of/and John L. Fourcade, Jr, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 3008 Mayflower Dr., Lot 257, Square H, Lexington Place, Section 2.	11-18-08
948-11-08 2241	An ordinance to approve **Docket PUP 93-08**, petition of Evelyn Schenck, wife of/and Louis Scheneck, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2813 Marquez Dr., Lot 175, Square L, Lexington Place Subdivision.	11-18-08
949-11-08 2242	An Ordinance Donating The Two (2) Ice Houses Located At The Main Yard On Paris Road, Chalmette To The Louisiana State Department Of Wildlife And Fisheries.	11-18-08
950-12-08 2230	AN ORDINANCE TO ADOPT THE 2009 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET.	12-2-08
951-12-08 2245	AN ORDINANCE TO **RESCIND** ORDINANCE **SBPC# 892-08-08**, GARBAGE COLLECTION SERVICE FEE OF $20 PER MONTH.	12-2-08
952-12-08 2246	AN ORDINANCE TO **RESCIND** ORDINANCE **SBPC# 893-08-08**, MOSQUITO CONTROL SERVICE FEE OF $1 PER MONTH.	12-2-08
953-12-08 2248	AN ORDINANCE TO **RESCIND SUMMARY NO. 2243** INTRODUCED AT THE OCTOBER 21, 2008 COUNCIL MEETING.	12-2-08
954-12-08 2250	AN ORDINANCE TO ACCEPT THE DONATION OF A PORTION OF PROPERTY AT 4105 E. JUDGE PEREZ DR. MADE BY ATMOS ENERGY, TO THE ST. BERNARD PARISH GOVERNMENT FOR USE OF A FIRE STATION.	12-2-08
955-12-08 2252	AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET. (Summary Attached)	12-2-08
956-12-08 2263	An ordinance levying within the Parish of St. Bernard, State of Louisiana, effective January 1, 2009, a tax of two percent (2%) (the "Tax") upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission, levying and providing for the assessment, collection, payment, and dedication of the proceeds of such Tax and the purpose of which the proceeds of the Tax may be expended.	12-2-08

957-12-08 2249 AN ORDINANCE TO **ADJUST** THE PRIORITY OF CDBG FUNDS TO PROVIDE FOR FUNDING OF THE CONSTRUCTION TO THE HSD FOR BUILDING A HOSPITAL IN ST. BERNARD PARISH.

958-12-08 2210 AN ORDINANCE TO AMEND CHAPTER 22, ZONING, SEC. 22-5 TO CHANGE LUMBER YARDS FROM AN I-1 LIGHT INDUSTRIAL DESIGNATION TO A C-2 GENERAL COMMERCIAL. 12-16-08

959-12-08 2211 AN ORDINANCE TO AMEND CHAPTER 22, ZONING, SEC. 22-6 TO PROVIDE A PROVISION TO ALLOW FOR A DECREASE IN MINIMUM PARKING REQUIREMENTS. 12-16-08

960-12-08 2244 AN ORDINANCE TO APPROVE **DOCKET 16-08**, PETITION OF GLORIA ACOSTA, WIFE OF/AND HERMAN ACOSTA, JR., FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO R-1,(M) MOBILE HOME RESIDENTIAL AND SINGLE FAMILY DWELLINGS. 12-16-08

961-12-08 2260 AN ORDINANCE TO APPROVE **DOCKET PUP 99-08**, PETITION OF JANE DENNIS CHANSON, WIFE OF/AND WAYNE MARK CHANSON FOR A PERMISSIVE USE PERMIT TO BE ALLOWED USE OF THE FOLLOWING PROPERTY AS A RENTAL UNIT IN AN R-1, (SINGLE FAMILY RESIDENTIAL) ZONE: MUNICIPAL NO. 3012 CORINNE DRIVE, LOT 23-A, CORINNE PARK EXTENSION NO. 3, SQUARE B. 12-16-08

962-12-08 2265 AN ORDINANCE AMENDING **ORDINANCE SBPC# 928-10-08** AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO ACQUIRE THE RED CROSS PROPERTY FOR THE EXPANSION OF THE WATER AND SEWER PLANT AT THE APPRAISED VALUE OF $175,000, USING BOND MONIES TO MAKE THE PURCHASE AS A CAPITAL PROJECT. MUNICIPAL ADDRESS: 2220 PALMISANO BLVD., CHALMETTE, LA. 12-16-08

963-12-08 2267 AN ORDINANCE AMENDING **POLICE JURY ORDINANCE NO. 20-85,** ADOPTED ON MAY 7, 1985, AN ORDINANCE REQUIRING A PERMIT TO SELL WARES. 12-16-08

964-12-08 2266 An ordinance approving a Cooperative Endeavor Agreement between the Parish of St. Bernard, State of Louisiana and the Hospital Service District of the Parish of St. Bernard, State of Louisiana; approving the issuance of not exceeding $600,000.00 of revenue bonds of said district; and providing for other matters in connection therewith. 12-22-08

St. Bernard Parish Council

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

#16

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON THURSDAY, FEBRUARY 7, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #811-02-08

Summary No. 2075
Introduced by: Council on 12/4/07
Council Public Hearing held 2/7/08

AN ORDINANCE PLACING A MORATORIUM ON ALL NEW MOBILE HOMES AND MOBILE HOME PARKS; TRAILERS AND TRAILER PARKS; HOUSE COURTS, TENT CAMP SPACES, RECREATIONAL VEHICLES SPACES, ETC. UNTIL SUCH TIME AS THE IMPLEMENTATION OF LAND USE MEASURES CONSIDERED BY THE PARISH PLANNING COMMISSION AND ADOPTED BY COUNCIL.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. A moratorium to be placed on all New Mobile Homes and Mobile Home Parks; Trailers and Trailer Parks; House Courts, Tent Camp Spaces, Recreational Vehicles Spaces, Etc. until such time as the implementation of Land Use Measures considered by The Parish Planning Commission and adopted by Council.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony C. Melerine
TONY "RICKY" MELERINE
COUNCIL CHAIRMAN

Delivered to the Parish President

2/11/08 @ 10:15 Am
Date and Time

Approved 2/11/08 12:50 P

Parish President

Vetoed _____

2/11/08
Craig P. Taffaro, Jr.

Returned to Clerk of the Council

2/11/08 @ 1:45 pm
Date and Time

Received by Roxanne Adams

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#17

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON THURSDAY, FEBRUARY 7, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #812-02-08

Summary No. 2078
Introduced by: Administration on 01-22-08
Public Hearing held February 7, 2008

AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY DENIS AND ANGELA ESTAVE, TO REDUCE THE REQUIRED REAR YARD BY 7.44 FEET AT 2117 SOUTH RIVER PARK, VIOLET, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the variance request by Denis and Angela Estave to reduce the required rear yard by 7.44 feet at 2117 South River Park, Violet, LA, is hereby granted.

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.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony R. Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2/11/08 @ 10:15Am
Date and Time

Approved 2/11/08 1250 P Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 2/11/08 @ 1:45pm
Date and Time

Received by Roxanne Adams

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#18

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON THURSDAY, FEBRUARY 7, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #813-02-08

Summary No. 2079
Introduced by: Administration on 01-22-08
Public Hearing held February 7, 2008

AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY JAMES F. AND BRENDA S. PHILLPOTT, TO REDUCE THE REQUIRED REAR YARD BY 7.87 FEET AT 3409 VOLPE DRIVE, CHALMETTE, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the variance request by James F. and Brenda S. Phillpott to reduce the required rear yard by 7.87 feet at 3409 Volpe Drive, Chalmette, LA, is hereby granted.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony "Ricky" Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2/11/08 @ 10:15 AM
Date and Time

Approved 2/11/08 12:50 p Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 2/11/08 @ 1:45 pm
Date and Time

Received by Roxanne Adams

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#19

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON THURSDAY, FEBRUARY 7, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #814-02-08

Summary No. 2080
Introduced by: Administration on 1-22-08
The Planning Commission recommended APPROVAL on 1-22-08
Public Hearing held February 7, 2008

AN ORDINANCE TO APPROVE DOCKET PUP 1-08, PETITION OF RUBEN ROBERT DELGADO, II. FOR A PERMISSIVE USE PERMIT TO BE ALLOWED USE OF 120 COUGAR DRIVE, CAROLYN COURT SUBDIVISION AS A RENTAL UNIT IN R-1, (SINGLE FAMILY RESIDENTIAL) ZONE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 1-08, petition of Ruben Robert Delgado, II be granted for the following described property:

120 Cougar Drive, Carolyn Court Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 7th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony G. Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2/11/08 @ 10:15 Am
Date and Time

Approved 2/11/08 12:50 p Vetoed _____

Parish President _____
Craig P. Taffaro, Jr..

Returned to Clerk of the Council 2/11/08 @ 1:45 pm
Date and Time

Received by Roxanne Adams

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON TUESDAY, FEBRUARY 19, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #815-02-08

Summary No. 2077
Introduced by: Administration on 01-22-08
Public Hearing held February 19, 2008

AN ORDINANCE TO APPROVE A $20 FINE DUE IMMEDIATELY TO THE ADMINISTRATION OR FORFEITURE OF THE CELL PHONE UNTIL PAYMENT OF SAID FINE, FOR ANYONE USING A CELL PHONE DURING AND IN ANY COUNCIL OR COMMITTEE MEETING. CELL PHONES SHOULD BE IN THE OFF OR VIBRATE POSITION. THE FINE MONIES WILL GO TO THE RECREATION DEPARTMENT. THERE WILL BE A 10-DAY APPEAL PERIOD OF ANY FINE. APPEALS CAN BE SENT BY LETTER REQUESTING A HEARING TO THE CLERK OF COUNCIL AT 8201 W. JUDGE PEREZ DR, CHALMETTE, LA 70043. APPEALS WILL BE HEARD BY THE EXECUTIVE FINANCE COMMITTEE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. Approval of a $20 fine due immediately to the Administration or forfeiture of the cell phone until payment of said fine, for anyone using a cell phone during and in any Council or Committee meeting. Cell phones should be in the off or vibrate position. The fine monies will go to the Recreation Department. There will be a 10-day appeal period of any fine. Appeals can be sent by letter requesting a hearing to the Clerk of Council at 8201 W. Judge Perez Drive, Chalmette, LA 70043. Appeals will be heard by the Executive Finance Committee.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Extract #11 continued
February 19, 2008

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 19th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony R Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2/21/08 @ 1:40 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 3/6/08 @ 1:40 pm
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON TUESDAY, FEBRUARY 19, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #816-02-08

Summary No. 2086
Introduced by: Administration on 2/7/08
Public Hearing held February 19, 2008
(Originally passed as Ordinance SBPC #641-02-06)

AN ORDINANCE TO AUTHORIZE THE PRESIDENT TO SIGN A CONTRACT LEASE BETWEEN ST. BERNARD PARISH GOVERNMENT AND CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT #20 E. CHALMETTE CIRCLE, ALSO KNOWN AS BLUE BIRD PLAYGROUND. SAID RIGHT OF WAY SHALL BE UTILIZED BY LA DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.

THE ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

SECTION I. That the Parish President is hereby authorized to sign a contract of lease between St. Bernard Parish Government and Chalmette Refining, LLC to utilize a right of way, 30 feet in width fronting E. Chalmette Circle with a depth of 100' located at #20 E. Chalmette Circle, also known as Blue Bird Playground. Said right of way shall be utilized by LA Department of Environmental Quality as an ambient air monitoring system.

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.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 19th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2/21/08 @ 1 40pm
Date and Time

Approved 2/21/08 6pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 2/22/08 @ 9:30Am
Date and Time

Received by Joanna P. Ragas

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON TUESDAY, FEBRUARY 19, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #817-02-08

Summary No. 2098
Introduced by: Administration on 2/7/08
Public Hearing held February 19, 2008
(Originally passed as Ordinance SBPC #640-02-06)

AN ORDINANCE TO AUTHORIZE THE PRESIDENT TO SIGN A CONTRACT LEASE BETWEEN ST. BERNARD PARISH GOVERNMENT AND CHALMETTE REFINING, LLC TO UTILIZE A RIGHT OF WAY ON PARISH PROPERTY LOCATED AT 2224-A PALMISANO BOULEVARD, CHALMETTE ALSO KNOWN AS REBEL PARK. SAID RIGHT OF WAY SHALL BE UTILIZED BY LA DEPARTMENT OF ENVIRONMENTAL QUALITY AS AN AMBIENT AIR MONITORING SYSTEM.

THE ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

SECTION I. That the Parish President is hereby authorized to sign a contract of lease between St. Bernard Parish Government and Chalmette Refining, LLC to utilize a right of way, approximately 83' x 24' on parish property located at 2224-A Palmisano Boulevard, Chalmette, also known as Rebel Park. Said right of way shall be utilized by LA Department of Environmental Quality as an ambient air monitoring system.

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.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 19th day of February, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony C. Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 2-21-08 @ 1:40pm
Date and Time

Approved 2/21/08 6:00 PM Vetoed _____

Parish President
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 2/22/08 @ 9:30AM
Date and Time

Received by Joann P. Ragas

513 288

St. Bernard Parish Council

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

#13

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON TUESDAY, MARCH 4, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #818-03-08

Summary No. 2094
Introduced by: Administration on 2-19-08
Public Hearing held March 4, 2008

AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY DELTA LAND PARTNERS, LLC, BEING REPRESENTED BY MR. CHRIS LEOPOLD, TO REDUCE THE REQUIRED OFF-STREET PARKING FROM 100 PARKING SPACES DOWN TO 45 PARKING SPACES IN ORDER TO CONSTRUCT A NEW RETAIL COMMERCIAL BUILDING IN A C-1 ZONING DISTRICT ON PROPERTY AT 5700 E. JUDGE PEREZ DRIVE, SECTION 5, TOWNSHIP 13, SOUTH, RANGE 13 EAST OF REPOSE PLANTATION, VIOLET, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the variance request by Delta Land Partners, LLC being represented by Mr. Chris Leopold to reduce the required off-street parking from 100 spaces down to 45 spaces in order to construct a new retail commercial building in a C-1 zoning district on property at 5700 E. Judge Perez Drive, Section 5, Township 13, South, Range 13 East of Repose Plantation, Violet, LA, is hereby granted.

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.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Cavignac, Henderson, Ginart, Everhardt,.

NAYS: Lauga, Auderer.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 4th day of March, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 3/6/08@ 10:00Am
Date and Time

Approved 3/7/08 8:00 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 3/7/08 @ 9:00Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana 70043
(504) 278-4228 Fax (504) 278-4209
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#14

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE PARISH COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA, ON TUESDAY, MARCH 4, 2008.

On motion of Mr. Henderson and seconded by Mr. Ginart, it was moved to adopt the following ordinance:

ORDINANCE SBPC # 819-03-08

Summary No. 2095
Introduced by: Administration on 2-19-08
Public Hearing Held: March 4, 2008

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF SIX MILLION SEVEN HUNDRED FIFTEEN THOUSAND DOLLARS ($6,715,000) OF SALES TAX REFUNDING BONDS, SERIES 2008, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE RIGHTS OF THE OWNERS THEREOF; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND THE APPLICATION OF THE PROCEEDS THEREOF TO THE REFUNDING OF CERTAIN BONDS OF SAID PARISH; AWARDING SAID BONDS TO THE PURCHASER THEREOF AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish of St. Bernard (the "Issuer") is now levying and collecting a one-half of one percent (1/2%) sales and use tax by virtue of an ordinance, adopted by this Parish Council on December 1, 1998 (the "Tax"), under the authority of an election held by the Issuer on November 3, 1998, at which the following proposition was approved by a majority of the qualified electors voting in such election, viz:

1/2% SALES TAX PROPOSITION

AUTHORITY FOR ST. BERNARD PARISH TO LEVY A 1/2% SALES TAX, FOR IMPROVEMENTS TO THE SEWER AND WATER SYSTEM IN SAID PARISH, INCLUDING AUTHORITY TO FUND THE TAX INTO BONDS, PROVIDED THAT AT LEAST 25% OF THE ANNUAL REVENUES OF THE TAX MUST BE EXPENDED TO CORRECT INFLOW AND INFILTRATION IN SEWAGE COLLECTION LINES, OR TO REPAIR DAMAGE CAUSED THEREBY, UNLESS REQUIRED FOR DEBT SERVICE ON BONDS OR OTHERWISE APPROVED BY AT LEAST TWO-THIRDS OF THE TOTAL MEMBERSHIP OF THE PARISH COUNCIL.

Shall the Parish of St. Bernard, State of Louisiana (the "Parish"), under the provisions of Article VI, Section 29(B) of the Constitution of the State of Louisiana of 1974, Act No. 66 of 1998, and other constitutional and statutory authority, be authorized to levy and collect a tax of one-half of one per cent (1/2%) (the "Tax"), commencing January 1, 1999, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption of tangible personal property and on sales of services in the Parish, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax), to be dedicated and used for improvements to the sewer and water system in the Parish, title to which shall be in the public, and shall the Parish be further authorized to fund the proceeds of the Tax into bonds to be issued from time to time for the purpose of improvements to the sewer and water system in the Parish, specifically acquiring and constructing additions, extensions and improvements to the water treatment and distribution system and sewage collection, treatment and disposal system, title to which shall be in the public, to the extent and in the manner permitted by the laws of Louisiana, including Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, and other authority provided further that at least 25% of the annual revenues of the Tax must be expended to correct inflow and infiltration

in sewage collection lines, or to repair damage caused thereby, unless required for debt service on bonds or otherwise approved by at least two-thirds of the total membership of the Parish Council?

WHEREAS, pursuant to the authority of the aforesaid election and ordinance, the Issuer is now levying and collecting the Tax; and

WHEREAS, in accordance with said ordinance, the net avails or proceeds of the Tax, after the reasonable and necessary expenses of collection and administration thereof have been paid therefrom (the "Revenues of the Tax"), shall be available for appropriation and expenditure by the Issuer solely for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, the Issuer has heretofore issued bonds which are currently outstanding and payable from a pledge and dedication of the Tax, consisting of $7,230,000 of Sales Tax Bonds, Series 1999, maturing serially on December 1 of the years 2008 to 2019, inclusive (the "1999 Bonds"); and

WHEREAS, the Issuer has found and determined that the refunding of $6,335,000 of the 1999 Bonds, consisting of those 1999 Bonds which mature December 1, 2010 to December 1, 2019, inclusive (the "Refunded Bonds"), would be financially advantageous to the Issuer; and

WHEREAS, pursuant to Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, it is now the desire of this Parish Council to adopt this ordinance to provide for the issuance of Six Million Seven Hundred Fifteen Thousand Dollars ($6,715,000) principal amount of its Sales Tax Refunding Bonds, Series 2008 (the "Bonds"), for the purpose of refunding the Refunded Bonds and paying the costs of issuance of the Bonds, to fix the details of the Bonds and to sell the Bonds to the purchasers thereof; and

WHEREAS, it is the intention of the Issuer that the Bonds authorized herein be secured by and payable from the Revenues of the Tax on a parity with $895,000 of unrefunded 1999 Bonds maturing serially on December 1, 2008 and December 1, 2009 (the "Outstanding Parity Bonds"); and

WHEREAS, it is further necessary to provide for the application of a portion of the proceeds of the Bonds to the refunding of the Refunded Bonds and to provide for other matters in connection with the payment or redemption of the Refunded Bonds; and

WHEREAS, in connection with the issuance of the Bonds, it is necessary that provision be made for the payment of the principal, interest and redemption premium, if any, of the Refunded Bonds described in Exhibit A hereto, and to provide for the call for redemption of the Refunded Bonds, pursuant to a Notice of Defeasance and Call for Redemption; and

WHEREAS, it is necessary that this Parish Council prescribe the form and content of a Defeasance and Escrow Deposit Agreement providing for the payment of the principal, premium and interest of the Refunded Bonds and authorize the execution thereof as hereinafter provided; and

WHEREAS, the Issuer desires to sell the Bonds to the purchaser thereof and to fix the details of the Bonds and the terms of the sale of the Bonds;

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish of St. Bernard, State of Louisiana, that:

ARTICLE I

DEFINITIONS AND INTERPRETATION

SECTION 1.1. Definitions. The following terms shall have the following meanings unless the context otherwise requires:

"Act" shall mean Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other applicable constitutional and statutory authority.

"Additional Parity Bonds" shall mean any *pari passu* additional bonds which may hereafter be issued pursuant to Section 8.1 hereof on a parity with the Bonds and the Outstanding Parity Bonds.

"Bond" or "Bonds" shall mean any or all of the Sales Tax Refunding Bonds of the Parish of St. Bernard, State of Louisiana, Series 2008, issued pursuant to the Bond Ordinance, as the same may be amended from time to time, whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued Bond.

"Bond Counsel" shall mean an attorney or firm of attorneys whose experience in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized.

"Bond Obligation" shall mean, as of the date of computation, the principal amount of the Bonds then Outstanding.

"Bond Ordinance" shall mean this ordinance, as further amended and supplemented as herein provided.

"Bond Year" means the one-year period ending on December 1 of each year, the principal payment date for the Bonds.

"Business Day" shall mean a day of the year other than a day on which banks located in New York, New York and the cities in which the principal offices of the Escrow Agent and the Paying Agent are located are required or authorized to remain closed and on which the New York Stock Exchange is closed.

"Code" shall mean the Internal Revenue Code of 1986, as amended.

"Costs of Issuance" shall mean all items of expense, directly or indirectly payable or reimbursable and related to the authorization, sale and issuance of the Bonds, including but not limited to printing costs, costs of preparation and reproduction of documents, filing and recording fees, initial fees and charges of any fiduciary, legal fees and charges, fees and charges for the preparation and distribution of a preliminary official statement and official statement, if paid by the Issuer, fees and disbursements of consultants and professionals, costs of credit ratings, fees and charges for preparation, execution, transportation and safekeeping of the Bonds, costs and expenses of refunding, premiums for the insurance of the payment of the Bonds, if any, and any other cost, charge or fee paid or payable by the Issuer in connection with the original issuance of Bonds.

"Defeasance Obligations" shall mean (a) cash, or (b) non-callable Government Securities.

"Escrow Agent" shall mean The Bank of New York Trust Company, N.A., in the City of Baton Rouge, Louisiana, and its successor or successors, and any other person which may at any time be substituted in its place pursuant to the Bond Ordinance.

"Escrow Agreement" shall mean the Defeasance and Escrow Deposit Agreement dated as of March 1, 2008, between the Issuer and the Escrow Agent, substantially in the form attached hereto as Exhibit B, as the same may be amended from time to time, the terms of which Escrow Agreement are incorporated herein by reference.

"Executive Officers" shall mean collectively the Parish President, the Council Chairman and Clerk of Council of the Parish of St. Bernard, State of Louisiana.

"Fiscal Year" shall mean the one-year period commencing on January 1 of each year, or such other one-year period as may be designated by the Governing Authority as the fiscal year of the Issuer.

"Governing Authority" shall mean the Parish Council of the Parish of St. Bernard, State of Louisiana, or its successor in function.

"Government Securities" shall mean direct general obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

"Interest Payment Date" shall mean June 1 and December 1 of each year, commencing June 1, 2008.

"Issuer" shall mean the Parish of St. Bernard, State of Louisiana.

"Outstanding", when used with reference to the Bonds, shall mean, as of any date, all Bonds theretofore issued under the Bond Ordinance, except:

(A) Bonds theretofore cancelled by the Paying Agent or delivered to the Paying Agent for cancellation;

(B) Bonds for the payment or redemption of which sufficient Defeasance Obligations have been deposited with the Paying Agent or an escrow agent in trust for the Owners of such Bonds with the effect specified in this Bond Ordinance, provided that if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to the Bond Ordinance, to the satisfaction of the Paying Agent, or waived;

(C) Bonds in exchange for or *in lieu* of which other Bonds have been registered and delivered pursuant to the Bond Ordinance; and

(D) Bonds alleged to have been mutilated, destroyed, lost, or stolen which have been paid as provided in the Bond Ordinance or by law.

"Outstanding Parity Bonds" shall mean the Issuer's $895,000 of unrefunded 1999 Bonds maturing serially on December 1, 2008 and December 1, 2009, as described in the preamble hereto.

"Owner" shall mean the Person reflected as registered owner of any of the Bonds on the registration books maintained by the Paying Agent.

"Paying Agent" shall mean Capital One, N.A., in the City of New Orleans, Louisiana, as paying agent and registrar hereunder, until a successor Paying Agent shall have become such pursuant to the applicable provisions of the Bond Ordinance, and thereafter "Paying Agent" shall mean such successor Paying Agent.

"Person" shall mean any individual, corporation, partnership, joint venture, association, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof.

"Purchaser" shall mean Capital One, N.A., of New Orleans, Louisiana.

"Qualified Investments" shall mean the following, provided that the same are at the time legal for investment of the Issuer's funds and, if required by law, are secured at all times by collateral described in clause (i) below:

(i) Government Securities, including obligations of any of the Federal agencies set forth in clause (ii) below to the extent unconditionally guaranteed by the United States of America and any certificates or any other evidences of an ownership interest in obligations or in specified portions thereof (which may consist of specified portions of the interest thereon) of the character described in this clause (i) such as those securities commonly known as CATS, TIGRS and/or STRIPS;

(ii) bonds, debentures or other evidences of indebtedness issued by the Private Export Funding Corporation, Federal Home Loan Bank System, Federal Home Loan Mortgage Corporation, Federal National Mortgage Association and Student Loan Marketing Association;

(iii) certificates of deposit, whether negotiable or nonnegotiable, issued by any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State (including the Paying Agent or the Escrow Agent) which is a member of the Federal Deposit Insurance Corporation and which are secured at all times by collateral described in clause (i) above;

(iv) certificates of deposit, savings accounts, deposit accounts or money market deposits of any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State (including the Paying Agent and the Escrow Agent) which are fully insured by the Federal Deposit Insurance Corporation; and

(v) the Louisiana Asset Management Pool (LAMP).

"Record Date" shall mean, with respect to an Interest Payment Date, the fifteenth day of the calendar month next preceding such Interest Payment Date, whether or not such day is a Business Day.

"Redemption Price" shall mean, when used with respect to a Bond, the principal amount thereof plus the applicable premium, if any, payable upon redemption thereof pursuant to this Bond Ordinance.

"Refunded Bonds" shall mean the Issuer's outstanding Sales Tax Bonds, Series 1999, maturing December 1, 2010 to December 1, 2019, inclusive, which are being refunded by the Bonds, as more fully described in Exhibit A hereto.

"Reserve Fund Requirement" shall mean, as of any date of calculation, a sum equal to the lesser of (i) 10% of the proceeds of the Bonds, the Outstanding Parity Bonds and any issue of Additional Parity Bonds payable from the Tax or (ii) the highest combined principal and interest requirements for any succeeding Bond Year (ending December 1) on the Bonds, the Outstanding Parity Bonds and any issue of Additional Parity Bonds payable from the Tax.

"Revenues of the Tax" shall mean the avails or proceeds of the Tax received by the Issuer, after provision has been made for the payment therefrom of all of the reasonable and necessary expenses of collecting and administering the Tax.

"State" shall mean the State of Louisiana.

"Tax" means the 1/2% sales and use tax now being levied and collected by the Issuer pursuant to an election held on November 3, 1998 and an ordinance adopted on December 1, 1998.

"Tax Ordinance" means an ordinance adopted by the Governing Authority on December 1, 1998 providing for the levy and collection of the Tax.

SECTION 1.2. Interpretation. In this Bond Ordinance, unless the context otherwise requires, (a) words importing the singular include the plural and vice versa, (b) words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders and (c) the title of the offices used in this Bond Ordinance shall be deemed to include any other title by which such office shall be known under any subsequently adopted charter.

ARTICLE II

AUTHORIZATION AND ISSUANCE OF BONDS

SECTION 2.1. Authorization of Bonds and Escrow Agreement. (a) This Bond Ordinance creates a series of Bonds of the Issuer to be designated "Sales Tax Refunding Bonds, Series 2008, of the Parish of St. Bernard, State of Louisiana" and provides for the full and final payment of the principal or redemption price of and interest on all of the Bonds.

(b) The Bonds issued under this Bond Ordinance shall be issued for the purpose of refunding the Refunded Bonds through the escrow of a portion of the proceeds of the Bonds, together with other available moneys of the Issuer, in Government Securities plus an initial cash deposit, in accordance with the terms of the Escrow Agreement, in order to provide for the payment of the principal of, premium, if any, and interest on the Refunded Bonds as they mature or upon earlier redemption as provided in Section 13.1 hereof.

(c) Provision having been made for the orderly payment until maturity or earlier redemption of all the Refunded Bonds, in accordance with their terms, it is hereby recognized and acknowledged that as of the date of delivery of the Bonds under this Bond Ordinance, provision will have been made for the performance of all covenants and agreements of the Issuer incidental to the

Refunded Bonds, and that accordingly, and in compliance with all that is herein provided, the Issuer is expected to have no future obligation with reference to the Refunded Bonds, except to assure that the Refunded Bonds are paid from the Government Securities and funds so escrowed in accordance with the provisions of the Escrow Agreement.

(d) The Escrow Agreement is hereby approved by the Issuer, and the Executive Officers are hereby authorized and directed to execute and deliver the Escrow Agreement on behalf of the Issuer substantially in the form of Exhibit B hereof, with such changes, additions, deletions or completions deemed appropriate by such Executive Officers and it is expressly provided and covenanted that all of the provisions for the payment of the principal of, premium, if any, and interest on the Refunded Bonds from the special trust fund created under the Escrow Agreement shall be strictly observed and followed in all respects.

SECTION 2.2. Bond Ordinance to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall own the same from time to time, the provisions of this Bond Ordinance shall be a part of the contract of the Issuer with the Owners and shall be deemed to be and shall constitute a contract between the Issuer and the Owners from time to time of the Bonds. The provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the Owners, each of which Bonds, regardless of the time or times of its issue or maturity, shall be of equal rank without preference, priority or distinction over any other thereof except as expressly provided in this Bond Ordinance.

SECTION 2.3. Obligation of Bonds. The Bonds shall be secured by and payable in principal, premium, if any, and interest solely from an irrevocable pledge and dedication of the Revenues of the Tax. The Revenues of the Tax are hereby irrevocably and irrepealably pledged and dedicated in an amount sufficient for the payment of the Bonds in principal, premium, if any, and interest as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Ordinance. All of the Revenues of the Tax shall be set aside in a separate fund, as hereinafter provided, and shall be and remain pledged for the security and payment of the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds in principal, premium, if any, and interest and for all other payments provided for in this Bond Ordinance until such bonds shall have been fully paid and discharged.

SECTION 2.4. Authorization and Designation. Pursuant to the provisions of the Act, there is hereby authorized the issuance of Six Million Seven Hundred Fifteen Thousand Dollars ($6,715,000) principal amount of Bonds of the Issuer to be designated "Sales Tax Refunding Bonds, Series 2008, of the Parish of St. Bernard, State of Louisiana," for the purpose of refunding the Refunded Bonds and paying the Costs of Issuance. The Bonds shall be in substantially the form set forth in Exhibit C hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Bond Ordinance.

SECTION 2.5. Denominations, Dates, Maturities and Interest. The Bonds are issuable as fully registered bonds without coupons in the denominations of $5,000 principal amount or any integral multiple thereof within a single maturity, and shall be numbered R-1 upwards.

The Bonds shall be dated the date of delivery thereof, shall mature on December 1 in the years and in the principal amounts and shall bear interest, payable on the Interest Payment Dates, at the rates per annum, as follows:

DATE (DEC 1)	PRINCIPAL PAYMENT	INTEREST RATE	DATE (DEC 1)	PRINCIPAL PAYMENT	INTEREST RATE
2008	$ 35,000	3.88%	2014	$640,000	3.88%
2009	55,000	3.88	2015	675,000	3.88
2010	540,000	3.88	2016	700,000	3.88
2011	570,000	3.88	2017	730,000	3.88
2012	595,000	3.88	2018	765,000	3.88
2013	615,000	3.88	2019	795,000	3.88

SECTION 2.6. Payment of Principal and Interest. The principal and premium, if any, of the Bonds are payable in such coin or currency of the United States of America as at the time of payment is legal tender for payment of public and private debts at the principal corporate trust office of the Paying Agent, upon presentation and surrender thereof. Interest on the Bonds is payable by check mailed on or before the Interest Payment Date by the Paying Agent to each Owner (determined as of the close of business on the applicable Record Date) at the address of such Owner as it appears on the registration books of the Paying Agent maintained for such purpose. Except as otherwise provided in this Section, Bonds shall bear interest from date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, as the case may be, provided, however, that if and to the extent that the Issuer shall default in the payment of the interest on any Bonds due on any Interest Payment Date, then all such Bonds shall bear interest from the most recent Interest Payment Date to which interest has been paid on the Bonds, or if no interest has been paid on the Bonds, from their dated date. The Person in whose name any Bond is registered at the close of business on the Record Date with respect to an Interest Payment Date shall in all cases be entitled to receive the interest payable on such Interest Payment Date (unless such Bond has been called for redemption on a redemption date which is prior to such Interest Payment Date) notwithstanding the cancellation of such Bond upon any registration of transfer or exchange thereof subsequent to such Record Date and prior to such Interest Payment Date.

ARTICLE III

GENERAL TERMS AND PROVISIONS OF THE BONDS

SECTION 3.1. Exchange of Bonds; Persons Treated as Owners. The Issuer shall cause books for the registration and for the registration of transfer of the Bonds as provided in this Bond Ordinance to be kept by the Paying Agent at its principal corporate trust office, and the Paying Agent is hereby constituted and appointed the registrar for the Bonds. At reasonable times and under reasonable regulations established by the Paying Agent said list may be inspected and copied by the Issuer or by the Owners (or a designated representative thereof) of 15% of the outstanding principal amount of the Bonds. Upon surrender for registration of transfer of any Bond, the Paying Agent shall register and deliver in the name of the transferee or transferees one or more new fully registered Bonds of authorized denomination of the same maturity and like aggregate principal amount. At the option of the Owner, Bonds may be exchanged for other Bonds of authorized denominations of the same maturity and like aggregate principal amount, upon surrender of the Bonds to be exchanged at the principal corporate trust office of the Paying Agent. Whenever any Bonds are so surrendered for exchange, the Paying Agent shall register and deliver in exchange therefor the Bond or Bonds which the Owner making the exchange shall be entitled to receive. All Bonds presented for registration of transfer or exchange shall be accompanied by a written instrument or instruments of transfer in form and with a guaranty of signature satisfactory to the Paying Agent, duly executed by the Owner or his attorney duly authorized in writing.

All Bonds delivered upon any registration of transfer or exchange of Bonds shall be valid obligations of the Issuer, evidencing the same debt and entitled to the same benefits under this Bond Ordinance as the Bonds surrendered. Prior to due presentment for registration of transfer of any Bond, the Issuer and the Paying Agent, and any agent of the Issuer or the Paying Agent may deem and treat the person in whose name any Bond is registered as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and shall not be bound by any notice to the contrary.

No service charge to the Owners shall be made by the Paying Agent for any exchange or registration of transfer of Bonds. The Paying Agent may require payment by the Person requesting an exchange or registration of transfer of Bonds of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto. The Issuer and the Paying Agent shall not be required to issue, register the transfer of or exchange any Bond during a period beginning at the opening of business on the 15th calendar day of the month next preceding an Interest Payment Date or any date of selection of Bonds to be redeemed and ending at the close of business on the Interest Payment Date or day on which the applicable notice of redemption is given.

SECTION 3.2. Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be improperly cancelled, or be destroyed, stolen or lost, the Issuer may in its discretion adopt an ordinance and thereby authorize the issuance and delivery of a new Bond in exchange for and substitution for such mutilated or improperly cancelled Bond, or *in lieu* of and in substitution for the Bond destroyed, stolen or lost, upon the Owner (i) furnishing the Issuer and the Paying Agent proof of his ownership thereof and proof of such mutilation, improper cancellation,

destruction, theft or loss satisfactory to the Issuer and the Paying Agent, (ii) giving to the Issuer and the Paying Agent an indemnity bond in favor of the Issuer and the Paying Agent in such amount as the Issuer may require, (iii) compliance with such other reasonable regulations and conditions as the Issuer may prescribe and (iv) paying such expenses as the Issuer and the Paying Agent may incur. All Bonds so surrendered shall be delivered to the Paying Agent for cancellation pursuant to Section 3.4 hereof. If any Bond shall have matured or be about to mature, instead of issuing a substitute Bond, the Issuer may pay the same, upon being indemnified as aforesaid, and if such Bond be lost, stolen or destroyed, without surrender thereof. Any such duplicate Bond issued pursuant to this Section shall constitute an original, additional, contractual obligation on the part of the Issuer, whether or not the lost, stolen or destroyed Bond be at any time found by anyone. Such duplicate Bond shall be in all respects identical with those replaced except that it shall bear on its face the following additional clause: "This bond is issued to replace a lost, cancelled or destroyed bond under the authority of R.S. 39:971 through 39:974."

Such duplicate Bond may be signed by the facsimile signatures of the same officers who signed the original Bonds, provided, however, that in the event the officers who executed the original Bonds are no longer in office, then the new Bonds may be signed by the officers then in office. Such duplicate Bonds shall be entitled to equal and proportionate benefits and rights as to lien and source and security for payment as provided herein with respect to all other Bonds hereunder, the obligations of the Issuer upon the duplicate Bonds being identical to its obligations upon the original Bonds and the rights of the Owner of the duplicate Bonds being the same as those conferred by the original Bonds.

SECTION 3.3. Cancellation of Bonds. All Bonds paid or redeemed either at or before maturity, together with all Bonds purchased by the Issuer, shall thereupon be promptly cancelled by the Paying Agent. The Paying Agent shall thereupon promptly furnish to the Clerk of Council of the Issuer an appropriate certificate of cancellation.

SECTION 3.4. Execution. The Bonds shall be executed in the name and on behalf of the Issuer by the manual or facsimile signatures of the Executive Officers, and the corporate seal of the Issuer (or a facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. In case any one or more of the officers who shall have signed or sealed any of the Bonds shall cease to be such officer before the Bonds so signed and sealed shall have been actually delivered, such Bonds may, nevertheless, be delivered as herein provided, and may be issued as if the person who signed or sealed such Bonds had not ceased to hold such office. Said officers shall, by the execution of the Bonds, adopt as and for their own proper signatures their respective facsimile signatures appearing on the Bonds or any legal opinion certificate thereon, and the Issuer may adopt and use for that purpose the facsimile signature of any person or persons who shall have been such officer at any time on or after the date of such Bond, notwithstanding that at the date of such Bond such person may not have held such office or that at the time when such Bond shall be delivered such person may have ceased to hold such office.

SECTION 3.5. Registration by Paying Agent and Secretary of State. (a) No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Bond Ordinance unless and until a certificate of registration on such Bond substantially in the form set forth in Exhibit C hereto shall have been duly manually executed on behalf of the Paying Agent by a duly authorized signatory, and such executed certificate of the Paying Agent upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Bond Ordinance.

(b) The Bonds shall also be registered with the Secretary of State of the State of Louisiana (which registration shall be by manual signature on the bonds issued upon original issuance of the Bonds and by facsimile signature on Bonds exchanged therefor) and shall have endorsed thereon the following:

"OFFICE OF SECRETARY OF STATE
STATE OF LOUISIANA
BATON ROUGE

Incontestable. Secured by a pledge and dedication of a sales and use tax in the Parish of St. Bernard, State of Louisiana. Registered this _____ day of _____, 2008.

_____
Secretary of State

SECTION 3.6. Regularity of Proceedings. The Issuer, having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, and having determined the same to be regular, each of the Bonds shall contain the following recital, to-wit:

"It is certified that this bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of this State."

ARTICLE IV

PAYMENT OF BONDS; DISPOSITION OF FUNDS

SECTION 4.1. Deposit of Funds With Paying Agent. The Issuer covenants that it will deposit or cause to be deposited with the Paying Agent from the moneys derived from the Revenues of the Tax or other funds available for such purpose, at least one (1) day in advance of each Interest Payment Date, funds fully sufficient to pay promptly the principal, premium, if any, and interest so falling due on such date.

SECTION 4.2. Issuer Obligated to Collect Tax. In compliance with the laws of Louisiana, the Issuer, by proper ordinances, is obligated to cause the Tax to continue to be levied and collected until all of the Bonds have been retired as to both principal and interest, and further shall not discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds have been issued, nor in any way make any change which would diminish the amount of the revenues of the Tax to be received by the Issuer until all of the Bonds have been retired as to both principal and interest.

SECTION 4.3. Funds and Accounts. In order that the principal of and the interest on the Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

In compliance with the Tax Ordinance, all of the avails or proceeds derived from the levy and collection of the Tax shall continue to be deposited daily as the same may be collected in a separate and special bank account maintained with the regularly designated fiscal agent of the Issuer and designated as the "1998 Water & Sewer Sales Tax Fund" (hereinafter called the "Sales Tax Fund"). The Sales Tax Fund shall constitute a dedicated fund of the Issuer, from which appropriations and expenditures by the Issuer shall be made solely for the purposes designated in the proposition authorizing the levy of the Tax, including the payment of the Bonds.

Out of the funds on deposit in the Sales Tax Fund, the Issuer shall first pay all reasonable and necessary expenses of collection and administration of the Tax. After payment of such expenses, the remaining balance of the proceeds of the Tax shall be used in the following order of priority and for the following express purposes:

(a) The maintenance of the "Water & Sewer Sales Tax Bond Sinking Fund" (hereinafter called the "Sinking Fund"), sufficient in amount to pay promptly and fully the principal of and interest on the Bonds, the Outstanding Parity Bonds, and any Additional Parity Bonds, in the manner provided by this Bond Ordinance, as they severally become due and payable, by transferring from the Sales Tax Fund, monthly, on or before the 20th day of each month of each year, a sum equal to the pro-rata amount of interest falling due on the Bonds on the next Interest Payment Date and the pro-rata amount of the principal on the Bonds falling due on the next principal payment date,

together with such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due. Said fiscal agent shall transfer from the Sinking Fund to the paying agent bank or banks for all bonds payable from the Sinking Fund at least one business day in advance of each Interest Payment Date, funds fully sufficient to pay promptly the principal and interest so falling due on each Interest Payment Date.

(b) The maintenance of the "Water & Sewer Sales Tax Bond Reserve Fund" (hereinafter called the "Reserve Fund"), with the regularly designated fiscal agent of the Issuer, by retaining in the Reserve Fund an amount equal to the Reserve Fund Requirement. The money in the Reserve Fund is to be retained solely for the purpose of paying the principal of and the interest on the bonds payable from the Sinking Fund as to which there would be otherwise be default. In the event that Additional Parity Bonds are issued, there shall be deposited into the Reserve Fund, from the proceeds of such Additional Parity Bonds and/or from the proceeds of the Tax or from any other source provided by the Issuer, such additional amounts (as may be designated in the Bond Ordinance or ordinance authorizing the issuance of such Additional Parity Bonds) as will increase the total amount on deposit in the Reserve Fund within a period not exceeding five (5) years to a sum equal to the Reserve Fund Requirement for all outstanding bonds payable from the Sinking Fund, including any such Additional Parity Bonds.

If at any time it shall be necessary to use moneys in the Reserve Fund for the purpose of paying principal or interest on bonds as to which there would otherwise be default, then the moneys so used shall be replaced from the Tax revenues first thereafter received by the Sales Tax not hereinabove required to pay the expenses of collecting the Tax or to pay current principal and interest requirements, it being the intention hereof that there shall as nearly as possible be at all times in the Reserve Fund an amount equal to the Reserve Fund Requirement.

All moneys remaining in the Sales Tax Fund on the 20th day of each month in excess of all reasonable and necessary costs and expenses of collection and administration of the Tax and after making the required payments into the Sinking Fund and the Reserve Fund for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the imposition of the Tax is authorized or for the purpose of retiring Bonds in advance of their maturities, either by purchase of Bonds then outstanding at prices not greater than the redemption prices of said Bonds or by retiring such Bonds at the prices and in the manner hereinbefore set forth in this Bond Ordinance.

SECTION 4.4. Investment of Funds. All or any part of the moneys in the Sales Tax Fund, the Bond Sinking Fund and the Reserve Fund shall, at the written request of the Issuer, be invested in Qualified Investments except for (a) Bond proceeds representing accrued interest and (b) moneys on deposit in the Reserve Fund, which shall be invested in Government Securities maturing in five (5) years or less. All income derived from such Qualified Investments shall be added to the Sales Tax Fund, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund is created. Notwithstanding the foregoing, income on investments in the Reserve Fund shall be added to the Sales Tax Fund only to the extent that the amount then on deposit in the Reserve Fund equals or exceeds the Reserve Fund Requirement.

SECTION 4.5. Funds to Constitute Trust Funds. The Sales Tax Fund, the Sinking Fund, and the Reserve Fund provided for in Section 4.3 hereof shall all be and constitute trust funds for the purposes provided in this Bond Ordinance, and the Owners of Bonds issued pursuant to this Bond Ordinance are hereby granted a lien on all such funds until applied in the manner provided herein. The moneys in such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds in the manner required by the laws of the State.

SECTION 4.6. Method of Valuation and Frequency of Valuation. In computing the amount in any fund provided for in Section 4.3, Qualified Investments shall be valued at the lower of the cost or the market price, exclusive of accrued interest. With respect to all funds and accounts (except the Reserve Fund), valuation shall occur annually. The Reserve Fund shall be valued semi-annually, except in the event of a withdrawal from the Reserve Fund, whereupon it shall be valued immediately after such withdrawal.

ARTICLE V

REDEMPTION OF BONDS

SECTION 5.1. Redemption of Bonds. The Bonds are not callable for redemption prior to their stated dates of maturity.

ARTICLE VI

PARTICULAR COVENANTS

SECTION 6.1. Obligation of the Issuer in Connection with the Issuance of the Bonds. As a condition of the issuance of the Bonds, the Issuer hereby binds and obligates itself to: (a) deposit irrevocably in trust with the Escrow Agent under the terms and conditions of the Escrow Agreement, as hereinafter provided, an amount of the proceeds derived from the issuance and sale of the Bonds (exclusive of accrued interest), together with additional moneys of the Issuer, as will enable the Escrow Agent to immediately make an initial cash deposit and purchase the Defeasance Obligations described in the Escrow Agreement, which, together with the initial cash deposit deposited therein, shall mature in principal and interest in such a manner as to provide at least the required cash amount on or before each payment date for the Refunded Bonds (said amounts being necessary on each of the designated dates to pay and retire or redeem the Refunded Bonds, including premiums, if any, payable upon redemption), and (b) deposit in trust with the Escrow Agent such amount of the proceeds of the Bonds as will enable the Escrow Agent to pay the Costs of Issuance and the costs properly attributable to the establishment and administration of the Escrow Fund.

SECTION 6.2. Payment of Bonds. The Issuer shall duly and punctually pay or cause to be paid as herein provided, the principal or redemption price, if any, of every Bond and the interest thereon, at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof.

SECTION 6.3. Tax Covenants. (a) To the extent permitted by the laws of the State, the Issuer will comply with the requirements of the Code to establish, maintain and preserve the exclusion from "gross income" of interest on the bonds under the Code. The Issuer shall not take any action or fail to take any action, nor shall it permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly to acquire any securities or obligations the acquisition of which would cause any Bond to be an "arbitrage bond" as defined in the Code or would result in the inclusion of the interest on any Bond in "gross income" under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of the proceeds of the Bonds, (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America, or (iii) the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds" under the Code.

(b) The Issuer shall not permit at any time or times any proceeds of the Bonds or any other funds of the Issuer to be used, directly or indirectly, in a manner which would result in the exclusion of the interest on any Bond from the treatment afforded by Section 103(a) of the Code, as from time to time amended, or any successor provision thereto.

(c) The Executive Officers are hereby empowered, authorized and directed to take any and all action and to execute and deliver any instrument, document or certificate necessary to effectuate the purposes of this Section.

SECTION 6.4. Bonds are "Bank-Qualified". The Bonds are designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code. In making this designation, the Issuer finds and determines that:

(a) the Bonds are not private activity bonds within the meaning of the Code; and

(b) the reasonably anticipated amount of qualified tax-exempt obligations which will be issued by the Issuer and all subordinate entities in the calendar year 2008 will not exceed $10,000,000.

SECTION 6.5. Disclosure Under SEC Rule 15c2-12. It is recognized that the Issuer will not be required to comply with the continuing disclosure requirements described in the Rule 15c-2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)], because:

(a) the Bonds are not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities, and

(b) the Bonds are being sold to only one financial institution (*i.e.*, no more than thirty-five persons), which (i) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment in the Bonds and (ii) is not purchasing the Bonds for more than one account or with a view to distributing the Bonds.

SECTION 6.6. Obligation to Collect Tax. The Issuer recognizes that the governing authority of the Issuer is bound under the terms and provisions of law, to levy, impose, enforce and collect the Tax and to provide for all reasonable and necessary rules, regulations, procedures and penalties in connection therewith, including the proper application of the proceeds of the Tax, until all of the Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary the ordinances adopted providing for the levying, imposition, enforcement and collection of the Tax or any subsequent ordinance providing therefor, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the revenues from the Tax. The ordinances imposing the Tax and pursuant to which the Tax is being levied, collected and allocated, and the obligation to continue to levy, collect and allocate the Tax and to apply the revenues therefrom in accordance with the provisions of this Bond Ordinance, shall be irrevocable until the Bonds have been paid in full as to both principal and interest, and shall not be subject to amendment in any manner which would impair the rights of the Owners from time to time of the Bonds or which would in any way jeopardize the prompt payment of principal thereof and interest thereon. More specifically, neither the Legislature of Louisiana, or the Issuer may discontinue or decrease the Tax or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds have been issued, or in any way make any change in such Tax which would diminish the amount of the Revenues of the Tax or Tax revenues to be received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

SECTION 6.7. Indemnity Bonds. So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

SECTION 6.8. Issuer to Maintain Books and Records. So long as any of the Bonds are outstanding and unpaid in principal or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the collection and expenditure of the revenues of the Tax, including specifically but without limitation, all reasonable and necessary costs and expenses of collection. Not later than six (6) months after the close of each Fiscal Year, the Issuer shall cause an audit of such books and accounts to be made by the Legislative Auditor of the State of Louisiana (or his successor) or by a recognized independent firm of certified public accountants showing the receipts of and disbursements made for the account of the aforesaid Sales Tax Fund. Such audit shall be available for inspection upon request by the Owners of any of the Bonds. The Issuer further agrees that the Paying Agent and the Owners of any of the Bonds shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to the Tax.

ARTICLE VII

SUPPLEMENTAL BOND ORDINANCES

SECTION 7.1. Supplemental Bond Ordinances Effective Without Consent of Owners. For any one or more of the following purposes and at any time from time to time, an ordinance supplemental hereto may be adopted, which, upon the filing with the Paying Agent of a certified copy thereof, but without any consent of Owners, shall be fully effective in accordance with its terms:

(a) to add to the covenants and agreements of the Issuer in the Bond Ordinance other covenants and agreements to be observed by the Issuer which are not contrary to or inconsistent with the Bond Ordinance as theretofore in effect;

(b) to add to the limitations and restrictions in the Bond Ordinance other limitations and restrictions to be observed by the Issuer which are not contrary to or inconsistent with the Bond Ordinance as theretofore in effect;

(c) to surrender any right, power or privilege reserved to or conferred upon the Issuer by the terms of the Bond Ordinance, but only if the surrender of such right, power or privilege is not contrary to or inconsistent with the covenants and agreements of the Issuer contained in the Bond Ordinance;

(d) to cure any ambiguity, supply any omission, or cure or correct any defect or inconsistent provision of the Bond Ordinance; or

(e) to insert such provisions clarifying matters or questions arising under the Bond Ordinance as are necessary or desirable and are not contrary to or inconsistent with the Bond Ordinance as theretofore in effect.

SECTION 7.2. Supplemental Bond Ordinances Effective With Consent of Owners. Except as provided in Section 7.1, any modification or amendment of the Bond Ordinance or of the rights and obligations of the Issuer and of the Owners hereunder, in any particular, may be made by a supplemental ordinance, with the written consent of the Owners of a majority of the Bond Obligation at the time such consent is given. No such modification or amendment shall permit a change in the terms of redemption or maturity of the principal of any outstanding Bond or of any installment of interest thereon or a reduction in the principal amount or the redemption price thereof or in the rate of interest thereon without the consent of the Owner, or shall reduce the percentages of Bonds the consent of the Owner of which is required to effect any such modification or amendment, or change the obligation of the Issuer to levy and collect the Tax for the payment of the Bonds as provided herein, without the consent of the Owners of all of the Bonds then outstanding, or shall change or modify any of the rights or obligations of either the Paying Agent or the Escrow Agent without its written assent thereto. For the purposes of this Section, Bonds shall be deemed to be affected by a modification or amendment of the Bond Ordinance if the same adversely affects or diminishes the rights of the Owners of said Bonds.

ARTICLE VIII

ADDITIONAL PARITY BONDS

SECTION 8.1. Issuance of Additional Parity Bonds. All of the Bonds shall enjoy complete parity of lien on the avails or proceeds of the Tax despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the avails or proceeds of the Tax having priority over or parity with the Bonds, except that bonds may hereafter be issued on a parity with the Bonds under the following conditions:

(A) The Bonds or any part thereof, including interest and redemption premiums thereon, may be refunded with the consent of the owners thereof (except that as to Bonds which have been properly called for redemption and provisions made for the payment thereof, such consent shall not be necessary) and the refunding Bonds so issued shall enjoy complete equality of lien with the portion of the Bonds which is not refunded, if there be any, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues that may have been enjoyed by the Bonds refunded, provided, however, that if only a portion of Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during any Bond Year in excess of the principal and interest which would have been required in such Bond Year to pay the Bonds refunded thereby, then such Bonds may not be refunded without the consent of the Owners of the unrefunded portion of the Bonds issued hereunder.

(B) Additional Parity Bonds, including any other Additional Parity Bonds as may at any later date be authorized at an election held by the Issuer or otherwise, may also be issued, and such Additional Parity Bonds shall be on a parity with the Bonds herein authorized if all of the following conditions are met:

(i) The average annual revenues derived by the Issuer from the Tax when computed for the last two (2) completed Fiscal Years immediately preceding the issuance of the bonds must have been not less than one and one-third (1-1/3) times the highest combined principal and interest requirements for any succeeding Bond

Year period (ending December 1) on all bonds then outstanding, including any *pari passu* additional bonds theretofore issued and then outstanding, and any other bonds or other obligations whatsoever then outstanding which are payable from the revenues of the Tax (but not including bonds which have been refunded or provision otherwise made for their full payment and redemption) and the additional bonds so proposed to be issued;

(ii) The payments to be made into the various funds provided for in Section 4.3 hereof must be current;

(iii) The existence of the facts required by paragraphs (a) and (b) above must be confirmed by an independent certified public accountant or by the Issuer's Director of Finance;

(iv) The Additional Parity Bonds must be payable as to principal on December 1st of each year in which principal falls due, beginning not later than three (3) years after the date such bonds and payable as to interest on June 1st and December 1st of each year; and

(v) No Additional Parity Bonds may be issued should any event of default under the Bond Ordinance have occurred and be continuing.

ARTICLE IX

REMEDIES ON DEFAULT

SECTION 9.1. Events of Default. If one or more of the following events (in this Bond Ordinance called "Events of Default") shall happen, that is to say, (a) if default shall be made in the due and punctual payment of the principal of any Bond when and as the same shall become due and payable, whether at maturity or otherwise; or (b) if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or (c) if default shall be made by the Issuer in the performance or observance of any other of the covenants, agreements or conditions on its part in the Bond Ordinance, any supplemental ordinance or in the Bonds contained and such default shall continue for a period of forty-five (45) days after written notice thereof to the Issuer by the Owners of not less than 25% of the Bond Obligation (as defined in the Bond Ordinance); or (d) if the Issuer shall file a petition or otherwise seek relief under any Federal or State bankruptcy law or similar law; then, upon the happening and continuance of any Event of Default the Owners shall be entitled to exercise all rights and powers for which provision is made under Louisiana law.

ARTICLE X

CONCERNING FIDUCIARIES

SECTION 10.1. Escrow Agent; Appointment and Acceptance of Duties. The Bank of New York Trust Company, N.A., of Baton Rouge, Louisiana, is hereby appointed Escrow Agent. The Escrow Agent shall signify its acceptance of the duties and obligations imposed upon it by this Bond Ordinance by executing and delivering the Escrow Agreement. The Escrow Agent is authorized to file, on behalf of the Issuer, subscription forms for any Government Securities required by the Escrow Agreement. A successor to the Escrow Agent may be designated in the manner set forth in the Escrow Agreement.

SECTION 10.2. Paying Agent; Appointment and Acceptance of Duties. The Issuer will at all times maintain a Paying Agent having the necessary qualifications for the performance of the duties described in this Bond Ordinance. The designation of Capital One, N.A. as the initial Paying Agent is hereby confirmed and approved. The Paying Agent shall signify its acceptance of the duties and obligations imposed on it by the Bond Ordinance by executing and delivering an acceptance of its rights, duties and obligations as Paying Agent set forth herein in form and substance satisfactory to the Issuer.

SECTION 10.3. Successor Paying Agent. Any successor Paying Agent shall (i) be a trust company or bank in good standing, located in or incorporated under the laws of the State, duly authorized to exercise trust powers and subject to examination by federal or state authority and (ii) have a reported capital and surplus of not less than $10,000,000.

ARTICLE XI

MISCELLANEOUS

SECTION 11.1. Defeasance. (a) If the Issuer shall pay or cause to be paid to the Owners of all Bonds then outstanding, the principal and interest to become due thereon, at the times and in the manner stipulated therein and in the Bond Ordinance, then the covenants, agreements and other obligations of the Issuer to the Owners shall be discharged and satisfied. In such event, the Paying Agent shall, upon the request of the Issuer, execute and deliver to the Issuer all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent shall pay over or deliver to the Issuer all moneys, securities and funds held by them pursuant to the Bond Ordinance which are not required for the payment of Bonds not theretofore surrendered for such payment.

Bonds or interest installments for the payment of which money shall have been set aside and shall be held in trust (through deposit by the Issuer of funds for such payment or otherwise) at the maturity date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section. Bonds shall be deemed to have been paid, prior to their maturity, within the meaning and with the effect expressed above in this Section if they have been defeased pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 11.2. Evidence of Signatures of Owners and Ownership of Bonds. (a) Any request, consent, revocation of consent or other instrument which the Bond Ordinance may require or permit to be signed and executed by the Owners may be in one or more instruments of similar tenor, and shall be signed or executed by such Owners in person or by their attorneys-in-fact appointed in writing. Proof of (i) the execution of any such instrument, or of an instrument appointing any such attorney, or (ii) the ownership by any person of the Bonds shall be sufficient for any purpose of the Bond Ordinance (except as otherwise therein expressly provided) if made in the following manner, or in any other manner satisfactory to the Paying Agent, which may nevertheless in its discretion require further or other proof in cases where it deems the same desirable:

(i) the fact and date of the execution by any Owner or his attorney-in-fact of such instrument may be proved by the certificate, which need not be acknowledged or verified, of an officer of a bank or trust company or of any notary public that the person signing such request or other instrument acknowledged to him the execution thereof, or by an affidavit of a witness of such execution, duly sworn to before such notary public or other officer. Where such execution is by an officer of a corporation or association or a member of a partnership, on behalf of such corporation, association or partnership, such certificate or affidavit shall also constitute sufficient proof of his authority;

(ii) the ownership of Bonds and the amount, numbers and other identification, and date of owning the same shall be proved by the registration books of the Paying Agent.

(iii) Any request or consent by the Owner of any Bond shall bind all future Owners of such Bond in respect of anything done or suffered to be done by the Issuer or the Paying Agent in accordance therewith.

SECTION 11.3. Moneys Held for Particular Bonds. The amounts held by the Paying Agent for the payment due on any date with respect to particular Bonds shall, on and after such date and pending such payment, be set aside on its books and held in trust by it, without liability for interest, for the Owners entitled thereto.

SECTION 11.4. Parties Interested Herein. Nothing in the Bond Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Issuer, the Paying Agent and the Owners any right, remedy or claim under or by reason of the Bond Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in the Bond Ordinance contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent and the Owners

SECTION 11.5. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Bond Ordinance against any member of the Governing Authority or officer of the Issuer or any person executing the Bonds.

SECTION 11.6. Successors and Assigns. Whenever in this Bond Ordinance the Issuer is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Bond Ordinance contained by or on behalf of the Issuer shall bind and enure to the benefit of its successors and assigns whether so expressed or not.

SECTION 11.7. Subrogation. In the event the Bonds herein authorized to be issued, or any of them, should ever be held invalid by any court of competent jurisdiction, the Owner or Owners thereof shall be subrogated to all the rights and remedies against the Issuer had and possessed by the owner or owners of the Refunded Bonds.

SECTION 11.8. Severability. In case any one or more of the provisions of the Bond Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of the Bond Ordinance or of the Bonds, but the Bond Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of the Bond Ordinance which validates or makes legal any provision of the Bond Ordinance or the Bonds which would not otherwise be valid or legal shall be deemed to apply to the Bond Ordinance and to the Bonds.

SECTION 11.9. Publication of Bond Ordinance. This Bond Ordinance shall be published one time in the official journal of the Issuer; however, it shall not be necessary to publish any exhibits hereto if the same are available for public inspection and such fact is stated in the publication.

SECTION 11.10. Execution of Documents. In connection with the issuance and sale of the Bonds, the Executive Officers and the Finance Director are each authorized, empowered and directed to execute on behalf of the Issuer such documents, certificates and instruments as they may deem necessary, upon the advice of Bond Counsel, to effect the transactions contemplated by this Bond Ordinance, the signatures of the Executive Officers and Finance Director on such documents, certificates and instruments to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 11.11. Recordation. A certified copy of this Bond Ordinance shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of St. Bernard, State of Louisiana.

ARTICLE XII

SALE OF BONDS

SECTION 12.1. Sale of Bonds. The Bonds are hereby awarded to and sold to the Purchaser at the price of par and accrued interest, if any, and under the terms and conditions set forth in the commitment letter attached hereto as Exhibit D, and after their execution, registration by the Secretary of State and authentication by the Paying Agent, the Bonds shall be delivered to the Purchaser upon receipt by the Issuer of the agreed purchase price.

ARTICLE XIII

APPLICATION OF PROCEEDS

SECTION 13.1. Application of Proceeds. As a condition of the issuance of the Bonds, the Issuer hereby binds and obligates itself to:

(a) Deposit irrevocably in trust with the Escrow Agent under the terms and conditions of the Escrow Agreement, as hereinafter provided, an amount of the proceeds derived from the issuance and sale of the Bonds (exclusive of accrued interest), together with additional moneys, as will enable the Escrow Agent to fully redeem the Refunded Bonds on December 1, 2009. The moneys so deposited with the Escrow Agent shall constitute a trust fund irrevocably dedicated for the use and benefit of the owners of the Refunded Bonds.

(b) The Finance Director of the Issuer is hereby authorized and directed to make all necessary transfers from the Sinking Fund and the Reserve Fund necessary to carry out the provisions of the Escrow Agreement.

ARTICLE XIV

REDEMPTION OF REFUNDED BONDS

SECTION 14.1. Call for Redemption. Subject only to the delivery of the Bonds, $6,335,000 principal amount of the Issuer's Sales Tax Bonds, Series 1999, consisting of all of said bonds due December 1, 2010 to December 1, 2019, inclusive, are hereby called for redemption on December 1, 2009 at the principal amount thereof, and accrued interest to the date of redemption, plus a premium of 1% of the principal amount to be redeemed, in compliance with the bond ordinance adopted on November 16, 1999, authorizing their issuance.

SECTION 14.2. Notice of Defeasance and Call for Redemption. In accordance with the Bond Ordinance adopted on November 16, 1999 authorizing the issuance of the 1999 Bonds, a Notice of Defeasance and Call for Redemption in substantially the form attached hereto as Exhibit E, shall be given by the Paying Agent by mailing a copy of the redemption notice by first class mail, postage prepaid, by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered owner of each Bond to be redeemed at his address as shown on the registration books of the Paying Agent.

SECTION 14.3. Effective Date. This Bond Ordinance shall become effective immediately.

This ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine cast his vote as **YEA.**

And the ordinance was declared adopted on this 4th day of March, 2008.

Roxanne Adams
ROXANNE ADAMS
Clerk of the Council

TONY RICKY MELERINE
Council Chairman

Delivered to the Parish President 3/7/08 @ 3:25 pm
Date and Time

Approved 3/10/08 6:50 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 3/11/08 @ 9:00 Am
Date and Time

Received by Joann P. Ragas

STATE OF LOUISIANA

PARISH OF ST. BERNARD

I, the undersigned Clerk of Council of the Parish Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by said Parish Council on March 4, 2008, providing for the issuance and sale of Sales Tax Refunding Bonds, Series 2008, of the Parish of St. Bernard, State of Louisiana; prescribing the form, fixing the details and providing for the rights of the owners thereof; providing for the payment of such bonds and the application of the proceeds thereof to the refunding of certain bonds of said Parish Council; awarding said bonds to the purchaser thereof and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Issuer at Chalmette, Louisiana, on this the 4th day of March, 2008.

(SEAL)

Clerk of Council

EXHIBIT A TO BOND ORDINANCE

OUTSTANDING BONDS TO BE REFUNDED

Parish of St. Bernard, State of Louisiana
Sales Tax Bonds, Series 1999, dated December 1, 1999,
as follows:

DATE (DECEMBER 1)	PRINCIPAL PAYMENT	INTEREST RATE	CUSIP NUMBERS
2010	$ 485,000	5.35 %	787503 FE6
2011	515,000	5.35 %	787503 FF3
2012	545,000	5.35 %	787503 FG1
2013	575,000	5.35 %	787503 FH9
2014	605,000	5.35 %	787503 FJ5
2015	645,000	5.35 %	787503 FK2
2016	680,000	5.35 %	787503 FL0
2017	720,000	5.35 %	787503 FM8
2018	760,000	5.35 %	787503 FN6
2019	805,000	5.35 %	787503 FP1
	$6,335,000		

Those bonds maturing December 1, 2010, and thereafter will be called for redemption on December 1, 2009, at the principal amount thereof and accrued interest to the date fixed for redemption, plus a premium equal to one percent (1%) of the principal amount so redeemed.

EXHIBIT B
TO BOND ORDINANCE

(FORM OF DEFEASANCE AND ESCROW DEPOSIT AGREEMENT)

This DEFEASANCE AND ESCROW DEPOSIT AGREEMENT, by and between **the PARISH OF ST. BERNARD, STATE OF LOUISIANA** (the "Issuer"), appearing herein through the hereinafter named officers, and **THE BANK OF NEW YORK TRUST COMPANY, N.A.,** in the City of Baton Rouge, Louisiana, a national banking association organized under the laws of the United States of America and duly authorized to exercise corporate trust powers, as escrow agent (the "Escrow Agent"), appearing herein through the hereinafter named officers, which shall be dated as of March 1, 2008:

W I T N E S S E T H :

WHEREAS, the Issuer has heretofore duly authorized and issued its Sales Tax Bonds, Series 1999, of which $7,230,000 are outstanding (the "1999 Bonds"); and

WHEREAS, the governing authority of the Issuer has found and determined that the call for redemption of those 1999 Bonds maturing December 1, 2010 to December 1, 2019, inclusive (the "Refunded Bonds") would be financially advantageous to the Issuer and would result in debt service savings; and

WHEREAS, the Issuer has authorized the issuance of $6,715,000 of its Sales Tax Refunding Bonds, Series 2008 (the "Bonds"), for the purpose of refunding the Refunded Bonds, pursuant to an ordinance adopted by the governing authority of the Issuer on March 4, 2008 (the "Bond Ordinance"), the Refunded Bonds to be redeemed being described in the Bond Ordinance; and

WHEREAS, the Bond Ordinance provides that a portion of the proceeds from the sale of the Bonds (exclusive of accrued interest thereon), together with additional moneys, shall be placed in escrow with the Escrow Agent and, together with the interest earned from the investment thereof, will be sufficient to pay the principal of, premium, if any, and interest on the Refunded Bonds as the same mature and become due or are called for redemption;

NOW, THEREFORE, in consideration of the mutual covenants hereinafter set forth, and in order to provide for the aforesaid refunding and thereby reduce annual debt service on the Refunded Bonds and lower the effective rate of interest paid with respect to the Issuer's general obligation bonds, the parties hereto agree as follows:

SECTION XV Establishment of Escrow Fund. There is hereby created and established with the Escrow Agent a special and irrevocable escrow fund to be known as "Parish of St. Bernard, State of Louisiana, Sales Tax Refunding Bonds, Series 2008 Escrow Fund" (herein called the "Escrow Fund") to be held in trust by the Escrow Agent separate and apart from other funds of the Issuer and the Escrow Agent. Receipt of a true and correct copy of the Bond Ordinance is hereby acknowledged by the Escrow Agent, and reference herein to or citation herein of any

provision of said Bond Ordinance shall be deemed to incorporate the same as a part hereof in the same manner and with the same effect as if fully set forth herein.

SECTION XVI Deposit to Escrow Fund; Application of Moneys. Concurrently with the issuance and delivery of the Bonds, the Issuer will cause to be deposited with the Escrow Agent the sum of $_____ from the proceeds of the Bonds (the "Bond Proceeds") and a transfer of $_____ from the existing funds of the Issuer (the "Existing Funds"). Such funds will be applied as follows:

(a) $_____ of Bond Proceeds to the Escrow Fund to purchase the Escrow Obligations (hereinafter defined) described in Schedule A attached hereto;

(b) $_____ of Existing Funds to the Escrow Fund to purchase the Escrow Obligation (hereinafter defined) described in Schedule A attached hereto;

(c) $_____ of Existing Funds to the Escrow Fund to establish an initial cash deposit;

(d) $_____ of Bond Proceeds to the Expense Fund created in Section 3 hereof;

(v) $_____ of Existing Funds to the Expense Fund created in Section 3 hereof; and

16.1. Concurrently with such deposit, the Escrow Agent shall apply the moneys described in (i), (ii) and (iii) above to the purchase of the obligations, described in Schedule A attached hereto. The obligations listed in Schedule A hereto and any other direct obligations of the United States Government are hereinafter referred to as the "Escrow Obligations". All documents evidencing the book entries of the Escrow Obligations shall be held by the Escrow Agent and appropriate evidence thereof shall be furnished by the Escrow Agent to the Issuer. As shown in Schedule B attached hereto, the Escrow Obligations shall mature in principal amounts and pay interest in such amounts and at such times so that sufficient moneys will be available from such Escrow Obligations (together with other moneys on deposit in the Escrow Fund) to pay, as the same mature and become due or are redeemed, the principal of, premium, if any, and interest on the Refunded Bonds. The Issuer, on the basis of a mathematical verification of an independent certified public accountant, has heretofore found and determined that the investments described in said Schedule A are adequate in yield and maturity date in order to provide the necessary moneys to accomplish the refunding of the Refunded Bonds.

In the event that, on the date of delivery of the Bonds, there is not delivered to the Escrow Agent any Escrow Obligation described in Schedule A hereto, the Escrow Agent shall accept delivery of cash and/or replacement obligations which are direct, non-callable general obligations of or guaranteed by the United States of America (collectively, "Replacement Obligations") described in paragraph (b) of this Section, in lieu thereof, and shall hold such Replacement Obligations in the

Escrow Fund until the Escrow Obligations described in Schedule A which were not delivered on the date of delivery of the Bonds are available for delivery. The Escrow Agent shall return to the supplier thereof any Replacement Obligations in exchange for and upon receipt of the Escrow Obligations set forth in Schedule A for which such Replacement Obligations described in such paragraph (b) were substituted. The Escrow Agent shall have no power or duty to invest any moneys held in the Escrow Fund or to make substitutions of the Escrow Obligations held in the Escrow Fund or to hereafter sell, transfer or otherwise dispose of such Escrow Obligations, except pursuant to the following subparagraph (b).

16.2. An obligation shall qualify as a Replacement Obligation or other permitted substitution obligation only if such Replacement Obligations:

(a) are in an amount, and/or mature in an amount (including any interest received thereon), which together with any cash or Government Securities substituted for the Escrow Obligations listed in Schedule A hereto is equal to or greater than the amount payable on the maturity date of the Escrow Obligations listed in Schedule A hereto for which the substitution occurred;

(b) mature on or before the next date on which the Government Securities listed in Schedule A hereto which are substituted for will be required for payment of principal of, premium, if any, or interest on the Refunded Bonds; and

(c) the Escrow Agent shall have been provided with (A) a mathematical verification of an independent certified public accountant that the Replacement Obligations are sufficient to pay the principal, premium, if any, and interest of the Refunded Bonds as shown on Schedule C and (B) an opinion of nationally recognized bond counsel to the effect that the substitution is permitted hereunder and has no adverse effect on the exclusion from gross income for federal income tax purposes of interest on the bonds or the Refunded Bonds.

To the extent that the Escrow Obligations mature before the payment dates referred to in Schedule C, the Escrow Agent may invest for the benefit of the Issuer such cash in other Escrow Obligations provided that the investment in such other Escrow Obligations mature on or before dates pursuant to Section 6 in such amounts as equal or exceed the Section 6 requirements and that such investment does not cause the Bonds or the Refunded Bonds to be "arbitrage bonds" under the Internal Revenue Code of 1986, as amended.

16.3. The Escrow Agent shall collect and receive the interest accruing and payable on the Escrow Obligations and the maturing principal amounts of the Escrow Obligations as the same are paid and credit the same to the Escrow Fund, so that the interest on and the principal of the Escrow Obligations, as such are paid, will be available to make the payments required pursuant to Section 6 hereof.

16.4. In the event there is a deficiency in the Escrow Fund, the Escrow Agent shall notify the Issuer of such deficiency, and the Issuer shall immediately remedy such deficiency by paying to the Escrow Agent the amount of such deficiency. The Escrow Agent shall not be liable for

any such deficiency, except as may be caused by the Escrow Agent's negligence or willful misconduct.

SECTION XVII Establishment of Expense Fund; Use of Moneys in Expense Fund. There is also hereby created and established with the Escrow Agent a special trust account to pay the Costs of Issuance of the Bonds, as defined in the Bond Ordinance (herein called the "Expense Fund") to be held in the custody of the Escrow Agent separate and apart from any other funds of the Issuer and the Escrow Agent, to which the amount of the proceeds derived from the issuance and sale of the Bonds hereinabove set forth are to be deposited. The amounts on deposit in the Expense Fund shall be used for and applied to the payment of the Costs of Issuance of the Issuer in connection with the issuance, sale and delivery of the Bonds and the establishment of the funds hereunder; and pending such disbursement moneys in the Expense Fund shall be invested by the Escrow Agent as directed by the Issuer. Payment of the aforesaid expenses shall be made by the Escrow Agent from the moneys on deposit in such Expense Fund for the purposes listed in Schedule D hereto upon receipt by the Escrow Agent of either an invoice or statement for the appropriate charges, or a written request of the Issuer signed by an Executive Officer or Finance Director, which request shall state, with respect to each payment to be made, the person, firm or corporation to whom payment is to be made, the amount to be paid and the purpose for which the obligation to be paid was incurred. Each such invoice, statement or written request shall be sufficient evidence to the Escrow Agent that the payment requested to be made from the moneys on deposit in such Expense Fund is a proper payment to the person named therein in the amount and for the purpose stated therein, and upon receipt of such invoice, statement or written request, and the Escrow Agent shall pay the amount set forth therein as directed by the terms thereof. When all expenses contemplated to be paid from such Expense Fund have been paid, such fund shall be closed and any balance remaining therein shall be withdrawn by the Escrow Agent and applied by the Issuer to the payment of principal of Bonds next falling due.

SECTION XVIII Deposit to Escrow Fund Irrevocable. The deposit of the moneys in the Escrow Fund shall constitute an irrevocable deposit of said moneys in trust exclusively for the benefit of the owners of the Refunded Bonds and such moneys and Escrow Obligations, together with any income or interest earned thereon, shall be held in escrow and shall be applied solely to the payment of the principal of, premium, if any, and interest on the Refunded Bonds as the same mature and become due or are redeemed. Subject to the requirements set forth herein for the use of the Escrow Fund and the moneys and investments therein, the Issuer covenants and agrees that the Escrow Agent shall have full and complete control and authority over and with respect to the Escrow Fund and moneys and investments therein and the Issuer shall not exercise any control or authority over and with respect to the Escrow Fund and the moneys and investments therein.

SECTION XIX Use of Moneys. The Escrow Agent shall apply the moneys deposited in the Escrow Fund and the Expense Fund and the Escrow Obligations, together with any income or interest earned thereon, in accordance with the provisions hereof. The Escrow Agent shall have no power or duty to invest any moneys held hereunder, or to make substitutions of the Escrow Obligations held hereunder or to sell, transfer or otherwise dispose of the Escrow Obligations acquired hereunder, except as provided in 2(b) above. The liability of the Escrow Agent for the payment of the amounts to be paid hereunder shall be limited to the principal of and interest on the Escrow Obligations and cash available for such purposes in the Escrow Fund and the Expense Fund.

Any amounts held as cash in the Escrow Fund, or in the Expense Fund shall be held in cash without any investment thereof, not as a time or demand deposit with any bank, savings and loan or other depository.

SECTION XX Payment of Refunded Bonds. The Escrow Agent shall receive the matured principal of and the interest on the Escrow Obligations as the same are payable. On or before each interest payment date on the Refunded Bonds, the Escrow Agent shall transmit to the Issuer or the paying agent for the Refunded Bonds in immediately available funds, sufficient amounts for the payment of the interest on the Refunded Bonds due on said date and any principal of and redemption premiums on the Refunded Bonds due on said date by reason of the redemption of Refunded Bonds, in accordance with Schedule C attached hereto.

SECTION XXI Notice of Defeasance and Call for Redemption. The Issuer shall cause a Notice of Defeasance and Call for Redemption of the Refunded Bonds to be sent by the paying agent for the Refunded Bonds, by first class mail, postage prepaid, not less than thirty (30) days prior to the date of redemption of the Refunded Bonds to the registered owners as the same appear on the registration books maintained by the paying agent. The Issuer will reimburse the Escrow Agent for any expenses incurred in connection with this Section from moneys other than those in the Escrow Fund.

SECTION XXII Remaining Moneys in Escrow Fund. Upon the retirement of the Refunded Bonds, any amounts remaining in the Escrow Fund shall be paid to the Issuer as its property free and clear of the trust created by the Bond Ordinance and this Agreement and shall be transferred to the Issuer.

SECTION XXIII Rights of Owners of Refunded Bonds. The escrow trust fund created hereby shall be irrevocable and the owners of the Refunded Bonds shall have a beneficial interest and a first, prior and paramount claim on all moneys and Escrow Obligations in the Escrow Fund until paid out, used and applied in accordance with this Agreement.

SECTION XXIV Fees of Escrow Agent. In consideration of the services rendered by the Escrow Agent under this Agreement, the Issuer has paid to the Escrow Agent its reasonable fees and expenses, and the Escrow Agent hereby acknowledges (i) receipt of such payment and (ii) that it shall have no lien whatsoever upon any moneys in the Escrow Fund. In no event shall the Issuer be liable to any person by reason of the transactions contemplated hereby other than to the Escrow Agent as set forth in this Section 10.

The Escrow Agent and its respective successors, assigns, agents and servants shall not be held to any personal liability whatsoever, in tort, contract, or otherwise, in connection with the execution and delivery of this Agreement, the establishment of the Escrow Fund, the acceptance of the moneys and securities deposited therein, the purchase of those Escrow Obligations listed in Schedule A, the retention of the Escrow Obligations or the proceeds thereof or any payment, transfer or other application of moneys or securities by the Escrow Agent in accordance with the provisions of this Agreement or by reason of any act, omission or error of the Escrow Agent made in good faith and without negligence in the conduct of its duties.

SECTION XXV Enforcement. The Issuer, the paying agent for the Refunded Bonds and the owners of the Refunded Bonds shall have the right to take all actions available under law or equity to enforce this Agreement or the terms hereof.

SECTION XXVI Records and Reports. The Escrow Agent will keep books of record and account in which complete and correct entries shall be made of all transactions relating to the receipts, disbursements, allocations and application of the money and Escrow Obligations deposited to the Escrow Fund and all proceeds thereof. With respect to each investment of the proceeds of Escrow Obligations, the Escrow Agent shall record, to the extent applicable, the purchase price of such investment, its fair market value, its coupon rate, its yield to maturity, the frequency of its interest payment, its disposition price, the accrued interest due on its disposition date and its disposition date. Such books shall be available for inspection at reasonable hours and under reasonable conditions by the Issuer and the owners of the Bonds and the Refunded Bonds.

SECTION XXVII Successor Escrow Agents. If at any time the Escrow Agent or its legal successor or successors should become unable, through operation of law or otherwise, to act as escrow agent hereunder, or if its property and affairs shall be taken under the control of any state or federal court or administrative body because of insolvency or bankruptcy or for any other reason, a vacancy shall forthwith exist in the office of escrow agent hereunder. In such event the Issuer, by appropriate order, and with the prior written consent of the Issuer, shall promptly appoint an escrow agent to fill such vacancy.

Any successor escrow agent shall execute, acknowledge and deliver to the Issuer and the Escrow Agent an instrument accepting such appointment hereunder, and the Escrow Agent shall execute and deliver an instrument transferring to such successor escrow agent, subject to the terms of this Agreement, all the rights, powers and trusts of the Escrow Agent hereunder. Upon the request of any such successor escrow agent, the Issuer shall execute any and all instruments in writing for more fully and certainly vesting in and confirming to such successor escrow agent all such rights, powers and duties. The Escrow Agent shall pay over to its successor escrow agent a proportional part of the Escrow Agent's fee hereunder.

The Escrow Agent may be removed at any time by an instrument or concurrent instrument in writing delivered to the Escrow Agent by the Issuer.

SECTION XXVIII Amendments. This Agreement may be amended with the consent of the Issuer and the Escrow Agent (i) to correct ambiguities, (ii) to strengthen any provision hereof which is for the benefit of the owners of the Refunded Bonds or the Bonds or (iii) to sever any provision hereof which is deemed to be illegal or unenforceable; and provided further that this Agreement shall not be amended unless the Issuer shall deliver an opinion of nationally recognized bond counsel, that such amendments will not cause the Refunded Bonds to be "arbitrage bonds". A copy of any amendment shall be provided to the Insurer and any rating agencies which have rated the Bonds.

SECTION XXIX Successors Bound. All covenants, promises and agreements in this Agreement shall bind and inure to the benefit of the respective successors and assigns of the Issuer, the Escrow Agent and the owners of the Refunded Bonds, whether so expressed or not.

SECTION XXX Louisiana Law Governing. This Agreement shall be governed by the applicable laws of the State of Louisiana.

SECTION XXXI Termination. This Agreement shall terminate when all of the Refunded Bonds have been paid as aforesaid and any remaining moneys have been paid to the Issuer.

SECTION XXXII Severability. If any one or more of the covenants or agreements provided in this Agreement on the part of the Issuer or the Escrow Agent to be performed should be determined by a court of competent jurisdiction to be contrary to law, such covenant or agreement shall be deemed and construed to be severable from the remaining covenants and agreements herein contained and shall in no way affect the validity of the remaining provisions of this Agreement.

SECTION XXXIII Counterparts. This Agreement may be executed in several counterparts, all or any of which shall be regarded for all purposes as one original and shall constitute and be one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have executed this Escrow Deposit Agreement as of the day and year first written.

PARISH OF ST. BERNARD, STATE OF LOUISIANA

By: _____
Parish President

ATTEST:

By: _____ (SEAL)
Council Clerk

THE BANK OF NEW YORK TRUST COMPANY, N.A.
Baton Rouge, Louisiana

By: _____
Title:

(SEAL)

SCHEDULE A
To Escrow Deposit Agreement

SCHEDULE OF ESCROW SECURITIES
PURCHASED WITH BOND PROCEEDS AND EXISTING FUNDS

SCHEDULE B
To Escrow Agreement

ESCROW CASH FLOW AND PROOF OF SUFFICIENCY

SCHEDULE C
To Escrow Deposit Agreement

DEBT SERVICE ON REFUNDED BONDS

SCHEDULE D
To Escrow Deposit Agreement

COSTS OF ISSUANCE

State Bond Commission Fees		$3,968.25
Bond Counsel Fees		40,299.00
Bond Counsel Expenses		1,550.00
Paying Agent Fees		0.00
Escrow Agent Fee		2,000.00
Publications		500.00
Miscellaneous		12.67
	TOTAL	$50,829.92

EXHIBIT C TO BOND ORDINANCE

(FORM OF BONDS)

NO. R-__ PRINCIPAL AMOUNT: $_____

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ST. BERNARD

SALES TAX REFUNDING BOND, SERIES 2008
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

Bond Date	Maturity Date	Interest Rate
March 27,2008	December 1, ____	3.88%

The PARISH OF ST. BERNARD, STATE OF LOUISIANA (the "Issuer"), promises to pay, but only from the source and as hereinafter provided, to

CAPITAL ONE, N.A.

or registered assigns, on the Maturity Date set forth above, the Principal Amount set forth above, together with interest thereon from the Bond Date set forth above, or from the most recent interest payment date to which interest has been paid or duly provided for, payable on June 1 and December 1 of each year, commencing June 1, 2008 (each an "Interest Payment Date"), at the Interest Rate per annum set forth above until said Principal Amount is paid. The principal of this Bond, upon maturity, is payable in such coin or currency of the United States of America which at the time of payment is legal tender for payment of public and private debts at Capital One, N.A., in the City of New Orleans, Louisiana, or any successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Interest on this Bond is payable by check mailed by the Paying Agent to the registered owner hereof. The interest so payable on any Interest Payment Date will, subject to certain exceptions provided in the hereinafter defined Bond Ordinance, be paid to the person in whose name this Bond is registered as of the close of business on the Record Date (which is the 15th calendar day of the month next preceding an Interest Payment Date). Any interest not punctually paid or duly provided for shall be payable as provided in the Bond Ordinance.

This Bond is one of an authorized issue of Sales Tax Refunding Bonds, Series 2008, aggregating in principal the sum of Six Million Seven Hundred Fifteen Thousand Dollars ($6,715,000) (the "Bonds"), said Bonds having been issued by the Issuer pursuant to an ordinance adopted by its governing authority on March 4, 2008 (the "Bond Ordinance"), for the purpose of refunding the December 1, 2010 through December 1, 2019, inclusive, maturities of the Issuer's outstanding Sales Tax Bonds, Series 1999, and paying the costs of issuance of the bonds, under the authority conferred by Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

The Bonds are issuable in the denomination of $5,000, or any integral multiple thereof within a single maturity. As provided in the Bond Ordinance, and subject to certain limitations set forth therein, the Bonds are exchangeable for an equal aggregate principal amount of Bonds of the same maturity of any other authorized denomination.

Subject to the limitations and requirements provided in the Bond Ordinance, the transfer of this Bond shall be registered on the registration books of the Paying Agent upon surrender of this Bond at the principal corporate trust office of the Paying Agent as Bond Registrar, duly endorsed by, or accompanied by a written instrument of transfer in form and a guaranty of signature satisfactory to the Paying Agent, duly executed by the registered owner or his attorney duly authorized in writing, and thereupon a new Bond or Bonds of the same maturity and of authorized

denomination or denominations, for the same aggregate principal amount, will be issued to the transferee. Prior to due presentment for transfer of this Bond, the Issuer and the Paying Agent may deem and treat the registered owner hereof as the absolute owner hereof (whether or not this Bond shall be overdue) for the purpose of receiving payment of or on account of principal hereof and interest hereon and for all other purposes, and neither the Issuer nor the Paying Agent shall be affected by any notice to the contrary.

The Bonds are not callable for redemption prior to their stated maturity dates.

This Bond and the issue of which it forms a part are issued on a complete parity with the Issuer's $895,000 of Sales Tax Bonds, Series 1999, maturing on December 1, 2008 and December 1, 2009 (the "Outstanding Parity Bonds"). It is certified that the Issuer, in issuing this Bond and the issue of which it forms a part, has complied with all the terms and conditions set forth in the ordinance authorizing the issuance of the Outstanding Parity Bonds.

This Bond and the issue of which it forms a part, equally with the Outstanding Parity Bonds, are payable as to both principal and interest solely from and secured by an irrevocable pledge and dedication of the avails or proceeds of the special one-half of one percent (1/2%) sales and use tax authorized at an election held in the Issuer on November 3, 1998, said tax now being levied and collected by the Issuer pursuant to the provisions of Article VI, Section 29 of the Louisiana Constitution of 1974 (collectively, the "Tax"), subject only to the payment of the reasonable and necessary expenses of collecting and administering the Tax, all as provided in the Bond Ordinance, and this Bond does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory limitation of indebtedness. The governing authority of the Issuer has covenanted and agreed and does hereby covenant and agree not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which this Bond and the issue of which it forms a part have been issued, nor in any way make any change which would diminish the amount of the revenues of the Tax to be received by the Issuer until all of such Bonds shall have been paid in principal and interest. For a complete statement of the revenues from which and conditions under which this Bond is issued, and provisions permitting the issuance of *pari passu* additional bonds under certain conditions, reference is hereby made to the Bond Ordinance.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Ordinance until the certificate of registration hereon shall have been signed by the Paying Agent.

This Bond and the issue of which it forms a part have been duly registered with the Secretary of State of Louisiana as provided by law.

It is certified that this Bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of the State of Louisiana. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond and the issue of which it forms a part to constitute the same legal, binding and valid obligations of the Issuer have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Issuer, including this Bond and the issue of which it forms a part, does not exceed the limitations prescribed by the Constitution and statutes of the State of Louisiana.

IN WITNESS WHEREOF, the Parish Council of the Parish of St. Bernard, State of Louisiana, has caused this Bond to be executed its name by the manual or facsimile signatures of its Parish President, Council Chairman, and Clerk of Council and its corporate seal to be imprinted hereon.

PARISH OF ST. BERNARD,
STATE OF LOUISIANA

(manual)

Council Chairman

(manual)

Parish President

(manual)

Clerk of Council

(SEAL)

* * * * * * * *

(FORM OF PAYING AGENT'S CERTIFICATE OF REGISTRATION)

This Bond is one of the Bonds referred to in the within-mentioned Bond Ordinance.

Capital One, N.A.
New Orleans, Louisiana
as Paying Agent

Date of Registration: _____ By: _____
Authorized Officer

* * * * * * * *

OFFICE OF SECRETARY OF STATE
STATE OF LOUISIANA
BATON ROUGE

Incontestable. Secured by a pledge and dedication of a sales and use tax in the Parish of St. Bernard, Louisiana. Registered this ___ day of _____, 2008.

_____
Secretary of State

* * * * * * * * * *

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

_____

Please Insert Social Security
or other Identifying Number of Assignee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney or agent to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

* * * * * * * * *

(FORM OF LEGAL OPINION CERTIFICATE)
(TO BE PRINTED ON ALL BONDS)

LEGAL OPINION CERTIFICATE

I, the undersigned Clerk of Council of the Parish Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the following is a true copy of the complete legal opinion of Foley & Judell, L.L.P., the original of which was manually executed, dated and issued as of the date of payment for and delivery of this Bond and was delivered to Capital One, N.A., of New Orleans, Louisiana, the purchaser thereof:

(Bond Printer Shall Insert Legal Opinion)

I further certify that an executed copy of the above legal opinion is on file in my office and that an executed copy thereof has been furnished to the Paying Agent for this Bond.

(manual)

_____
Clerk of Council

EXHIBIT D
TO BOND ORDINANCE

COMMITMENT LETTER

EXHIBIT E TO BOND ORDINANCE

NOTICE OF DEFEASANCE AND CALL FOR REDEMPTION

SALES TAX BONDS, SERIES 1999
(MATURING DECEMBER 1, 2010 TO 2019, INCLUSIVE)
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN, pursuant to an ordinance adopted on March 4, 2008, by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Issuer"), that there has been deposited with **THE BANK OF NEW YORK TRUST COMPANY, N.A.**, in the City of Baton Rouge, Louisiana (the "Escrow Agent"), as Escrow Agent under a Defeasance and Escrow Deposit Agreement dated as of March 1, 2008 (the "Escrow Deposit Agreement"), between the Escrow Agent and the Issuer, moneys which have been invested in direct, non-callable obligations of the United States of America, in an amount sufficient to assure the availability of sufficient moneys to pay the principal of, interest and redemption premium on $6,335,000 of the Issuer's outstanding Sales Tax Bonds, Series 1999, consisting of all of the bonds of said issue which mature December 1, 2010 to December 1, 2019, inclusive (the "Refunded Bonds"), as hereinafter further described.

In accordance with the provisions of Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, the Refunded Bonds are defeased and deemed to be paid, and will no longer be secured by or entitled to the benefits of the resolution of the Issuer providing for their issuance.

NOTICE IS HEREBY FURTHER GIVEN that the Refunded Bonds are called for redemption on December 1, 2009 at the principal amount thereof and accrued interest to the call date, plus a premium of 1% of the principal amount to be redeemed, upon presentation and surrender of said bonds at the principal corporate trust office of The Bank of New York Trust Company, N.A. (as successor to Bank One Trust Company) the Paying Agent therefor. The Refunded Bonds to be redeemed on December 1, 2009 are listed below, and include all of the bonds of the maturities listed:

DATE (DECEMBER 1)	PRINCIPAL PAYMENT	INTEREST RATE	CUSIP NUMBERS
2010	$ 485,000	5.35 %	787503 FE6
2011	515,000	5.35 %	787503 FF3
2012	545,000	5.35 %	787503 FG1
2013	575,000	5.35 %	787503 FH9
2014	605,000	5.35 %	787503 FJ5
2015	645,000	5.35 %	787503 FK2
2016	680,000	5.35 %	787503 FL0
2017	720,000	5.35 %	787503 FM8
2018	760,000	5.35 %	787503 FN6
2019	805,000	5.35 %	787503 FP1
	$6,335,000		

No further interest will accrue and be payable on said bonds from and after December 1, 2009. The Refunded Bonds should not be surrendered for payment until December 1, 2009, and at that time should be surrendered at The Bank of New York Trust Company, N.A., as follows:

By Hand, Express Mail or Courier Service	By Mail
The Bank of New York Debt Processing Group 2001 Bryan Street 9th Floor Dallas, Texas 75201	The Bank of New York Debt Processing Group P. O. Box 2320 Dallas, Texas 75221

The CUSIP NUMBERS listed above are provided for the convenience of the bondowners. The Issuer does not certify as to their correctness.

Holders of said Refunded Bonds are reminded that the Federal Interest and Dividend Tax Compliance Act of 1983 requires that the Paying Agent, as payor, withhold 30% of the principal amount if a Taxpayer Identification Number has not been provided by the Holder as payee. If the Tax Identification Number has not previously been provided to the Paying Agent, then Bondholders are requested to provide this information to the Paying Agent with a Form W-9 in order to avoid the aforesaid withholding.

PARISH OF ST. BERNARD,
STATE OF LOUISIANA

By: _____
Council Clerk

Date: _____, 2008

513 289

St. Bernard Parish Council

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

#15

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON TUESDAY, MARCH 4, 2008 AT SEVEN O' CLOCK P.M.

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

ORDINANCE SBPC #820-03-08

Summary No. 2096
Introduced by: Administration on 2-19-08
Public Hearing held March 4, 2008

AN ORDINANCE TO GRANT THE VARIANCE REQUEST BY MURIEL THERESA CHANDLER, TO REDUCE THE REQUIRED REAR YARD FROM 16.4 FEET DOWN TO 11 FEET AT 2516 CALUDA LANE, VIOLET, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the variance request by Muriel Theresa Chandler to reduce the required rear yard from 16.4 feet down to 11 feet at 2516 Caluda Lane, Violet, LA, is hereby granted.

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.

St. Bernard Parish Council

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Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Melerine, cast his vote as **YEA**.

And the motion was declared **adopted** on the 4th day of March, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Tony P. Melerine
TONY "RICKY" MELERINE.
COUNCIL CHAIRMAN

Delivered to the Parish President 3/6/08 @ 10:00 Am
Date and Time

Approved 3/7/08 BU Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 3/7/08 @ 9:00 Am
Date and Time

Received by Joann P. Ragan.

St. Bernard Parish Council

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#24

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
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Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #821-04-08

Summary No. 2067
Recommended for Introduction by EFC on 11/1/07
Public hearing held on April 1, 2008

AN ORDINANCE TO REPEAL SECTION 5-16 OF THE ST. BERNARD PARISH CODE OF ORDINANCES AND TO CREATE A NEW SECTION 5-40 THROUGH 5-43 TO REGULATE THE EXCAVATION OF PONDS, BORROW PITS, AND RELATED ACTIVITIES

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

SECTION I. That the St. Bernard Parish Council, the governing authority does hereby amend Chapter 5 of the St. Bernard Parish Code of Ordinances to repeal Section 5-16 and to add new Sections 5-40 through 5-43 as follows:

Finding: The St. Bernard Parish Government finds that:

The geographical location and varied soil conditions of St. Bernard Parish dictate the need to monitor and regulate those types of activities that could affect the stability of levees, public and private infrastructure, and private property within the Parish, or could jeopardize the safety of the citizens of the Parish.

The excavation of a borrow pit or pond is an activity that could affect the stability of levees, public and private infrastructure, private property and/or public safety.

Intent and Purpose:

The intent and purpose of this section is to provide for the creation and implementation of permitting procedures and minimum design and construction standards required for the construction of a borrow pit or pond.

Sec. 5-40 Definitions:

Borrow Pit - Any hole or cavity in the ground from which earth, soil, or other material has been excavated for the purpose of transporting to another site or used for fill at or on the permitted site.

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Fish Pond - an excavation less than ten feet in depth that is filled with and retains water and is used for farming fish in a process that is identified as aqua culture.

Crawfish Pond - an excavation less than five feet in depth that is filled with and retains water and is used for the purpose of farm raising crawfish.

Cattle Pond - an excavation less than ten feet in depth that is filled with and retains water and is used for the purpose of providing a source of water for cattle or other livestock.

Landscape Pond - an excavation less than two feet in depth that is filled with and retains water for the purpose of improving the landscape.

Detention Pond - an excavation less than five feet in depth designed to detain the flow of water prior to its controlled release into the drainage system. Detention ponds are dry except during and immediately after rainfall events.

Retention Pond - a borrow pit that is filled with and retains water. All regulations in this section pertaining to borrow pits shall also apply to retention ponds.

Farm Pond - any one of the following types of ponds:

Fish Pond
Crawfish Pond
Cattle Pond

Exclusions: Excavation required in connection with a building or other structure authorized by a valid building or development permit. Grading work being done pursuant to an approved grading plan in conjunction with an approved subdivision plan. Trenching incidental to the construction and installation of approved underground pipelines, septic tank disposal fields, electrical or communication facilities, and drilling or excavation for water wells or post holes, etc.

Excavation in conjunction with road or drainage construction within the limits of a right-of-way when construction plans have been approved by the appropriate governing authority.

Excavation which by nature is of limited duration provided that the excavated material is not removed from the site (e.g., swimming pools, septic tanks, agricultural drainage work incidental to agricultural irrigation.

Excavation in conjunction with the performance of emergency work necessary to protect life or property when an urgent need arises.

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Sec. 5-41 Construction Regulations for Borrow Pits

(a) All extracted materials and excavation machinery shall be set back from all property lines a minimum of one hundred feet. No area of excavation shall be closer than one hundred feet to any property line or right-of-way line adjacent to or abutting an existing residential subdivision.

(b) Notices shall be posted at intervals no greater than one hundred (100) feet along the property boundaries and along any public rights-of-way that shall warn of the excavation or borrow pit operation on the property and against trespassing on such property.

(c) All abandoned borrow pit sites shall be secured with a fence at least eight (8) feet in height and a self-closing gate with a locking device at each opening to prevent unauthorized access to the site at the start of excavation and shall follow OSHA and all applicable guidelines. The fence shall be of the chain-link type with barbed wire at the top.

(d) All final site drainage shall be designed, sloped, revegetated or treated by other measures to avoid standing or stagnant water and erosion and siltation of watercourses and ponds.

(e) All borrow pits will be required to maintain side slopes no steeper than 1:3.

(f) Vehicular access to the excavation-site or borrow pit may not be provided from residential local or residential collector streets. Vehicular access shall be from State Highways only. All driveways which serve the site must be wide enough to accommodate two-way traffic at all times and an area on the site must be provided to accommodate vehicles entering the site so that no traffic waiting to enter the site will be backed up on any public right-of-way. Driveway Permits shall be obtained from the Louisiana Department of Transportation and Development. Excess mud and debris shall be removed from any public roadway at intervals necessary to keep the roadway clear and safe for passage at all times within one-half (1/2) mile in both directions of the entrance to the site.

(g) Hauling during the period of operation requires all trucks with loads of material exiting the site shall be covered with their tailgates securely latched. In addition all exiting trucks and trailers will be hosed down of excess mud and dirt on tires, wheels and vehicle prior to exiting the work site in such manner so as not to place mud and debris on any public roadway.

(h) Excavation-sites or borrow pits may not be operated on Sunday, and may not operate earlier than 8:00 a.m. nor later than 7:00 p.m. on any other day except in cases of emergency involving safety on the site.

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(i) The borrow pit shall not be used for the disposal of any material not originally found in the borrow pit or approved by the Louisiana Department of Environmental Quality and the St. Bernard Parish Department of Public Works.

(j) Closed or abandoned excavation-sites or borrow pits may be reclaimed or filled with sand or other approved material to the pre-excavation elevation or incorporated into a platted subdivision or other permitted use within the district, as a water feature within the development site. Filling will begin within six (6) months of abandonment of operations. Development plans must be approved within twelve (12) months of the abandonment of the operation. The fencing and screening requirements shall be maintained until all improvements are in place and approved by St. Bernard Parish Government, at which time the fencing, screening and complete filling requirements will not be required.

(k) A bond shall be posted equal to one hundred and ten (110) percent of the cost to fill the excavated site. The bond shall remain in effect until all operations are complete and approved by the St. Bernard Parish Government.

(l) Existing clay extraction or borrow pit operations that initiate new excavations after the passage of these regulations shall be subject to all the above criteria for the new operation.

(m) A Permit must be obtained from the St. Bernard Parish Government Department of Community Development before any work on a borrow pit or retention pond is begun.

(n) All borrow pits must be backfilled within sixty (60) days of their last use with river sand or nontoxic, non-hazardous, non-flammable, noncombustible soils in such a fashion that they do not collect water or to permit it to become stagnant. To minimize erosion due to rainfall, the peaks and depressions of the pit area shall be reduced to a surface of gently rolling topography similar to and consistent with that of the immediately surrounding land area and to a depth of not less than the depth of the topsoil on the surrounding land.

Sec. 5-42 Permitting for Borrow Pits, Retention Ponds, Recreational Ponds

(a) Application for a Permit for a borrow pit (or retention pond/recreational pond) shall be made to the St. Bernard Parish Government Department of Community Development. The application shall include the all of the following:

1. A Vicinity Map showing exact location of the proposed borrow pit site and its relation to state highways, canals, levees, etc.

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2. A Site Plan prepared by a Professional Land Surveyor registered in the State of Louisiana, drawn to scale (not exceeding 1"=100') and indicating the following information:

(a) North Arrow; drawing scale; all property lines; total site acreage; right of way lines, servitudes, and easements on or adjacent to the site; underground utilities; distance to nearest levee, canal and/or water feature on or off site; distance to nearest residential structures on and off site; distance to nearest platted subdivision; and distance to nearest existing borrow pit/retention pond.

(b) Location of all proposed and existing fencing and gates.

(c) Location, size and condition of existing and proposed driveways and their
points of connection with public roads.

(d) Adjacent land uses and existing natural screening to be retained.

(e) Any existing or proposed structures on the site.

(f) Areas on the site subject to flood hazards.

(g) Areas on the site to be used for material and machinery storage.

(h) Proposed excavation areas shown by phases, sequences, and depth of final excavation.

(I) Cross-sections of proposed excavation showing side slopes and depth of final excavation.

(j) Pre-construction and Post-construction Contour Maps (0.5' intervals, 1"=100' maximum scale).

(b) A Geotechnical Report prepared by a Professional Engineer registered in the State of Louisiana containing the following minimum information:

1. Soil boring logs and boring locations shown in plan.
2. Results of standard laboratory tests.
3. Ground water depth.
4. Stability analysis for proposed side slopes and bottom. Analysis shall include effects of any existing levees, water features, highways, roads, underground utilities, and/or structures at or near the site; proposed excavation machinery; proposed loading areas; and proposed material storage on the site.

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5. If the borrow pit is proposed to be used as a retention pond/recreational pond, the geotechnical report shall address the suitability of filling the pit with water and shall make recommendations regarding any special construction requirements necessary to insure attainability and maintainability of the proposed normal water surface elevation.

6. Recommended buffer zone within which no permanent structure should be constructed.

(c) A development statement indicating estimates of the number of trucks entering and leaving the site each day and an estimate of the gross vehicular weight of each; hours and days of excavation and hauling operations; methods used to comply with EPA and DEQ requirements; and a restoration plan indicating phasing, sequencing, and proposed reuse of the property.

(d) A Driveway Permit from the Louisiana Department of Transportation and Development.

(e) NPDES Permit

(f) All other permits required or letters of no objection from the following regulatory agencies:

1. The Louisiana Department of Natural Resources
2. The U.S. Army Corps of Engineers
3. The Lake Borgne Basin Levee District/South LA Flood Authority Protection East
4. The Louisiana Department of Environmental Quality
5. The Louisiana Department of Transportation and Development.
6. All private utility and pipeline companies which have facilities on or adjacent to the site.

(g) A True Copy of the recorded Title to the Property.

(h) All required bonds

(I) A completed Borrow Pit Permit Application Form signed by the property owner or his designated representative.

(j) Completed Permit Applications for Borrow Pits shall be reviewed by the St. Bernard Parish Government Department of Community Development, Department of Public Works, and Coastal Zone Advisory Committee. Comments shall be forwarded to the St. Bernard Parish Clerk of Council within thirty days of the completed application.

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Councilman District E

(k) The St. Bernard Parish Council shall approve or reject permit applications for Borrow Pits by majority vote at a regularly scheduled Council Meeting. Permits shall be issued by the St. Bernard Parish Department of Community Development following Council Approval.

Sec. 5-43 Enforcement

(a) It shall be the duty of the Director of Public Works, Director of Community Development, and the District Attorney to enforce these regulations and to bring to the attention of the St. Bernard Parish Council and Office of the District Attorney any violations or lack of compliance herewith.

(b) Any Person, Firm, Corporation, or other entity who fails to comply with, or violates any of these regulations shall be considered a continuing offense and be subjected to a fine of not more than five hundred dollars or imprisonment for a term not exceeding thirty days, such imprisonment pursuant to the provisions of Section LA RS 33:1243 of the Revised Statutes of the State of Louisiana.

(c) Notwithstanding the penal provisions above any Person, Firm, Corporation, or other entity who fails to comply with, or violates any of these regulations shall be subjected to civil penalties of five hundred dollars ($500) per day for each day the violation continues plus any and all damages occasioned by the violation including but not limited to cost of mitigation as well as all attorney's fees and cost associated with the enforcement of these provisions.

(d) Appropriate actions and proceedings may be taken by law or in equity to prevent any violation of these regulations, to prevent unlawful construction, to recover damages, to restrain, correct, or abate a violation, to prevent illegal occupancy of a building structure or premises, and these remedies shall be in addition to the penalties described above.

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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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Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart.

NAYS: None.

ABSENT: Everhardt.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer

Delivered to the Parish President 4/14/08 @ 1:10pm
Date and Time

Approved 4/14/08 9:55 AM

Vetoed

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/15/08 @ 11:45 AM
Date and Time

Received by Joann P. Ragas

515 412

St. Bernard Parish Council

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#26

Tony "Ricky" Melerine
Councilman at Large

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Councilman District A

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Kenneth "Kenny" Henderson
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Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #822-04-08

Summary No. 2085
Introduced by: Administration on 1-22-08
Planning Commission recommended Conditional Approval on 2-26-08
Public Hearing held on April 1, 2008

AN ORDINANCE TO APPROVE DOCKET 2-08, PETITION OF GAIL SITZEN, WIFE OF/AND WILBERT MACKLES FOR A ZONING CHANGE FROM R-1, (SINGLE FAMILY RESIDENTIAL) TO R-1(M), (SINGLE FAMILY DWELLING AND MOBILE HOME RESIDENTIAL) FOR SQUARE NO. 4, LOT NO. 6, SITUATED IN NORTH BORGNEMOUTH SUBDIVISION. MUNICIPAL NO. 2318 PACKENHAM ROAD.

SECTION 1. That the St. Bernard Parish Council does hereby approve Docket 2-08, petition of Gail Sitzen, wife of/and Wilbert Mackles for a zoning change from R-1, (Single Family Residential) to R-1(M), (Single Family Dwelling and Mobile Home Residential) for the following described property:

One certain piece or portion of ground situated in North Borgnemouth Subdivision in the Parish of St. Bernard, State of Louisiana, and said lot is designated by the number 6, square number 4.

Said Lot No. 6, Square No. 4 measures forty (40') feet front on Packenham Road, the same in width in the rear, by a depth of one hundred fifty (150') feet between equal and parallel lines.

Improvements thereon bear the Municipal No. 2318 Packenham Road.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
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Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer.
COUNCIL CHAIRMAN

Delivered to the Parish President 4/3/08 @ 4:35 pm
Date and Time

Approved 4/4/08 2:30 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/7/08 @ 10:45 AM
Date and Time

Received by Joann P. Ragas

515 413

St. Bernard Parish Council

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#27

Tony "Ricky" Melerine
Councilman at Large

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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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #823-04-08

Summary No. 2087
Introduced by: Administration on 2/1908
Planning Commission voted to send no recommendation on 2-26-08
Public Hearing held on April 1, 2008

An ordinance to approve **Docket PUP 5-08**, petition of Storyville Development, by Yorsch Development Group, LLC, represented by Frederick E. Yorsch, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 8520 Benjamin Drive, Lot 706, Square 21, Buccaneer Villa North Subdivision, Section 2

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 5-08, petition of Storyville Development be granted for the following described property:

8520 Benjamin Drive, Lot 706, Square 21, Buccaneer Villa North Subdivision, Section 2
as a rental unit in R-1, (single family residential) zone.

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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Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **NAY**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer.
COUNCIL CHAIRMAN

Delivered to the Parish President 4/3/08 @ 4:35pm
Date and Time

Approved 4/4/08 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/7/08 @ 10:45 Am
Date and Time

Received by Joann P. Ragas

515 414

St. Bernard Parish Council

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#28

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #824-04-08

Summary No. 2089
Introduced by: Administration on 2/1908
Planning Commission voted to send No recommendation on 2-26-08
Public Hearing held on April 1, 2008

An ordinance to approve **Docket PUP 7-08**, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2421 Cora Ann Street, Lot 91, Highland Villa, Extension No. 5

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 7-08, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. be granted for the following described property:

2421 Cora Ann Street, Lot 91, Highland Villa, Extension No. 5
as a rental unit in R-1, (single family residential) zone.

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.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer.
COUNCIL CHAIRMAN

Delivered to the Parish President

4/3/08 @ 4:35pm
Date and Time

Approved 4/4/08 2:31 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

4/7/08 @ 10:45 am
Date and Time

Received by Joanne P. Ragan

515 415

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#29

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #825-04-08

Summary No. 2090
Introduced by: Administration on 2/1908
Planning Commission voted to send no recommendation on 2-26-08
Public Hearing held on April 1, 2008

An ordinance to approve **Docket PUP 8-08**, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: No. 20 Provencial Court, Lot 32, Highland Villa Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 8-08, petition of Zina Duplessis Ballard, wife of/and Henry Ballard, Jr. be granted for the following described property:

No. 20 Provencial Court, Lot 32, Highland Villa Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
COUNCIL CHAIRMAN

Delivered to the Parish President 4/3/08 @ 4:35pm
Date and Time

Approved 4/4/08 2:32 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/7/08 @ 10:45 AM
Date and Time

Received by Joann P. Ragan

515 416

St. Bernard Parish Council

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

#30

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINAINCE SBPC #826-04-08

Summary No. 2091
Introduced by: Administration on 2/1908
Planning Commission voted to send no recommendation on 2-26-08
Public Hearing held on April 1, 2008

An ordinance to approve **Docket PUP 9-08**, petition of Jason P. Malasovich for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 1732 Schnell Drive, Lot 17, Square F, Ridgeland Terrace Subdivision

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 9-08, petition of Jason P. Malasovich be granted for the following described property:

1732 Schnell Drive, Lot 17, Square F, Ridgeland Terrace Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer
COUNCIL CHAIRMAN

Delivered to the Parish President 4/3/08 @ 4:35pm
Date and Time

Approved 4/4/08 2:40 pm
Parish President

Vetoed _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/7/08 @ 10:45 am
Date and Time

Received by Joann P. Ragan

515 417

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#31

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINAINCE SBPC #827-04-08

Summary No. 2092
Introduced by: Administration on 2/19/08
Planning Commission recommended approval on 3-11-08
Public Hearing held on April 1, 2008

An ordinance to approve **Docket 3-08**, petition of Ruth Nunez Roberts Windom for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 8 of Square No. 4 in North Borgnemouth Subdivision. Municipal Address: 2328 Packenham Road, Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That A Zoning Change For Docket 3-08, Petition Of Ruth Nunez Roberts Windom for A Zoning Change from R-1(Single Family Residential) To R-1(M)(Single Family Dwelling and Mobile Home Residential) For Lot No. 8 of Square No. 4 in North Borgnemouth Subdivision. Municipal Address: 2328 Packenham Road, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 4, designated as Lot No. 8. Municipal Address: 2328 Packenham Road, Violet, Louisiana.

Said lot forms the corner of Packenham Road and Fourth Street, and measures 40 feet front on Packenham Road, the same width in the rear, by a depth between equal and parallel lines and front on Fourth Street of 150 feet: MUNICIPAL ADDRESS: 2328 PACKENHAM ROAD, VIOLET, LOUISIANA.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer
COUNCIL CHAIRMAN

Delivered to the Parish President

4/3/08 @ 4:35 pm
Date and Time

Approved 4/4/08 241 p

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

4/7/08 @ 10:45 AM
Date and Time

Received by Joann P. Rega

515 418

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#32

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINAINCE SBPC #828-04-08

Summary No. 2099
Introduced by: Administration on 3/4/08
Public Hearing held April 1, 2008

AN ORDINANCE APPROVING AND AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT AND REPRESENTATIVE REED HENDERSON FOR OFFICE SPACE, TERMINATION OF CONTRACT CONCURRENT WITH THE REMOVAL OF TRAILERS IN THE GOVERNMENT COMPLEX PARKING LOT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve and authorize the Parish President to executive a lease agreement, Exhibit A, attached hereto and becomes a part hereof, by and between the St. Bernard Parish Government and Representative Reed Henderson for office space in a trailer in the parking lot of the St. Bernard Parish Government Complex Building, 8201 West Judge Perez Drive, Chalmette, St. Bernard Parish, LA, termination of contract concurrent with the removal of trailers in the Government Complex parking lot.

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt.

NAYS: None.

ABSENT: None.

RECUSED: Henderson.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer
COUNCIL CHAIRMAN

Delivered to the Parish President 4/3/08 @ 4:35 pm
Date and Time

Approved 4/4/08 2:42 p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/7/08 @ 10:45 am
Date and Time

Received by Joann P. Reggio

515 419

St. Bernard Parish Council

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

#35

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #829-04-08

Summary No. 2102
Introduced by: Administration on 3/4/08
Public Hearing on April 1, 2008

AN ORDINANCE TO AMEND CHAPTER 22 TO ADD SECTION 9-11 OF THE ST. BERNARD CODE OF ORDINANCES TO REQUIRE THE FRONT ENTRANCE OF RESIDENCES BE PLACED FACING THE MUNICIPAL ADDRESS OF THE BUILDING.

SECTION 9-11- Regulation of front entrance placement

1. On any lot except corner lots in any district the front entrance to the residence must be placed facing the street bearing the municipal address of the building.

2. On a corner lot in any district the front entrance will be located on the selected municipal address as determined by the property owner and approved by Community Development Department, however setback restrictions will be determined by the depth of the lot.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt.

NAYS: Ginart.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 1st day of April, 2008.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
Frank Auderer.
COUNCIL CHAIRMAN

Delivered to the Parish President

4/3/08 @ 4:35 pm
Date and Time

Approved 4/4/08 2:45 P

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

4/7/08 @ 10:45 Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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

#26

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #830-04-08

Summary No. 2037
Introduced by: Administration on 8-21-07
Public Hearing on April 15, 2008

AN ORDINANCE AUTHORIZING ST. BERNARD PARISH GOVERNMENT'S SALE OF ITS FIRE STATION LOCATED AT THE MUNICIPAL ADDRESS OF 2400 E. JUDGE PEREZ DRIVE, CHALMETTE, LA TOGETHER WITH ALL BUILDINGS AND IMPROVEMENTS LOCATED THEREON, AND ALL RIGHTS, WAYS, SERVITUDES, PRIVILEGES, APPURTENANCES, AND ADVANTAGES THEREUNTO TO MURPHY LOT HOLDINGS, L.L.C. PURSUANT TO THE TERMS AND CONDITIONS OF THE CLASS ACTION SETTLEMENT IN THE MATTER ENTITLED "PATRICK JOSEPH TURNER VS. MURPHY OIL USA, INC." AT THE PRICE OF $200,000.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the St. Bernard Parish Government Fire Station located at 2400 East Judge Perez Drive, Chalmette, Louisiana is located in the Murphy Class Action area in the suit entitled "Patrick Joseph Turner vs. Murphy Oil USA, Inc.", USDC, ED, LA and as such is eligible for purchase by Murphy Lot Holdings, L.L.C. under the terms and conditions of the Class Action Settlement in the aforesaid litigation.

SECTION 2. The purchase price is in the total amount of $200,000.00 and is based upon the Court approved settlement formula in the aforesaid Class Action Settlement litigation.

SECTION 3. The President of St. Bernard Parish Government, Craig P. Taffaro, Jr. is hereby authorized to enter into an Act of Sale of the aforesaid property to Murphy Lot Holdings, L.L.C. on behalf of St. Bernard Parish Government on the terms set forth in Sections 1 & 2.

SECTION 4. 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 5. 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.

St. Bernard Parish Council
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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Boudreaux.

NAYS: None.

ABSENT FOR VOTE: Henderson.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30 Am
Date and Time

Approved 4/20/08 6:00 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30Am
Date and Time

Received by Joann P. Raga

515 857

St. Bernard Parish Council

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

#27

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC#831-04-08

Summary No. 2093
Introduced by: Administration on 2/19/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket 4-08**, petition of Loretta Audry Mayeur Dardar for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 in Square No. 6 in North Borgnemouth Subdivision. Municipal Address: 2400 block of General Pershing Street, Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That A Zoning Change For Docket 4-08, Petition Of Loretta Audry Mayeur Dardar for A Zoning Change from R-1(Single Family Residential) To R-1(M)(Single Family Dwelling and Mobile Home Residential) For Lot No. 2 of Square No. 6 in North Borgnemouth Subdivision. Municipal Address: 2400 block of General Pershing Street, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 6, designated as Lot No. 2. Municipal Address: 2400 block of General Pershing Street, Violet, Louisiana.

Said lot measures 40 feet front on General Pershing Street by a depth of One Hundred Twenty (120') feet between equal and parallel lines, and forms the corner of General Pershing Street and Fourth Street.: MUNICIPAL ADDRESS: 2400 block of General Pershing Street, VIOLET, LOUISIANA.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/21/08 6:00 p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30Am
Date and Time

Received by Joann P. Ragas

515 858

St. Bernard Parish Council

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#28

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #832-04-08

Summary No. 2100
Introduced by: Administration on 3/4/08
Public Hearing on April 1, 2008

AN ORDINANCE TO AMEND BUILDING INSPECTION REQUIREMENTS TO ADD THE FOLLOWING SECTION AND LANGUAGE TO THE ST. BERNARD PARISH CODE OF ORDINANCES SECTION 5-103.8.6, REQUIRED INSPECTIONS: BUILDING MOLD REMEDIATION.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Section 5-103.8.6, Required Inspections: Building – Required of the St. Bernard Parish Code of Ordinances is hereby amended as follows:

Section 5-103.8.6

2. Frame inspection: To be made after the roof, all framing, fire blocking and bracing is in place, all concealing wiring, all pipes, chimneys, ducts, vents and after plumbing, electrical and mechanical inspections have been scheduled.

2a. In reference to residential structures impacted by flood waters or residential structures remaining open to ambient conditions caused for any reason for a period of 30 days or following tornado or hurricane activity, said structure shall receive a certificate of mold remediation from a licensed mold remediation company licensed in the State of Louisiana prior to making a request for a Frame Inspection, Electrical Inspection, or a Final Inspection. Residential structures in the aforementioned status and which fail to provide a mold remediation certificate shall not be granted the ability to proceed until a certificate from a mold remediation company is received certifying that the structure is mold free.

Notification of said requirement shall be made at the time of a building application or any subcontractor application. At the time of the request for a Frame Inspection, the owner or contractor shall provide a certificate of mold remediation to the Department of Community Development.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30Am
Date and Time

Received by Joann P Ragas

515 859

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#30

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #833-04-08

Summary No. 2103
Recommended for Introduction by EFC on 4/1/08
Public Hearing on April 15, 2008

AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET TO MOVE $7,200 FROM COUNCIL PROFESSIONAL SERVICES (535448)TO COUNCIL DUES AND SUBSCRIPTIONS (510427)FOR 2008 POLICE JURY ASSOCIATION DUES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the 2008 St. Bernard Parish Annual Operating and Capital Budget be amended to reflect a move of $7,200 from Council Professional Services to Council Dues and Subscriptions for 2008 Police Jury Association dues.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:00 P Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragan

515 860

St. Bernard Parish Council

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#31

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #834-04-08

Summary No. 2107
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 10-08**, petition of Jo Ann Borne, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2100 Kingfisher Dr., Lot 174, Square B, Plantation Subdivision, Section No. 2, St. Bernard, Louisiana.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 10-08, petition of Jo Ann Borne be granted for the following described property:

2100 Kingfisher Drive, Lot 174, Square B, Plantation Subdivision, Section No. 2
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President

4/18/08 @ 8:30 Am
Date and Time

Approved 4/26/08 6:00 PM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

4/21/08 @ 10:30 am
Date and Time

Received by Joann P Ragas

515 861

St. Bernard Parish Council

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#32

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #835-04-08

Summary No. 2110
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 13-08**, petition of Nathaniel Cyprian, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2813 Ashley Dr., Angelique Estates.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 13-08, petition of Nathaniel Cyprian, Jr. be granted for the following described property:

2813 Ashley Drive, Angelique Estates
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:00 p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragas

515 862

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#33

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #836-04-08

Summary No. 2111
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 14-08**, petition of Karman Cheatham, wife of/and George C. DuBois., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2504 Fazzio Road., Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 14-08, petition of Karman Cheatham, wife of/and George C. DuBois be granted for the following described property:

2504 Fazzio Road, Chalmette, LA
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast her vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:00p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joanna P. Ragan

515 863

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#34

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #837-04-08

Summary No. 2113
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 16-08**, petition of Theresa R. Theobold wife of/and Michael G. Theobold, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2805 Ivy Place, Lot No. 7, Square G, Lloyd's Town Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 16-08, petition of Theresa R. Theobold wife of/and Michael G. Theobold be granted for the following described property:

2805 Ivy Place, Lot No. 7, Square G, Lloyd's Town Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30Am
Date and Time

Received by Joann P. Ragan

515 864

St. Bernard Parish Council

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

#35

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #838-04-08

Summary No. 2114
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 17-08**, petition of Thomas Fazio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 324 Chinchilla St., Lot 897-A, Square 37-A, Carolyn Park Subdivision, Extension No. 2.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 17-08, petition of Thomas Fazio be granted for the following described property:

324 Chinchilla St., Lot 897-A, Square 37-A, Carolyn Park Subdivision, Ext. No. 2
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

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#36

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #839-04-08

Summary No. 2115
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 18-08**, petition of Thomas Anthony Fazio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 8300 Valor Drive, Lot 281-A, Square 12, Buccaneer Villa North Subdivision, Section 1.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 18-08, petition of Thomas Anthony Fazio be granted for the following described property:

8300 Valor Drive, Lot 281-A, Square 12, Buccaneer Villa North Subdivision, Section No. 1
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

RoXanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:00 p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by John P. Ragan

515 866

St. Bernard Parish Council

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#37

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #840-04-08

Summary No. 2119
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 22-08**, petition of Carol Battaglia Beaubouef, wife of/and Alvin Roland Beaubouef, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2701 Marquez Drive, Lot No. 184, Square L, Lexington Place Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 22-08, petition of Carol Battaglia Beaubouef, wife of/and Alvin Roland Beaubouef, Sr. be granted for the following described property:

2701 Marquez Drive, Lot No. 184, Square L, Lexington Place Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30 Am
Date and Time

Approved 4/26/08 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Rayer

St. Bernard Parish Council

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www.sbpg.net

#38

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #841-04-08

Summary No. 2120
Introduced by Administration on 3/18/08
Planning Commission recommended approval on 3/25/08
Public Hearing on April 15, 2008

An ordinance to approve **Docket PUP 23-08**, petition of David E. Peralta, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4408 Newport Drive, Lot 188, Square M, Lexington Place Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 23-08, petition of David E. Peralta be granted for the following described property:

4408 Newport Drive, Lot 188, Square M, Lexington Place Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

The Chairman, Mr. Auderer, cast her vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6pp Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragas

515 868

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#39

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #842-04-08

Summary No. 2122
Introduced by Administration on 3/18/08
Public Hearing on April 15, 2008

An ordinance to grant the dimensional variance request by Sandra Bondi, to reduce the minimum required rear and side yard clearances from three (3) feet down to six (6) inches in order to allow a screened enclosure for a pool to remain in place at 3824 Corinne Avenue, Chalmette, Louisiana.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve the variance request by Sandra Bondi, to reduce the required rear and side yard clearances from 3 feet down to 6 inches in order to allow a screened enclosure for a pool to remain in place at 3824 Corinne Ave., Chalmette, LA.

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

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www.sbpg.net

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President

4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:02 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

4/21/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragan

515 869

St. Bernard Parish Council

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

#40

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, APRIL 15, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #843-04-08

Summary No. 2123
Introduced by councilman Auderer on 3/18/08
Public Hearing on April 15, 2008

AN ORDINANCE TO PROHIBIT PARKING ON MAGNOLIA BETWEEN PARIS ROAD AND LA FONTAINE, ON THE RESIDENTIAL SIDE OF THE STREET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That parking shall be prohibited on the residential side of Magnolia between Paris Road and La Fontaine, and that the appropriate "No Parking" signage shall be erected.

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Boudreaux.

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

The Chairman, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 15th day of April, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 4/18/08 @ 8:30Am
Date and Time

Approved 4/20/08 6:00 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 4/21/08 @ 10:30 Am
Date and Time

Received by Joan P. Rago

St. Bernard Parish Council

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#16

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #844-05-08

Summary No. 2109
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 3/25/08
Public Hearing held on May 6, 2008

An ordinance to approve **Docket PUP 12-08**, petition of Judy Giglio, wife of/and Thomas Giglio, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 221 Seal Dr., Lot 1171, Square 45, Carolyn Park Subdivision, Extension No. 3.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 12-08, petition of Judy Giglio, wife of/and Thomas Giglio be granted for the following described property:

221 Seal Drive, Lot 1171, Square 45, Carolyn Park Subdivision, Extension No. 3
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 6th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/7/08 @ 2:00pm
Date and Time

Approved 5/9/08 4:50 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/12/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragas

517 045

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#17

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #845-05-08

Summary No. 2116
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 3/25/08
Public Hearing held on May 6, 2008

An ordinance to approve **Docket PUP 19-08**, petition of Veronica Dupuy, wife of/and Glenn R. Dupuy Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2917 Mumphrey Road, Lot 27, Mumphrey Subdivision Extension No. 1.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 19-08, petition of Veronica Dupuy, wife of/and Glenn R. Dupuy Sr. be granted for the following described property:

2917 Mumphrey Road, Lot 27, Mumphrey Subdivision Extension No. 1
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 6th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/7/08 @ 2:00pm
Date and Time

Approved 5/9/08 4:55 PM Vetoed _____
Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/12/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#18

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #846-05-08

Summary No. 2118
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 3/25/08
Public Hearing held on May 6, 2008

An ordinance to approve **Docket PUP 21-08**, petition of Kim Gritter, wife of/and Joey Gritter, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 1615 Schnell Drive, Lot No. 8, Square E, Ridgeland Terrace Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 21-08, petition of Kim Gritter, wife of/and Joey Gritter be granted for the following described property:

1615 Schnell Drive, Lot No. 8, Square E, Ridgeland Terrace Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 6th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

5/7/08 @ 2:00pm
Date and Time

Delivered to the Parish President

Approved 5/9/08 4:55 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

5/12/08 @ 10:30 Am
Date and Time

Received by Joann P. Raggio

St. Bernard Parish Council

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#19

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #847-05-08

Summary No. 2121
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 3/25/08
Public Hearing held on May 6, 2008

An ordinance to approve **Docket PUP 24-08**, petition of Cherie Davis, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2909 Guerra Drive, Lot 119, Violet Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 24-08, petition of Cherie Davis be granted for the following described property:

2909 Guerra Drive, Lot 119, Violet Subdivision
as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 6th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

5/7/08 @ 2:00pm
Date and Time

Approved 5/9/08 5:00 PM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

5/12/08 @ 10:30Am
Date and Time

Received by Joann P. Ragas

517 048

St. Bernard Parish Council

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#20

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #848-05-08

Summary No. 2127
Introduced by: Administration on 4/1/08
Public Hearing held on May 6, 2008

An ordinance granting the variance request by Clyde Wixom, to reduce the required side yard for accessory structures from 3 feet sky clearance down to 14 inches sky clearance in order to build a garage in an R-1 (Single-family residential) zoning district on property located at 2113 Nancy Dr., Meraux, LA 70075

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve the variance request by Clyde Wixom to reduce the required side yard for accessory structures from 3 feet sky clearance down to 14 inches sky clearance in order to build a garage in an R-1 (Single-family residential) zoning district on property located at 2113 Nancy Dr., Meraux, LA 70075

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 6th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/7/08 @ 2:00pm
Date and Time

Approved 5/9/08 5:01 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/12/08 @ 10:30 Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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#22

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #849-05-08

Summary No. 2104
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket 5-08**, petition of Todd J. Adams for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 7 of Square No. 5 of the Town of North Borgnemouth. Municipal Address: 2418 Packenham Road, Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That A Zoning Change For Docket 5-08, Petition Of Todd J. Adams for A Zoning Change from R-1(Single Family Residential) To R-1(M)(Single Family Dwelling and Mobile Home Residential) For Lot No. 7 of Square No. 5 of the Town of North Borgnemouth. Municipal Address: 2418 Packenham Road, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 5, designated as Lot No. 7. Municipal Address: 2418 Packenham Road, Violet, Louisiana.

Said lot measures 40 feet front on Packenham Road, by a depth of 150 feet between equal and parallel lines: MUNICIPAL ADDRESS: 2418 PACKENHAM ROAD, VIOLET, LOUISIANA.

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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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00 pm
Date and Time

Approved 5/25/08 1:45 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08 @ 8:30 Am
Date and Time

Received by Joann P. Raga

St. Bernard Parish Council

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#23

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #850-05-08

Summary No. 2105
Introduced by: Administration on 3/18/08
Planning Commission recommended APPROVAL on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket 6-08**, petition of Tammy Marie Naquin for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 of Square No. 7 of the Town of North Borgnemouth. Municipal Address: 2304 General Pershing Street, Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That A Zoning Change For Docket 6-08, Petition Of Tammy Marie Naquin for A Zoning Change from R-1(Single Family Residential) To R-1(M)(Single Family Dwelling and Mobile Home Residential) For Lot No. 2 of Square No. 7 of the Town of North Borgnemouth. Municipal Address: 2304 General Pershing Street, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 7, designated as Lot No. 2. Municipal Address: 2304 General Pershing Street, Violet, Louisiana.

Said lot measures 40 feet front on General Pershing Street, by a depth of 120 feet between equal and parallel lines: MUNICIPAL ADDRESS: 2304 GENERAL PERSHING STREET, VIOLET, LOUISIANA.

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.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:50 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

5/27/08 @ 8:30 Am
Date and Time

Received by Joann P. Razon

St. Bernard Parish Council

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#25

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #851-05-08

Summary No. 2112
Introduced by: Administration on 3/18/08
Planning Commission recommended APPROVAL on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 15-08**, petition of Karman FJC Enterprises, LLC; Farrell Chatelain, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3200 Plaza Drive, Lot 78, La Petite Manors Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 15-08, petition of FJC Enterprises, LLC; Farrell Chatelain be granted for the following described property:

3200 Plaza Drive, Lot 78, La Petite Manors Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:57 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

5/27/08 @ 8:30 AM
Date and Time

Received by Joann P Ragas

518 093

St. Bernard Parish Council

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#26

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #852-05-08

Summary No. 2129
Introduced by Administration on 4/1/08
Planning Commission recommended APPROVAL on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 25-08**, petition of Bonnie Muscarello, wife of/and Randy J. Muscarello, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2813 Karen Dr., Lot No. 50, Kare Sue Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 25-08, petition of Bonnie Muscarello be granted for the following described property:

2813 Karen Dr., Lot No. 50, Kare Sue Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:51 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08 @ 8:30Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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#27

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #853-05-08

Summary No. 2131
Introduced by Administration on 4/1/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 27-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2405 Gallant Dr., No. 111, Square C, Buccaneer Villa Subdivision

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 27-08, petition of Richard P. Banez be granted for the following described property:

2405 Gallant Dr., No. 111, Square C, Buccaneer Villa Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:55 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

5/27/08 @ 8:30 Am
Date and Time

Received by Joann P. Rayan

518 095

St. Bernard Parish Council

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#28

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #854-05-08

Summary No. 2132
Introduced by Administration 4/1/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 28-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3316 Decomine Dr., Lot 152, Square 9, Ridgefield Park Subdivision

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 28-08, petition of Richard P. Banez be granted for the following described property:

3316 Decomine Dr., Lot 152, Square 9, Ridgefield Park Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:55 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08@ 8:30 Am
Date and Time

Received by Joann P. Raga

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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www.sbpg.net

#29

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #855-05-08

Summary No. 2133
Introduced by Administration on 4/1/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 29-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2316 Creely, Lot 160, Square D, Buccaneer Villa Subdivision

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 29-08, petition of Richard P. Banez be granted for the following described property:

2316 Creely, Lot 160, Square D, Buccaneer Villa Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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www.sbpg.net

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:58 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08 @ 8:30Am
Date and Time

Received by Joann P. Ragas

518 097

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#30

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #856-05-08

Summary No. 2134
Introduced by Administration on 4/1/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 30-08**, petition of Richard P. Banez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2016 Congressman Hebert Dr., Lot 5, Crescent Ridge Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 30-08, petition of Richard P. Banez be granted for the following described property:

2016 Congressman Hebert Dr., Lot 5, Crescent Ridge Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:58 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08 @ 8:30Am
Date and Time

Received by Karen P. Ragas

518 098

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#31

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #857-05-08

Summary No. 2135
Introduced by Administration on 4/1/08
Planning Commission recommended **APPROVAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket PUP 31-08**, petition of OIP, LLC represented by Michael Costanza, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3509 Decomine Dr., Lot 114, Square 5, Ridgefield Park.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 31-08, petition of Michael Costanza be granted for the following described property:

3509 Decomine Dr., Lot 114, Square 5, Ridgefield Park
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

ABSENT: None.

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

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 5/21/08 @ 5:00pm
Date and Time

Approved 5/25/08 1:59 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 5/27/08 @ 8:30Am
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

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

#24

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 20, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #858-05-08

Summary No. 2106
Introduced by: Administration on 3/18/08
Planning Commission recommended **DENIAL** on 4/22/08
Public Hearing held on May 20, 2008

An ordinance to approve **Docket 7-08**, petition of Murphy Oil USA for a zoning change from C-1(Neighborhood Commercial and R-2, Two-Family Residential) to Conditional I-2(Heavy Industrial) for the following described property: Two certain lots of ground situated in the Parish of St. Bernard, State of Louisiana, in James Place Subdivision, designated as Lot Z-1-A and Lot Z-1-B and one certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in Corinne-Myrtle Grove Plantation, Township 13 South, Range 12 East, Southeast District, designated as Lot M-2 including the portion of land designated as Lot M-1 and conditioned by the site plan usage attached as Exhibit "A".

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That A Zoning Change be granted for Docket 7-08, Petition Of Murphy Oil USA, for A Zoning change from C-1(Neighborhood Commercial and R-2, Two-Family Residential) To Conditional I-2 (Heavy Industrial) for two certain lots of ground situated in the Parish of St. Bernard, State of Louisiana, in James Place Subdivision, designated as Lot Z-1-A and Lot Z-1-B and one certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in Corinne-Myrtle Grove Plantation, township 13 South, range 12 East, Southeast District, designated as Lot M-2 and the certain lot of ground designated as Lot M-1. Lot Z-1-A measures 35.74 feet front on East St. Bernard Highway, a depth and front of Jacob Drive of 158.12 feet, a width in the rear 31.83 feet and a depth on opposite side line of 141.88 feet. And, Lot Z-1-B commences at a distance of 158.12 feet from the intersection of the St. Bernard Highway and Jacob Drive and measures thence 141.88 feet front on Jacob Drive, with a width in the rear of 158.12 feet, by a depth of 31.83 feet on the side nearer the St. Bernard Highway and a depth of 35.74 feet on the opposite side.

Lot M-2 commences 300 feet from the corner of Jacob Drive and St. Bernard Highway, measures thence 50 feet front on Jacob Drive, the same width in the rear, by a depth of 143.44 feet between equal and parallel lines. 2300 block of East St. Bernard Highway, corner of Jacob Drive.

And, Lot M-1 commences approximately 35.74 feet from the intersection of Jacob Dr. and E. St. Bernard Hwy. and measures 107.70 feet fronting on E. St. Bernard Hwy., same width in the rear, by a depth of 300 feet, between equal and parallel lines. Lot M-1 is municipal address: 2305 E. St. Bernard Hwy., bounded by Jacob Dr., Claiborne Ave, Murphy Oil Refinery and E. St. Bernard hwy, Chalmette, LA. The I-2 Conditional use shall apply to the entire portions of land (Lots M-1 & M-2) and shall be additionally conditioned by the site plan usage presented May 20, 2008 and attached as Exhibit "A".

St. Bernard Parish Council

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

Tony "Ricky" Melerine
Councilman at Large

Frank Auderer
Councilman at Large

Ray Lauga, Jr.
Councilman District A

George Cavignac
Councilman District B

Kenneth "Kenny" Henderson
Councilman District C

Mike Ginart
Councilman District D

Fred E. Everhardt, Jr.
Councilman District E

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.

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

YEAS: Cavignac, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

RECUSED: Henderson.

The Council Chair, Ms. Boudreaux, cast her vote as **NAY**

And the motion was declared **adopted** on the 20th day of May, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Delivered to the Parish President

Sally Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

5/23/08 4:30 PM
Date and Time

Approved 6/9/08 4:30 PM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

6/9/08 5:00pm
Date and Time

Received by Joann P. Ragan

518 099

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#20

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 3, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #859-06-08

Summary No. 2137
Introduced by Administration on 5/6/08
Public Hearing held on June 3, 2008

An ordinance granting the variance request by Janet D. Labin, to reduce the required rear yard clearance from 20 feet down to 16 feet, in order to build a new residence in an R-1 (Single Family Residential) zoning district on property located at 8517 Creole Dr., Chalmette, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That the St. Bernard Parish Council does hereby approve the variance request by Janet D. Labin to reduce the required rear yard clearance from 20 feet down to 16 feet in order to build a new residence in an R-1 (Single Family Residential) zoning district on property located at 8517 Creole Dr., Chalmette, LA 70043.

SECTION II. Effective Date. That this ordinance shall become effective immediately upon the date of the President's signature. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 3rd day of June, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/4/08 10:00am
Date and Time

Approved 6/5/08 8:30 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/5/08 @ 10:06 Am
Date and Time

Received by Jillian P. Raga

518 186

St. Bernard Parish Council

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

#22

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 3, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #860-06-08

Summary No. 2139
Introduced by Administration on 5/6/08
Recommended **APPROVAL** by EFC on 5/14/08
Public Hearing held on June 3, 2008

An ordinance to amend Chapter 5, Article II, Section 5-34 of the St. Bernard Parish Code of Ordinances (Coastal Zone Management) to set schedule of fees for coastal use permits.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

Chapter 5, Article II, Section 5-34 of the St. Bernard Parish Code of Ordinances (Coastal Zone Management) states the following regarding Coastal Use Permit (CUP) fees:

The following procedure shall be followed in applying for a coastal use permit:

(1) All applications shall be made on a form designated by the department of safety and permits.

(2) All applications shall be submitted to the parish department of safety and permits.

(3) All applications shall be accompanied by the following:

a. The application fee shall be based on the project cost and/or project type and impact (expressed in wetland acres affected by the proposed activity) and shall be no less than one hundred fifty dollars ($150) and no more than ten thousand dollars ($10,000). The schedule of fees shall be based on five (5) classes of projects:

Class I ($150) Coastal projects which cost less than one hundred thousand dollars ($100,000) and impact less than one (1) acre of wetlands. Any coastal project that cannot otherwise be classified will be considered Class I.

Class II ($500) Coastal projects which cost between one hundred thousand dollars ($100,000) and two hundred thousand dollars ($200,000) and impact less than one (1) acre of wetlands.

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Fred E. Everhardt, Jr.
Councilman
District E

Class III ($2,000) Coastal projects which cost *over* two hundred thousand dollars ($200,000) *or* impact from one (1) to three (3) acres of wetlands. Class III projects also include all wells; well platforms; pipeline dredging; excavation; seismic exploration jobs; and any other activity which has a direct and significant impact on the water bottom.

Class IV ($5,000) Coastal projects which impact from three (3) to ten (10) acres of wetlands.

Class V ($10,000) Coastal projects which impact greater than ten (10) acres of wetlands.

The term "impact" shall be interpreted to mean the following, as outlined in the Chapter 5 definitions:

Direct and significant impact means an impact that perceptibly or measurably alters the physical, hydrological, chemical, or biological characteristics of coastal waters as a result of an action or series of actions undertaken by man.

b. Maps showing the location, size, and dimension of the real property used and access routes to be used.

c. Copies of all applications, approvals and/or denials made concerning the coastal use by state or federal agencies.

d. A detailed description of the coastal use activity.

e. An acceptable surety bond of ten (10) percent of the project cost, but not to be less than ten thousand dollars ($10,000.00) to ensure adjustment, alteration or removal should the department of safety and permits determine it necessary may be required.

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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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 3rd day of June, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/4/08 10:00am
Date and Time

Approved 6/5/08 8:30 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/5/08 @ 10:00 Am
Date and Time

Received by Joann P. Ragan

518 101

St. Bernard Parish Council

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#23

Polly Boudreaux
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Frank Auderer

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Kenneth "Kenny" Henderson
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Mike Ginart, Jr.
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Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 3, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #861-06-08

Summary No. 2140
Introduced by Administration on 5/6/08
Public Hearing held on June 3, 2008

An ordinance to accept the donation of property at Lot 153 Story Park Estates, Meraux, LA 70075 made by Region's Bank to the St. Bernard Parish Government.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Government accepts the donation of property at Lot 153 Story Park Estates, Meraux, LA 70075 made by Region's Bank.

SECTION II. Effective Date. That this ordinance shall become effective immediately upon the date of the President's signature. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 3rd day of June, 2008.

St. Bernard Parish Council

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

6/4/08 10:00am
Date and Time

Approved 6/5/08 8:40 AM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

6/5/08 @ 11:00 Am
Date and Time

Received by Joann P. Roegler

518 745

St. Bernard Parish Council

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#27

Polly Boudreaux
Council at Large

Frank Auderer

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Mike Ginart, Jr.
Councilman
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Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #862-06-08

Summary No. 2083
Introduced by: Administration on 1/22/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 4-08**, petition of Nichelle N. Johnson, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2828 Guerra Dr., Violet Subdivision, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 4-08, petition of Nichelle N. Johnson be granted for the following described property:

2828 Guerra Drive, Violet Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

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Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragas
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30 pm
Date and Time

Approved 6/19/08 3:30 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by ~~Jean~~ Joann P. Ragas

518 746

St. Bernard Parish Council

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#28

Polly Boudreaux
Council at Large

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Mike Ginart, Jr.
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Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #863-06-08

Summary No. 2117
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 20-08**, petition of E&M Global Properties, LLC, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2212 Riverland Dr., Lot 24, Square 8, Riverland Park Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 20-08, petition of E&M Global Properties, LLC be granted for the following described property:

2212 Riverland Dr., Lot 24, Square 8, Riverland Park Subdivision
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

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Mike Ginart, Jr.
Councilman
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Fred E. Everhardt, Jr.
Councilman
District E

ABSENT: Ginart.

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragas
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00 Am
Date and Time

Received by Joann P. Ragas

518 747

St. Bernard Parish Council

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#29

Polly Boudreaux
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Frank Auderer

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Councilman
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Kenneth "Kenny" Henderson
Councilman
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Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #864-06-08

Summary No. 2128
Introduced by: Administration on 4/1/08
Planning Commission recommended **APPROVAL** on 5/13/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket 8-08**, petition of Susan Dauterive Moore for a zoning change from R-1(Single Family Residential) to R-2 (Two-Family Residential) for two certain portions of ground designated as B-1 and B-2 on a plan of re-subdivision by Eugene I. Estopinal, dated June 24, 1983 and recorded in C.O.B. 229, Folio 537 on August 10, 1983 of the records of the Clerk of Court for St. Bernard Parish. (2015, 2019, 2021, 2023, 2025, 2027, 2101 and 2103 Dauterive Lane, Chalmette, LA).

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change be granted for Docket 8-08, petition of Susan Dauterive Moore for a zoning change from R-1(Single Family Residential) to R-2(Two-Family Residential) for two certain portions of ground designated as B-1 and B-2 on a plan of re-subdivision by Eugene I. Estopinal, dated June 24, 1983 and recorded in C.O.B. 229, Folio 537 on August 10, 1983 of the records of the Clerk of Court for St. Bernard Parish.

B-1 measures 100 feet on its eastern boundary near Octavia Dr, 94.56 feet on its southern boundary, 100 feet on its western boundary and 95.56 feet on its northern boundary.

B-2 measures 372.11 feet on its eastern boundary near Octavia Dr, 95.56 feet on its southern boundary, 368.74 feet on its western boundary and 93.77 feet on its northern boundary.

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.

St. Bernard Parish Council

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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragan

518 748

St. Bernard Parish Council

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#30

Polly Boudreaux
Council at Large

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Mike Ginart, Jr.
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Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #865-06-08

Summary No. 2143
Introduced by: Administration on 5/20/08
Public Hearing held on 6/17/08

AN ORDINANCE TO AMEND ORDINANCE 697-12-06, AN ORDINANCE TO PROHIBIT THE RENTAL, LEASE, LOAN OR CERTAIN OTHER OCCUPANCY OF SINGLE FAMILY RESIDENCES IN R-1 ZONES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. R-1 is defined as Single-family dwellings, parks, playgrounds, home occupations, and police and fire stations.

Considering the total devastation of St. Bernard Parish by a combination of certain natural and manmade disasters in 2005; Considering the great social and economic need to encourage single family residence owners to return, rebuild, and resume living in the parish and to reoccupy their homes in already long established neighborhoods; Considering the public purpose, benefit, and need to maintain the integrity and stability of established neighborhoods as centers of family values and activities; Considering the public benefits to be obtained from securing for the community the blessings of quiet enjoyment of their pre-existing neighborhoods; and Considering the necessity to foster and encourage a community and family atmosphere in the neighborhoods of St. Bernard Parish, the St. Bernard Parish Council hereby finds it necessary and in the public interest to ordain that:

Chapter 14 Article 1 Section 14-3 of the St. Bernard Parish Code of Ordinances

A. No person or entity shall rent, lease, loan, or otherwise allow occupancy or use of any single family residence located in an R-1 zone by any person or group of persons, without first obtaining a Permissive Use Permit from the St. Bernard Parish Council.

B. A lease purchase agreement, sale of the right of habitation, or similar arrangement allowing occupancy, but which agreement does not immediately transfer ownership of the subject property to the resident of the said property at the time of execution, is, for the purposes of this ordinance, considered a rental/lease agreement.

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Kenneth "Kenny" Henderson
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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

C. Prior to presentation to and consideration by the St. Bernard Parish Council of an application for a Permissive Use Permit, an applicant must first apply to the St. Bernard Parish Planning Commission for a review, evaluation, and recommendation concerning the matter. The St. Bernard Parish Planning Commission will forward the results of the said review and evaluation with a specific recommendation to the Parish Council for use in their consideration of the matter.

D. Any Permissive Use Permit granted hereunder is limited in application and duration to the terms of the specific written rental, lease, loan, lease/purchase, or other form of occupancy/use agreement regarding the property for which the Permissive Use Permit was granted plus 90 days after said term and which written rental agreement is to be submitted to the St. Bernard Parish Planning Commission as part of the review, evaluation, and recommendation process.

E. Rent receipts, cancelled checks, cash receipts, money order records, utility account record, bank account records, driver's license records, vehicle registration records, water craft registration records, rent or lease agreements, use agreements, lease purchase agreements, agreements to purchase or sell, maintenance agreements, services in lieu of rent or other payments agreements, tax responsibility agreements, services in lieu of rent or other payment agreements, tax responsibility agreements, succession records, property maintenance records, building permit records, insurance information, federal and state tax returns, and the like are illustrative but not exclusive of evidence that may be considered in determining if a property is or was being rented, leased, loaned, or otherwise occupied in violation of this ordinance.

F. Any person who or entity which allows occupancy or use of any property in violation of this ordinance is guilty of a misdemeanor subject to a fine of not less than $50.00 and not more than $250.00 per day for each day of un-permitted rental, lease, or occupancy of each property in violation of this ordinance. Each day of un-permitted occupancy of each property shall constitute a separate offense subject to a separate fine.

G. The parish of St. Bernard may also pursue civil remedies in the District Court of the parish against any person who or entity which allows occupancy or use of any property in violation of this ordinance to enjoin any violation of this ordinance and seek a civil penalty of not less than $100 per day for each day of un-permitted rental, lease, or occupancy of each property in violation of this ordinance plus the administrative costs, court costs, and attorney fees for investigation and prosecution of the civil matter.

St. Bernard Parish Council

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

H. The owner of any property subject to this ordinance shall provide to an occupant a copy of this section of the St. Bernard Parish Code of Ordinances and include in any written agreements subject to this ordinance the following notice within the main body of the agreement, said notice to be in a type size not smaller than the largest type size used in the main body of the agreement:

This agreement is subject to St. Bernard Parish Code of Ordinances Chapter 14 Article 1 Section 14-3 that section provides for criminal prosecution and fines and civil penalties for occupants of a single family residence in violation of that law. You hereby acknowledge receipt of a copy of the said law delivered to you at the time of the signing of this agreement.

I. The provisions of this ordinance shall not apply to any single family residence that was a rental residence before its adoption and for which property the St. Bernard Parish Planning Commission has issued a Letter of No Jurisdiction. The owner shall apply to the St. Bernard Parish Planning Commission for said letter and provide evidence, similar in nature as that evidence enumerated in paragraph D, that the said property was in fact a single family rental property and actually being rented and occupied as such before the adoption of this ordinance and which evidence the Planning Commission shall review and determine if a Letter of No Jurisdiction regarding the said property should be issued.

J. All applications for a Permissive Use Permit shall be advertised on the property in accordance with all procedures for notification of a re-zoning application.

K. All applications for utility permits shall require a statement by the property owner / applicant as to the intended use of the property. Property identified as rental use shall follow the requirements of Chapter 14 Article I Section 14-3 in its entirety.

L. The provisions of this ordinance shall not apply to any property that is owned by a not for profit corporation, providing that: the not for profit corporation was in existence and fully qualified as a United States Department of Internal Revenue approved not for profit on or before August 29, 2006; the owned property is zoned for single family residence use only, and the not for profit corporation's mission is to use its revenues and assets to improve the quality of life and standard of living for residents of St. Bernard Parish.

M. All appeals from any decision made under the provisions of this ordinance by the St. Bernard Parish Council shall be brought as a direct appeal to the District Courts of St. Bernard Parish.

St. Bernard Parish Council
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

N. This ordinance shall preserve the constitutional rights of all persons for home ownership.

SECTION 2. Effective Date. That this ordinance shall become effective immediately upon the date of the President's signature. 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 Section 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.

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

YEAS: Lauga, Cavignac, Henderson, Auderer

NAYS: None.

ABSENT: Ginart.

ABSENT FOR VOTE: Everhardt.

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragas
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragas

518 750

St. Bernard Parish Council

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#32

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #866-06-08

Summary No. 2148
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 33-08**, petition of Charlene Walsh, wife of/and John Walsh III, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2420 Meraux Lane, Lot No. 49, Meraux Subdivision, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 33-08, petition of Charlene Walsh, wife of/and John Walsh III be granted for the following described property:

2420 Meraux Lane, Lot No. 49, Meraux Subdivision, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragas
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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#33

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #867-06-08

Summary No. 2150
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 35-08**, petition of Sidney Schuler Jr. and Grant Schurr, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2701 Munster Blvd., Lot No. 140, Del Buono Park Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 35-08, petition of Sidney Schuler Jr. and Grant Schurr be granted for the following described property:

2701 Munster Blvd., Lot No. 140, Del Buono Park Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

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#34

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #868-06-08

Summary No. 2151
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 36-08**, petition of Ruben Delgado, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 64 W. Carolina Dr., Section F, Square No. 2, Chalmette Vista Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 36-08, petition of Ruben Delgado be granted for the following described property:

64 W. Carolina Dr., Section F, Square No. 2, Chalmette Vista Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragan

518 753

St. Bernard Parish Council

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#35

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #869-06-08

Summary No. 2152
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 37-08**, petition of Ruben Delgado, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2305 Gallant Dr., Lot No. 106, Square C, Buccaneer Villa Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 37-08, petition of Ruben Delgado be granted for the following described property:

2305 Gallant Dr., Lot No. 106, Square C, Buccaneer Villa Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Ragan

518 754

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#36

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #870-06-08

Summary No. 2153
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 38-08**, petition of Samuel Etchie, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4412 Lamarque Dr., Lot No. 641, Lexington Place Subdivision, Section 3, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 38-08, petition of Samuel Etchie be granted for the following described property:

4412 Lamarque Dr., Lot No. 641, Lexington Place Subdivision, Section 3, Meraux, LA..
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00 Am
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#37

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #871-06-08

Summary No. 2154
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 39-08**, petition of Samuel Etchie, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4521 Ehrhard Dr., Lot No. 637-A, Lexington Place Subdivision, Section 3, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 39-08, petition of Samuel Etchie be granted for the following described property:

4521 Ehrhard Dr., Lot No. 637-A, Lexington Place Subdivision, Section 3, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P Raga
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/14/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P. Raga

518 756

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#38

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #872-06-08

Summary No. 2155
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 40-08**, petition of Earl L. Dixon, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2400 Meraux Lane, Lot 39, Frances Place Subdivision, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 40-08, petition of Earl L. Dixon be granted for the following described property:

2400 Meraux Lane, Lot 39, Frances Place Subdivision, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joann P. Ragas
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 6/19/08 3:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joann P Ragas

518 757

St. Bernard Parish Council

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#39

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JUNE 17, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #873-06-08

Summary No. 2156
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 5/27/08
Public Hearing held on 6/17/08

An ordinance to approve **Docket PUP 41-08**, petition of Charles E. Darsey, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2709 Earl Dr., Lot 339, Square O, Lexington Place Subdivision, Section 2, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 41-08, petition of Charles E. Darsey be granted for the following described property:

2709 Earl Dr., Lot 339, Square O, Lexington Place Subdivision, Section 2, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 17th day of June, 2008.

Roxanne Adams by Joanna P. Ragan
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 6/18/08 @ 2:30pm
Date and Time

Approved 3:30pm 6/19/08 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 6/20/08 @ 9:00Am
Date and Time

Received by Joanna P. Ragan

519 909

St. Bernard Parish Council

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#23

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #874-07-08

Summary No. 2157
Introduced by: Councilman Ginart on 5/20/08
EFC recommended **APPROVAL** on 6/10/08
Public Hearing held on 7/1/108

An ordinance relative to the regulation of transfers of scrap metal; to prohibit the purchase of scrap metal except from persons holding certain valid State or Parish licenses or Homestead exemption.

SECTION 1. The St. Bernard Parish Council hereby ordains the following:

a.) Every purchaser, collector of, or dealer in junk, scrap metal, or any secondhand property shall keep a register containing a written record for each purchase or trade in which any type of metal subject to the provisions of this section is obtained for value. It shall be unlawful for any such purchaser, collector of, or dealer to purchase or accept such metals as copper electrical components and attachments, copper and brass irrigation components (including tubing and wiring), air conditioning unit components (including H-vac), and ornamental non-ferrous items unless the person offering such metal for sale or acceptance holds a valid, current license as follows:

i. A Louisiana Contractor's License issued pursuant to R.S.37:2151 *et seq.* or
ii. A St. Bernard Parish Plumber's License; or
iii. A St. Bernard Parish Gasfitter's License issue; or
iv. A St. Bernard Parish Electrician's License.

Every purchaser, collector of, or dealer in junk, scrap metal, or any secondhand property shall keep a separate record for each transaction involving the purchase or trade of any metals such as aluminum, brass, bronze, copper, or zinc wire, cable, bars, ingots, rods, tubes, pipes, wire scraps, clamps, or connectors, regardless of the condition or length of such metal and whether or not it is mixed or conjoined with any other substances. This record shall contain the following information from each person from whom such material is purchased or traded:

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

i. Name, address, and phone number of seller;
ii. A photocopy of the seller's driver's license or other state issued form of identification;
iii. A photocopy of the seller's Louisiana Contractor's license, St. Bernard Parish Plumber's License, Gasfitter's License, Electrician's License, or in lieu of said license a copy of the seller's homestead exemption in seller's name for copper electrical components and attachments, copper and brass irrigation components (including tubing and wiring), air conditioning unit components (including H-vac), and ornamental non-ferrous items;
iv. The Motor vehicle license plate number of the vehicle utilized in delivering the material for copper electrical components and attachments, copper and brass irrigation components (including tubing and wiring), air conditioning unit components (including H-vac), and ornamental non-ferrous items; and
v. The date, time, place of, and full description of each such purchase or trade including the quantity weight thereof.
vi. If the person from whom the material is obtained does not possess a valid state-issued photo identification that matches the appearance of the person, the purchaser, collector or dealer shall take and maintain, in a manner that cross references to the written record, a photograph of the face of the person, along with a reasonably accurate record of the person's height and weight. The information contained in the written record shall be submitted by the purchaser, collector of, or dealer to the St. Bernard Parish Sheriffs Office, in a manner prescribed by the Sheriff, and shall be available for inspection by police officers during hours of operation.

The provisions of this section shall not apply to purchases of metal by a purchaser, collector of, or dealer in junk, scrap metal, or any secondhand property from a government entity, a utility company, or telecommunications company, nor to purchasers of used beverage containers less than 3 gallons or used food containers.

b.) Anyone convicted of knowingly violating this section shall be guilty of a misdemeanor and shall be fined not less than one hundred dollars per day or imprisoned for not less than six months, or both.

c.) After 3 violations the purchaser shall loose its Parish Occupational License after hearing.

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 1st day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/3/08 @ 8:30 Am
Date and Time

Approved 7/5/08 12:45 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/7/08 @ 1:30 pm
Date and Time

Received by Roxanne P. Reigas

519 911

St. Bernard Parish Council

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#25

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #876-07-08

Summary No. 2159
Introduced by: Administration on 6/3/08
Public Hearing held on 7/1/08

An ordinance to authorize the Parish President to sign a lease agreement by and between the St. Bernard Parish Government and the Borgnemouth Realty Company, Ltd. for the use of Violet Ball Field No. 2.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the Parish President is hereby authorized to sign a contract of lease between St. Bernard Parish Government and Borgnemouth Realty Co., Ltd., to utilize the land commonly referred to as Violet Ball Field No. 2 for the use of athletic purposes only, and that this lease is made for a period of five (5) years at a rental rate of One Hundred and no/100 ($100.00) dollars per year payable in advance.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 1st day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/3/08 @ 8:30 Am
Date and Time

Approved 7/5/08 1:00 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/7/08 @ 1:30pm
Date and Time

Received by Joann P. Fagan

519 912

St. Bernard Parish Council

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

#27

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 1, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #877-07-08

Summary No. 2177
Introduced by: Administration on 6/17/08
Public Hearing held on 7/1/08

AN ORDINANCE ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, ON OCTOBER 4, 2008, TO AUTHORIZE THE LEVY OF A 2% HOTEL-MOTEL OCCUPANCY TAX, MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that:

SECTION 1. Election Call. Under the authority conferred by La. R.S. 33:4574.1, as amended , the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on **SATURDAY, OCTOBER 4, 2008**, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION

SUMMARY: 2% TAX UPON THE RENT OR FEE CHARGED FOR THE OCCUPANCY OF HOTEL ROOMS, MOTEL ROOMS, AND OVERNIGHT CAMPING FACILITIES WITHIN THE JURISDICTION OF THE ST. BERNARD PARISH TOURIST COMMISSION (SAID TAX TO BE IN ADDITION TO ANY OTHER TAXES THEREON), WITH THE PROCEEDS OF THE TAX (AFTER PAYING REASONABLE AND NECESSARY COSTS AND EXPENSES OF COLLECTING AND ADMINISTERING THE TAX) TO BE USED FOR THE PURPOSES OF ATTRACTING CONVENTIONS AND TOURISTS INTO THE AREA OF THE JURISDICTION OF THE COMMISSION, INCLUDING, BUT NOT LIMITED TO, ADVERTISING, PROMOTION AND PUBLICATION OF INFORMATION.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Shall the Parish of St. Bernard, State of Louisiana (the "Parish"), under the provisions of La. R.S. 33:4574.1, and other constitutional and statutory authority, be authorized to levy and collect, a tax of two percent (2%) (the "Tax"), upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission (said Tax to be in addition to any other taxes thereon) (an estimated $40,000-50,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after paying reasonable and necessary costs and expenses of collecting and administering the Tax) to be used for the purposes of attracting conventions and tourists into the area of the jurisdiction of the Commission, including, but not limited to, advertising, promotion and publication of information?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in "The St. Bernard Voice," a weekly (Friday) newspaper of general circulation within the Parish, published in Arabi, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the 8201 W. Judge Perez Dr., Chalmette, Louisiana, on **TUESDAY, OCTOBER 21, 2008**, at **SEVEN O'CLOCK (7:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefore as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Tuesday, October 21, 2008, as provided in Section 3 hereof. All registered voters in the Parish will be entitled to vote at the special election, and voting machines shall be used.

St. Bernard Parish Council

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Council at Large

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District A

George Cavignac
Councilman
District B

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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided, and in the event said election carries for further consent and authority to levy and collect the tax provided for therein, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 1st day of July, 2008.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

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Kenneth "Kenny" Henderson
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Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

7/3/08 @ 8:30 Am
Date and Time

Approved 7/5/08 1:10 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

7/7/08 @ 1:30pm
Date and Time

Received by Joann P. Ragas

EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of an ordinance adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), on July 1, 2008, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on **SATURDAY, OCTOBER 4, 2008,** and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION

SUMMARY: 2% TAX UPON THE RENT OR FEE CHARGED FOR THE OCCUPANCY OF HOTEL ROOMS, MOTEL ROOMS, AND OVERNIGHT CAMPING FACILITIES WITHIN THE JURISDICTION OF THE ST. BERNARD PARISH TOURIST COMMISSION (SAID TAX TO BE IN ADDITION TO ANY OTHER TAXES THEREON), WITH THE PROCEEDS OF THE TAX (AFTER PAYING REASONABLE AND NECESSARY COSTS AND EXPENSES OF COLLECTING AND ADMINISTERING THE TAX) TO BE USED FOR THE PURPOSES OF ATTRACTING CONVENTIONS AND TOURISTS INTO THE AREA OF THE JURISDICTION OF THE COMMISSION, INCLUDING, BUT NOT LIMITED TO, ADVERTISING, PROMOTION AND PUBLICATION OF INFORMATION.

Shall the Parish of St. Bernard, State of Louisiana (the "Parish"), under the provisions of La. R.S. 33:4574.1, and other constitutional and statutory authority, be authorized to levy and collect, a tax of two percent (2%) (the "Tax"), upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission (said Tax to be in addition to any other taxes thereon) (an estimated $40,000-50,000 reasonably expected at this time to be collected from the levy of the Tax for an entire year), with the proceeds of the Tax (after paying reasonable and necessary costs and expenses of collecting and administering the Tax) to be used for the purposes of attracting conventions and tourists into the area of the jurisdiction of the Commission, including, but not limited to, advertising, promotion and publication of information?

The said special election will be held at the following polling places situated within the Parish, which polls will open at six o'clock (6:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
0010	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0011	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette

POLLING PLACES	
Precinct	Location
0012	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0013	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0014	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0015	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0016	Andrew Jackson Elementary School Lobby, 201 Eighth Street, Chalmette
0020	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0021	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0022	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0023	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0024	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0025	Nunez Community College Gym, 3700 Lafontaine Street, Chalmette
0030	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0031	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0032	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0032A	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0033	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0034	Chalmette High School Cafeteria, 1100 E. Judge Perez Drive, Chalmette
0040	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0041	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0042	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0042A	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0043	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0044	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0045	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0046	Trist Middle School Cafeteria, #1 Pirates Cove, Meraux
0050	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0051	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0052	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0053	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0054	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard

POLLING PLACES	
Precinct	Location
0055	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0056	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0057	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard
0058	Gauthier Elementary School Cafeteria, 2214 Bobolink Drive, St. Bernard

The polling places set forth above are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The said special election will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the 8201 W. Judge Perez Dr., Chalmette, Louisiana, on **TUESDAY, OCTOBER 21, 2008**, at **SEVEN O'CLOCK (7:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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#20

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #878-07-08

Summary No. 2088
Introduced by: Administration on 2/19/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket PUP 6-08**, petition of Tamara Meade Sanders, wife of/and Paris J. Sanders, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 1704 Heights Dr., Lot 10, Square P-2, St. Bernard Heights Subdivision, St. Bernard, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 6-08, petition of Tamara Meade Sanders, wife of/and Paris J. Sanders, Jr., be granted for the following described property:

1704 Heights Drive, Lot 10, Square P-2, St. Bernard Heights Subdivision, St. Bernard, LA as a rental unit in R-1, (single family residential) zone.

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.

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00am
Date and Time

Approved 7/18/08 8:25 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/18/08 @ 3:00pm
Date and Time

Received by Glenn P Ragas

521 010

St. Bernard Parish Council

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

#21

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #879-07-08

Summary No. 2144
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket 9-08**, petition of Denise Ella Benfiglio for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 4 of Square No. 6 of the Town of North Borgnemouth. Municipal Address: 2408 General Pershing Street, Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change for Docket 9-08, Petition Of Denise Ella Benfiglio for a zoning change from R-1(Single Family Residential) To R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 4 of Square No. 6 in North Borgnemouth Subdivision. Municipal Address: 2408 General Pershing Street, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 6, designated as Lot No. 4. Municipal Address: 2408 General Pershing Street, Violet, Louisiana.

Said lot measures 40 feet front on General Pershing Street, same width in rear, by a depth of 120 feet between equal and parallel lines. Municipal Address: 2408 General Pershing Street, Violet, LA 70092.

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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00am
Date and Time

Approved 7/18/08 8:30 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/18/08 @ 3:00pm
Date and Time

Received by Jeanne P. Ragas

St. Bernard Parish Council

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#23

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #880-07-08

Summary No. 2161
Introduced by: Administration on 6/3/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket 12-08**, petition of Pennie G. Albe for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 of Square No. 4 of the Subdivision of North Borgnemouth. Municipal Address: 2304 Packenham Rd., Violet, LA

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change be granted for Docket 12-08, Petition Of Pennie G. Albe for a zoning change from R-1(Single Family Residential) to R-1(M)(Single Family Dwelling and Mobile Home Residential) for Lot No. 2 of Square No. 4 in North Borgnemouth Subdivision. Municipal Address: 2304 Packenham Rd, Violet, Louisiana.

A certain lot of ground situated in the Parish of St. Bernard, State of Louisiana, in North Borgnemouth Subdivision, Square No. 4, designated as Lot No. 2. Municipal Address: 2304 Packenham Rd., Violet, Louisiana.

Said lot measures 40 feet front on Packenham Rd., same width in rear, by a depth of 150 feet between equal and parallel lines. Municipal Address: 2304 Packenham Rd., Violet, LA 70092.

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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00am
Date and Time

Approved 7/17/08 8:40 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/18/08 @ 3:00pm
Date and Time

Received by Joanna P. Raga

St. Bernard Parish Council

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#24

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #881-07-08

Summary No. 2162
Introduced by: Administration on 6/17/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket PUP 42-08**, petition of Judith, wife of/and Daniel J. Albert, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2708 Rosetta Dr., Lot #9, Rosetta Dr. Extension Subdivision, Chalmette, LA.
ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 42-08, petition of Judith, wife of/and Daniel J. Albert, be granted for the following described property:

2708 Rosetta Dr., Lot #9, Rosetta Dr. Extension Subdivision, Chalmette, LA
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00Am
Date and Time

Approved 7/18/08 8:41 AM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/18/08 @ 3:00pm
Date and Time

Received by Joanna P. Rapp

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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#25

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #882-07-08

Summary No. 2163
Introduced by: Administration on 6/17/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket PUP 43-08**, petition of Kathy, wife of/and Carl Disler, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3216 Van Cleave, Section 3, Lexington Place Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 43-08, petition of Kathy, wife of/and Carl Disler, be granted for the following described property:

3216 Van Cleave, Section 3, Lexington Place Subdivision, Meraux, LA
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00 Am
Date and Time

Approved 7/18/08 8:45 AM Vetoed _____
Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/18/08 @ 3:00 pm
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

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

#26

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #883-07-08

Summary No. 2176
Introduced by: Administration on 6/17/08
EFC recommended **APPROVAL** on 7/9/08
Public Hearing held on 7/15/08

AN ORDINANCE CREATING A HOSPITAL SERVICE DISTRICT IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, DESCRIBING AND DEFINING THE BOUNDARIES THEREOF AND APPOINTING FIVE (5) COMMISSIONERS OF SAID HOSPITAL SERVICE DISTRICT, AND FURTHER TO AMEND APPENDIX C, SPECIAL DISTRICTS, OF THE ST. BERNARD PARISH CODE OF ORDINANCES TO INCLUDE SAID DISTRICT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

SECTION 1. That under and by virtue of the authority conferred by Chapter 10, Title 46 of the Louisiana Revised Statutes of 1950, a Hospital Service District be and the same is hereby created within the Parish of St. Bernard, State of Louisiana, which Hospital Service District shall comprise and embrace all of St. Bernard Parish.

SECTION 2. That the said Hospital Service District shall be known and designated as "Hospital Service District of the Parish of St. Bernard, State of Louisiana", and as thus created shall constitute a political subdivision of the State of Louisiana and shall have all the powers and privileges granted by the Constitution and Statutes of this State to such subdivisions, including the authority to incur debt, issue bonds and levy taxes.

SECTION 3. That the method of appointing Commissioners to the Board of Commissioners of Hospital Service District of St. Bernard Parish shall be as follows:

A. Initial Board of Commissioners:

1) The Parish Council shall solicit and accept nominations for Commissioners from the governing authority of the St. Bernard Medical Society and St. Bernard Parish Chamber as it is constituted on the date of the passage of this ordinance.

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

2) The St. Bernard Medical Society and the St. Bernard Parish Chamber combined shall nominate eight (8) persons who meet all qualifications required by State law to serve as Commissioner, each of said nominees being a qualified voter in and resident of said Hospital Service District. At least two of the persons nominated shall be licensed physicians practicing medicine in St. Bernard Parish at the time of their nomination.

3) The Parish Council shall appoint five (5) Commissioners from the list of eight (8) nominees, one of whom shall be a licensed physician practicing medicine in St. Bernard Parish at the time of appointment.

4) The terms of office of the two respective initial Commissioners shall be and are hereby as follows: two (2) Commissioners for two (2) years; two (2) Commissioners for four (4) years; and one (1) Commissioner for six (6) years.

B. Vacancies on the Board of Commissioners:

1) When a vacancy occurs involving a non-physician member of the Board of Commissioners, the St. Bernard Parish Council shall solicit and accept a list of three (3) nominations for each vacancy from the governing authority of the St. Bernard Medical Society and St. Bernard Parish Chamber. From the list of three (3), the Parish Council shall appoint the successor Commissioner.

2) If a vacancy occurs involving a physician member of the Board of Commissioners, the Parish Council shall solicit and accept a list of three (3) nominations, each of whom shall be a licensed physician practicing medicine in St. Bernard Parish at the time of nomination, from the governing authority of the St. Bernard Medical Society and St. Bernard Parish Chamber. From the list of three (3), the Parish Council shall appoint the successor physician Commissioner.

3) No Board Commissioner shall have any direct or indirect compensation relative to the St. Bernard Hospital Service District actions.

4) Except for the length of terms defined in Section 3.A "Initial Board of Commissioners", all terms of Commissioners shall be for six (6) years in accordance with state law.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

5) When a vacancy occurs before the expiration of the term of the departing Commissioner, the Parish Council shall follow the process outlined herein (Section 3.B) and shall appoint a successor Commissioner to serve for the remainder of the unexpired term of the departing Commissioner. A person serving an unexpired term may be re-nominated for a full six (6) year term under the provisions of this ordinance.

SECTION 4. That the domicile of said Hospital Service District be and the same is hereby designated as St. Bernard Parish, which domicile is within the geographic limits of said Hospital Service District, and that the said Commissioners shall meet at the domicile herein designated on the _____ day of _____ at _____ o'clock _____, and shall then and there proceed to organize in accordance with the provisions of Chapter 10, Title 46 of the Louisiana Revised Statutes of 1950.

SECTION 5. That a copy of this ordinance be published in the official journal of the Parish of St. Bernard, Louisiana, as provided by law.

SECTION 6. That this ordinance being an ordinance affecting the public peace, health and safety, shall be in full force and effect immediately upon its adoption, and that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

George Cavignac
Councilman
District B

Delivered to the Parish President

7/17/08 @ 11:00AM
Date and Time

Kenneth "Kenny" Henderson
Councilman
District C

Approved 7/18/08 8:48 AM

Vetoed _____

Parish President

Mike Ginart, Jr.
Councilman
District D

Craig P. Taffaro, Jr.

Fred E. Everhardt, Jr.
Councilman
District E

Returned to Clerk of the Council

7/18/08 @ 2:00pm
Date and Time

Received by Joanna P. Ragas

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#27

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, JULY 15, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #884-07-08

Summary No. 2178
Introduced by: Administration on 7/1/08
EFC recommended **APPROVAL** on 7/9/08
Public Hearing held on 7/15/08

AN ORDINANCE TO AMEND **ORDINANCE SBPC #865-06-08**, AN ORDINANCE TO PROHIBIT THE RENTAL, LEASE, LOAN OR CERTAIN OTHER OCCUPANCY OF SINGLE FAMILY RESIDENCES IN R-1 ZONES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. R-1 is defined as Single-family dwellings, parks, playgrounds, home occupations, and police and fire stations.

Considering the total devastation of St. Bernard Parish by a combination of certain natural and manmade disasters in 2005; Considering the great social and economic need to encourage single family residence owners to return, rebuild, and resume living in the parish and to reoccupy their homes in already long established neighborhoods; Considering the public purpose, benefit, and need to maintain the integrity and stability of established neighborhoods as centers of family values and activities; Considering the public benefits to be obtained from securing for the community the blessings of quiet enjoyment of their pre-existing neighborhoods; and Considering the necessity to foster and encourage a community and family atmosphere in the neighborhoods of St. Bernard Parish, the St. Bernard Parish Council hereby finds it necessary and in the public interest to ordain that:

Chapter 14 Article 1 Section 14-3 of the St. Bernard Parish Code of Ordinances

A. No person or entity shall rent or lease, directly or indirectly, any single family residence located in an R-1 zone, without first obtaining a Permissive Use Permit from the St. Bernard Parish Council.

B. A lease purchase agreement, sale of the right of habitation, or similar arrangement allowing occupancy, but which agreement does not immediately transfer ownership of the subject property to the resident of the said property at the time of execution, is, for the purposes of this ordinance, considered a rental/lease agreement.

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Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

C. Prior to presentation to and consideration by the St. Bernard Parish Council of an application for a Permissive Use Permit, an applicant must first apply to the St. Bernard Parish Planning Department for a review, evaluation, and recommendation concerning the matter. The St. Bernard Parish Planning Department will forward the results of the said review and evaluation with a specific recommendation to the Parish Council for use in their consideration of the matter.

D. Any Permissive Use Permit granted hereunder is limited in application and duration to the terms of the specific written rental, lease, loan, lease/purchase, or other form of occupancy/use agreement regarding the property for which the Permissive Use Permit was granted plus 90 days after said term and which written rental agreement is to be submitted to the St. Bernard Parish Planning Department as part of the review, evaluation, and recommendation process.

E. Rent receipts, cancelled checks, cash receipts, money order records, utility account record, bank account records, driver's license records, vehicle registration records, water craft registration records, rent or lease agreements, use agreements, lease purchase agreements, agreements to purchase or sell, maintenance agreements, services in lieu of rent or other payments agreements, tax responsibility agreements, services in lieu of rent or other payment agreements, tax responsibility agreements, succession records, property maintenance records, building permit records, insurance information, federal and state tax returns, and the like are illustrative but not exclusive of evidence that may be considered in determining if a property is or was being rented or leased, in violation of this ordinance.

F. Any person who or entity which allows occupancy or use of any property in violation of this ordinance is guilty of a misdemeanor subject to a fine of not less than $50.00 and not more than $250.00 per day for each day of un-permitted rental or lease, in violation of this ordinance. Each day of un-permitted occupancy of each property shall constitute a separate offense subject to a separate fine.

G. The parish of St. Bernard may also pursue civil remedies in the District Court of the parish against any person who or entity which allows occupancy or use of any property in violation of this ordinance to enjoin any violation of this ordinance and seek a civil penalty of not less than $100 per day for each day of un-permitted rental or lease, in violation of this ordinance plus the administrative costs, court costs, and attorney fees for investigation and prosecution of the civil matter.

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

H. The provisions of this ordinance shall not apply to any single family residence that was a rental residence before its adoption and for which property the St. Bernard Parish Planning Department has issued a Letter of No Jurisdiction. The owner shall apply to the St. Bernard Parish Planning Department for said letter and provide evidence, similar in nature as that evidence enumerated in paragraph D, that the said property was in fact a single family rental property and actually being rented and occupied as such before the adoption of this ordinance and which evidence the Planning Department shall review and determine if a Letter of No Jurisdiction regarding the said property should be issued.

I. All applications for a Permissive Use Permit shall be advertised on the property in accordance with all procedures for notification of a re-zoning application.

J. The provisions of this ordinance shall not apply to any property that is owned by a not for profit corporation, providing that: the not for profit corporation was in existence and fully qualified as a United States Department of Internal Revenue approved not for profit on or before August 29, 2006; the owned property is zoned for single family residence use only, and the not for profit corporation's mission is to use its revenues and assets to improve the quality of life and standard of living for residents of St. Bernard Parish.

K. All appeals from any decision made under the provisions of this ordinance by the St. Bernard Parish Council shall be brought as a direct appeal to the District Courts of St. Bernard Parish.

L. This ordinance shall preserve the constitutional rights of all persons for home ownership.

SECTION 2. Effective Date. That this ordinance shall become effective immediately upon the date of the President's signature. 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 Section 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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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: None.

ABSENT FOR VOTE: Lauga.

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

And the motion was declared **adopted** on the 15th day of July, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 7/17/08 @ 11:00 Am
Date and Time

Approved 7/17/08 12:35 p Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 7/17/08 @ 12:40 pm
Date and Time

Received by Joann P Raggio

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#30

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #885-08-08

Summary No. 2142
Introduced by: Administration on 5/20/08
EFC recommended **APPROVAL** on 6/10/08
Public Hearing held on 8/5/08

AN ORDINANCE TO AMEND ARTICLE V SUBSTANCE ABUSE POLICY, SECTION 17-233(B) OF THE ST. BERNARD CODE OF ORDINANCES, TO REDUCE BLOOD ALCOHOL CONCENTRATION TO 0.04 PERCENT FOR CDL DRIVERS AND 0.08 PERCENT FOR ALL NON-CDL EMPLOYEES TO MAINTAIN CONSISTENCY WITH STATE LAWS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Article V, Substance Abuse Policy, Section 17-233 (b), Prohibitions of the St. Bernard Parish Code of Ordinances be amended and reenacted as follows:

Sec. 17-233 Prohibitions

(a) Prohibited items and substances. The possession, concealment, transportation, promotion, purchase and/or sale of the following items or substances, are strictly prohibited on all parish government premises:
- (1) Any and all illegal drugs and other illegal substances
- (2) Any non prescription drug, substance or other item, defined or listed as a "controlled substance" in 21 U.S.C. 812
- (3) "Synthetic drugs", "designer drugs" or "look-alike drugs"
- (4) Alcohol beverages, except when consumed at an approved event
- (5) Drug paraphernalia
- (6) Prescription drugs which are unauthorized (see Section 17-0233(d) below)

b) Alcohol. Employees are prohibited from working or appearing on parish government premises while on duty under the influence of alcohol. An employee will be considered as being under the influence of alcohol if his blood alcohol concentration is 0.04 percent (for CDL drivers) or 0.08 percent (for all non-CDL employees) or more by weight based on grams of alcohol per one hundred (100) cubic centimeters of blood or if other circumstances evidence him to be in such condition.

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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 2. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer.

NAYS: None.

ABSENT FOR VOTE: Everhardt

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15 pm
Date and Time

Approved 8/9/08 1:15 PM

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00 AM
Date and Time

Received by Jillian P. Ragan

St. Bernard Parish Council

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#31

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #886-08-08

Summary No. 2145
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 7/8/08
Public Hearing held on 8/5/08

An ordinance to approve **Docket 10-08**, petition of Elaine Romano Voss, wife of/and Harold Anthony Voss; dba VGE, LLC; represented by Richard Lewis CGI Holdings, LLC, being represented by Keith Collura for a zoning change from C-1 (Neighborhood Commercial) to C-2 (General Commercial) for the following described property: a plot of ground in the Parish of St. Bernard, State of Louisiana, which said parcel of ground originally formed part to the Plantation known as Lacoste Plantation, in S5, T13S, R12E and said plot R-1-A of ground situated in Section 5, Township 13 South, Range 12 East both of the Southeastern Land District of Louisiana being now designated as R-1-B and R-1-A in accordance with the re-subdivision of Plot R-1 approved by Resolution PC-R-19-04 recorded at COB 762, Folio 366. Municipal Addresses: 1004 E. Judge Perez Dr and 1010 E. Judge Perez Dr. Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change for Docket 10-08, Petition Of Elaine Romano Voss wife of/and Harold Anthony Voss; dba VGE, LLC; represented by Richard Lewis CGI Holdings, LLC, being represented by Keith Collura for a zoning change from C-1(Neighborhood Commercial) to C-2 (General Commercial) for the following described property:
A plot of ground situated in the Parish of St. Bernard, State of Louisiana which said parcel of ground originally formed part to the Plantation known as Lacoste Plantation, in S5, T13S, R12E of the Southeastern Land District of Louisiana being now designated as Plot R-1-B in accordance with a re-subdivision of Plot R-1 approved by resolution PC-R-19-04 recorded at COB 762, Folio 366. Lot R-1-B measures 25.11 feet front on Jewel Place on its eastern sideline, continuing with a 249.98 feet front on its eastern sideline that is the common boundary with Plot R-1-A, with a width in the rear of 250.00 feet and a depth on the northern sideline of 91.87 feet and a depth on the southern sideline of 92.17. Municipal Address: 1004 E. Judge Perez Dr., Chalmette, LA.

Said plot (R-1-A) of ground situated in the Parish of St. Bernard, State of Louisiana, which said parcel of ground originally formed part of the Plantation known as Lacoste Plantation, in Section 5, Township 13 South, range 12 East of the Southeastern Land District of Louisiana being now designated as Plot R-1-A in accordance with a re-subdivision of Plot R-1 approved by Resolution PC-R-10-04 recorded at COB 762, Folio 366.

Plot R-1-A measures 116.52 feet front on Goodchildren St (now E. Judge Perez Dr.) by a depth of 474.90 feet on its upper line adjacent to the Leo Dauterive property and a depth of 480 feet on its lower

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Councilman
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Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

line adjacent to Section "A", Veronica Park and having a rear width of 122.85 feet along the line of Jewel Place. Municipal Address: 1010 E. Judge Perez Dr., Chalmette, LA.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Auderer.

NAYS: None.

ABSENT FOR VOTE: Everhardt.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15pm
Date and Time

Approved 8/9/08 1 16 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00am
Date and Time

Received by Joann P. Lauga

St. Bernard Parish Council

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#32

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #887-08-08

Summary No. 2160
Introduced by: Administration on 6/3/08
Public Hearing held on 8/5/08

An ordinance to accept the donation of properties at 2000 E. Judge Perez Dr., 2513 Lena Dr., 2512 Ventura Dr., 2516 Ventura Dr., and 2508 Ventura Dr. made by Murphy Oil USA, Inc. to the St. Bernard Parish Government for the use of constructing a Fire Station and Training Facility.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Government accepts the donation of properties at 2000 E. Judge Perez Dr., 2513 Lena Dr., 2512 Ventura Dr., 2516 Ventura Dr., and 2508 Ventura Dr. made by Murphy Oil USA, Inc. to the St. Bernard Parish Government for the use of constructing a Fire Station and Training Facility.

Two certain lots of ground, in the Parish of St. Bernard, comprising a part of Sandra Park Subdivision, being a resubdivision of Lot 10, Corinne and Myrtle Grove Plantation, T 12 S, R 12 and 13 E, Southeastern Land District of Louisiana, East of the Mississippi River, as per survey dated July 16, 1963, certified correct by J.J. Krebs & Sons, C.E., approved by St. Bernard Parish Police Jury in COB 88, Folio 177, and according to said survey the said lots are referred to as Lots 72 and 74, and the said lots are bounded by Claiborne Ave, Lena Dr., Goodchildren St (now known as Judge Perez Dr.) and the eastern boundary of the subdivision and are described as follows:

Lot 74 forms the corner of Lena and Goodchildren (now know as Judge Perez Dr.) and measures thence 78.19 feet front on Lena by a depth on the side nearest Goodchildren St. (now known as Judge Perez Dr.) of 79-85 feet and a depth along the side nearest Claiborne Ave. of 71-44 feet with a width in the rear of 108.87.

Lot 72 begins 78-19 feet from the corner of Lena and Goodchildren St. (known as Judge Perez Dr.) and measures thence 70 feet front on Lena Dr., same width in the rear, by a depth of 71.44 feet between equal and parallel lines. Lots 72 and 74 bear the Municipal Address: 2000 E. Judge Perez Dr., Chalmette, LA 70043.

One certain lot of ground, in the Parish of St. Bernard, in part thereof known as Sandra Park, being a resubdivision of Lot 10, Corinne and Mrytle Grove Plantation, bounded by Lena and Judge Perez Dr. (late Goodchildren St.), Ventura Park Eastern line of Sandra Park Subdivision, and Claiborne Ave., said lot is designated as Lot 70 on the survey made by Gilbert, Kelly & Couturie, Inc., dated September 18, 1974, copy of which is annexed to an act passed before Manuel I. Fisher, Notary Public, dated October

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

1, 1974, and according thereto, said lot commences at a distance of 143.19 feet from the corner of Lena and Judge Perez Dr., measures thence 70 feet front on Lena Dr., same width in the rear, by a depth of 71.44 feet between equal and parallel lines. And according to survey made by Gilbert, Kelly & Couturie, Inc. dated September 18, 1974, redated August 9, 1979, said lot has the same designation, location and dimensions as mentioned above. Lot 70 bears the Municipal Address: 2513 Lena Dr., Chalmette, LA 70043.

One certain lot of ground, in the Parish of St. Bernard, in part thereof known as Ventura Park Subdivision, which portion of ground, according to plan of survey by Poche & Associates, Engineers, dated July 2, 1962, is more particularly designated and described as follows:

Lot 69 bounded by Ventura Dr., Goodchildren St., West Boundary Line of Subdivision (side), and Claiborne Ave. (side), commences at a distance of 178.87 feet from the corner of Ventura Dr., and Goodchildren St., measures thence 70 feet front on Ventura Dr., same in width in the rear, by a depth of 71.45 feet between equal and parallel lines. All in accordance with the survey of J.L. Fontcuberta, dated July 15, 1974. Lot 69 bears the Municipal Address: 2512 Ventura Dr., Chalmette, LA 70043.

One certain lot of ground, in the Parish of St. Bernard, in Ventura Park, bounded by Ventura Dr., Ohio St. (Claiborne), Western Boundary of Subdivision and Judge Perez Dr. (Goodchildren St.), designated as Lot 70 on a survey made by Eugene Estopinal and Associates, dated November 28, 1975, revised June 11, 1976, a copy of which is annexed to the vendor's act of purchase, said lot commences 108.87 feet from the corner of Ventura Dr. and Judge Perez Dr., measures thence 70 feet front on Ventura Dr., the same width in the rear, by a depth of 71.45 feet between equal and parallel lines. Lot 70 bears the Municipal Address: 2516 Ventura Dr., Chalmette, LA 70043.

One certain lot of ground, in the Parish of St. Bernard, in part thereof known as Ventura Park Subdivision, which portion of ground, according to plan of survey by Poche & Associates, Engineers, date July 2, 1962, is designated as Lot 67 in a square bounded by Claiborne Ave, Ventura Dr, and Goodchildren St, and West boundary line of this subdivision.

Lot 67 commences 248.87 feet from the intersection of Goodchildren St. and Ventura Dr. and measures 70 feet front on Ventura Dr., same in width in the rear, by a depth of 71.45 feet between equal and parallel lines. Lot 67 bears the Municipal Address: 2508 Ventura Dr., Chalmette, LA 70043.

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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
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District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None.

RECUSED: Henderson

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15pm
Date and Time

Approved 8/9/08 1 17 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00am
Date and Time

Received by Joann P. Ragan

St. Bernard Parish Council

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#33

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #888-08-08

Summary No. 2173
Introduced by: Councilman Cavignac on 6/17/08
EFC recommended **APPROVAL** on 7/9/08
Public Hearing held on 8/5/08

An ordinance to amend **Ordinance SBPC #713-03-07** establishing additional permitting requirements for Modular Homes in addition to the International Building Codes.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

Definitions:

1) Frame On—any off-site fabricated Modular Home with steel framing or I-beams remaining underneath the structure on final installation, and which the foundation is approved for the bearing weight of the structure to be placed on said steel frame or I-beams.
2) Modular Home—as defined in Ordinance SBPC #703-01-07
3) Mobile Home—as defined in Ordinance SBPC #703-01-07

SECTION 1. That permitting procedures for Modular Homes are hereby establish to coincide with International Building Codes.

SECTION 2: That any Modular Home model known as a "Frame On" Modular Home shall only be approved for permitting in areas in which Mobile Homes are allowed in accordance with St. Bernard Parish Zoning and land use regulations.

SECTION 3: That a final electrical meter release shall only be granted after St. Bernard Parish personnel inspect and approve the electrical connection of the main power supply box located inside the Modular Home, in addition to any other electrical inspections already required by St. Bernard Parish Ordinances.

SECTION 4: That no final passage and release of any permit shall be granted unless all loose vegetative and other debris are completely cleared from the footprint of the installed Modular Home.

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 5. 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 6. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15pm
Date and Time

Approved 8/4/08 1 18 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00am
Date and Time

Received by Joann P. Rader

St. Bernard Parish Council

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#35

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #889-08-08

Summary No. 2175
Introduced by: Administration on 6/17/08

An ordinance authorizing the Parish President to enter into a donation agreement of two mobile home offices, currently utilized by Representative Henderson (District 103) and Representative Hutter (District 104), to the St. Bernard Port.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve and authorize the Parish President to execute a donation agreement by and between the St. Bernard Parish Government and the St. Bernard Port.

SECTION II. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Cavignac, Henderson, Ginart, Auderer, Everhardt.

NAYS: Lauga.

ABSENT: None.

The Council Chair, Ms. Boudreaux, cast her vote as **NAY**.

And the motion was declared **adopted** on the 5th day of August, 2008.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President

8/6/08 @ 3:15 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council

8/19/08 @ 3:30 pm
Date and Time

Received by Joann P. Rogers

521 681

St. Bernard Parish Council

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#36

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #890-08-08

Summary No. 2179
Introduced by: Council on 7/1/08
Public Hearing held on 8/5/08

AN ORDINANCE PROVIDING FOR MILLAGE RATE ADJUSTMENTS, AS ALLOWED BY ARTICLE VII, SECTION 23 (B) AND (C) OF THE LOUISIANA CONSTITUTION OF 1974 AND LA. RS. 47:1705 (B), LEVYING AND IMPOSING TAXES AND ASSESSMENTS FOR 2008 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1, AND FIRE PROTECTION DISTRICT NO. 2 OF SAID PARISH.

WHEREAS, it is necessary for the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of said Parish and the hereinafter described districts, to levy all the maintenance and operating taxes for the year 2008; and

WHEREAS, it is also necessary for the said Parish Council, acting as the governing authority of said Parish, to levy taxes for the year 2008 for the payment of general obligation bonds thereof;

NOW, THEREFORE, BE IT ORDAINED by the St. Bernard Parish Council, acting as the governing authority of the following political subdivisions,

1. Parish of St. Bernard, State of Louisiana
2. Road Lighting District No. 1 of the Parish of St. Bernard, State of Louisiana
3. Road District No. 1 of the Parish of St. Bernard, State of Louisiana
4. Garbage District No. 1 of the Parish of St. Bernard, State of Louisiana
5. Fire Protection District No. 1 of the Parish of St. Bernard, State of Louisiana; and
6. Fire Protection District No. 2 of the Parish of St. Bernard, State of Louisiana

that:

SECTION 1. Parish Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in said Parish for the year 2008, for the respective purposes described below:

Adjusted 2008 Millage Rate	Election Date	Years Authorized	Purpose
2.66	N/A	N/A	Parish Constitutional Tax

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

1.19	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public libraries in the Parish.
2.40	Nov. 7, 2006	2010-2019	Constructing, maintaining, improving and operating public libraries in the Parish and purchasing books and other library materials.
2.10	Nov. 7, 2006	2007-2016	Acquiring or improving lands, buildings and equipment for recreation purposes, title to which shall be in the public, and maintaining and operating such recreation facilities in the Parish.
0.60	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public health units in the Parish.
0.91	Nov. 7, 2006	2007-2016	Providing funding for Senior Citizens programs, activities and services operated by the St. Bernard Parish Council on Aging.

SECTION 2. Parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in said Parish for the year 2008, for the respective parishwide districts and purposes described below:

Adjusted 2008 Millage Rate	Election Date	Years Authorized	Parishwide District and Purpose
2.95	Nov. 7, 2006	2007-2016	Garbage District No. 1 - providing and maintaining garbage collection and disposal services in Garbage District No. 1.
2.95	Nov. 7, 2006	2007-2016	Road District No. 1 - constructing, improving and maintaining public roads and highways in Road District No. 1
1.18	Nov. 7, 2006	2007-2016	Road Lighting District No. 1 - providing and maintaining electric lights on the streets, roads, highways, alleys and public places in Road Lighting District No. 1.

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Polly Boudreaux
Council at Large

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 3. Non-parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in the respective non-parishwide districts described below for the year 2008, for the respective districts and purposes described below:

Adjusted 2008 Millage Rate	Election Date	Years Authorized	Non-parishwide District and Purpose
2.64	Nov. 7, 2006	2007-2016	Fire Protection District No. 1 - maintaining and operating said Fire Protection District's fire protection facilities and paying the cost of obtaining water for fire protection purposes, including charges for fire hydrant rentals and services in Fire Protection District No. 1
4.44	Nov. 7, 2006	2009-2018	Fire Protection District No. 1 - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 1.
8.18	Nov. 7, 2006	2009-2018	Fire Protection District No. 2 - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 2.

SECTION 4. Taxes for Payment of General Obligation Bonds. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in the Parish and in the district described below for the year 2008, for the payment of principal and interest on the respective issues of general obligation bonds described below:

2008 Millage Rate	Name of Issuer and Bond Issue(s)
1.50	Parish of St. Bernard - General Obligation Refunding Bonds, Series 2005

SECTION 5. Collection of Taxes. The proper administrative officials of the Parish of St. Bernard, State of Louisiana, are hereby empowered, authorized and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2008, and to make the collection of the taxes imposed for and on behalf of said Parish and said respective districts, according to law, and the taxes herein levied shall become a permanent lien and privilege on all the property subject

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Councilman
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George Cavignac
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District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

Specifically, the Assessor of the Parish of St. Bernard shall extend said taxes and assessment on said assessment roll as required by law, and the Sheriff and *ex officio* tax collector of the Parish of St. Bernard shall collect said taxes.

Certified copies of this ordinance shall be forwarded to the St. Bernard Parish Assessor and to the St. Bernard Parish Sheriff and *ex officio* tax collector as complete authority to levy and collect the taxes herein provided.

SECTION 6. Publication. This ordinance shall be published one time in the official journal of this Parish Council in the manner provided by law.

SECTION 7. Effective Date. This ordinance shall become effective immediately.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15pm
Date and Time

Approved 8/9/08 1:18 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00am
Date and Time

Received by Deanna P. Rogers

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#37

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #891-08-08

Summary No. 2180
Introduced by: Council on 7/1/08
Public Hearing held on 8/5/08

AN ORDINANCE PROVIDING FOR MILLAGE RATE ADJUSTMENTS, AS ALLOWED BY ARTICLE VII, SECTION 23 (B) AND (C) OF THE LOUISIANA CONSTITUTION OF 1974 AND LA. RS. 47:1705 (B), LEVYING AND IMPOSING TAXES AND ASSESSMENTS FOR 2008 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1, AND FIRE PROTECTION DISTRICT NO. 2, OF SAID PARISH.

WHEREAS, it is necessary for the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of said Parish and the hereinafter described districts, to levy all the maintenance and operating taxes for the year 2008; and

WHEREAS, as a result of the quadrennial reappraisal and valuation of the property subject to taxation within the Parish of St. Bernard, State of Louisiana (the "Parish"), the millages levied by the Parish and the various taxing districts have been adjusted downwards from the 2007 levy in proportion to the increase in the taxable assessed valuation of the Parish and the respective Districts; and

WHEREAS, pursuant to Article VII, Section 23(C) of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), it is the desire of this Parish Council to adjust the taxes levied by the Parish and the respective Districts for the year 2008 back to the prior year's maximum authorized millage rate; and

WHEREAS, a public hearing has been held by this Parish Council on the subject of the proposed millage adjustment in accordance with La. R.S. 47:1705(B); and

WHEREAS, it is also necessary for the said Parish Council, acting as the governing authority of said Parish, to levy taxes for the year 2008 for the payment of general obligation bonds thereof;

NOW, THEREFORE, BE IT ORDAINED by the St. Bernard Parish Council, acting as the governing authority of the following political subdivisions,

1. Parish of St. Bernard, State of Louisiana
2. Road Lighting District No. 1 of the Parish of St. Bernard, State of Louisiana
3. Road District No. 1 of the Parish of St. Bernard, State of Louisiana
4. Garbage District No. 1 of the Parish of St. Bernard, State of Louisiana

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

5. Fire Protection District No. 1 of the Parish of St. Bernard, State of Louisiana; and
6. Fire Protection District No. 2 of the Parish of St. Bernard, State of Louisiana

that:

SECTION 1. Parish Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the Parish of St. Bernard, State of Louisiana (the "Parish"), for the year 2008, for the respective purposes described below:

Adjusted Rate Per Reassessment (Millage Rate)	2008 Levy (Millage Rate)	Election Date	Years Authorized	Purpose
2.66	2.78	N/A	N/A	Parish constitutional tax
1.19	1.24	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public libraries in the Parish.
2.40	2.50	Nov. 7, 2006	2010-2019	Constructing, maintaining, improving and materials.
2.10	2.19	Nov. 7, 2006	2007-2016	Acquiring or improving lands, buildings and equipment for recreation purposes, title to which shall be in the public, and maintaining and operating such recreation facilities in the parish.
0.60	0.63	Nov. 7, 2006	2007-2016	Constructing, maintaining, improving and operating public health units in the Parish.
0.91	0.95	Nov. 7, 2006	2007-2016	Providing funding for Senior Citizens programs, activities and services operated St. Bernard Parish Council on Aging.

SECTION 2. Parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S.

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the respective districts listed below (the "District"), for the year 2008, for the respective purposes described below:

Adjusted Rate Per Reassessment (Millage Rate)	2008 Levy (Millage Rate)	Election Date	Years Authorized	Parishwide District and Purpose
2.95	3.08	Nov. 7, 2006	2007-2016	Garbage District No. 1 -providing and maintaining garbage collection and disposal services in Garbage District No. 1
2.95	3.08	Nov. 7, 2006	2007-2016	Road District No. 1 – constructing, improving and maintaining public roads and highways in Road District No. 1
1.18	1.23	Nov. 7, 2006	2007-2016	Road Lighting District No. 1 providing and maintaining electric lights on the streets, roads, highways, alleys and public places in Road Lighting District No. 1.

SECTION 3. Non-parishwide District Taxes. Under the authority of the Constitution and Laws of the State of Louisiana, particularly Article VII, Section 23(B), of the Louisiana Constitution of 1974 and La. R.S. 47:1705(B), and pursuant to the authority of special elections held on the dates shown below, the following special taxes are hereby levied, assessed and imposed on all the property in the respective districts listed below (the "District"), for the year 2008, for the respective purposes described below:

Adjusted Rate Per Reassessment (Millage Rate)	2008 Levy (Millage Rate)	Election Date	Years Authorized	Non-parishwide District and Purpose
2.64	2.77	Nov. 7, 2006	2007-2016	Fire Protection District No. 1 – Protection District's fire protection facilities and paying the cost of obtaining water for

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

					fire protection purposes, including charges for fire hydrant rentals and services in Fire Protection District No. 1
4.44	4.66	Nov. 7, 2006	2009-2018	Fire Protection District No. 1 -acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No.1.
8.18	8.35	Nov. 7, 2006	2009-2018	Fire Protection District No. 2 - acquiring, constructing, maintaining, improving and operating fire protection facilities and purchasing fire trucks and other fire fighting equipment in Fire District No. 2.

SECTION 4. Taxes for Payment of General Obligation Bonds. Under the authority of the Constitution and Laws of the State of Louisiana, the following special taxes are hereby levied, assessed and imposed on all the property in the Parish and in the district described below for the year 2008, for the payment of principal and interest on the respective issues of general obligation bonds described below:

2008 Millage Rate	Name of Issuer and Bond Issue(s)
1.50	Parish of St. Bernard - General Obligation Refunding Bonds, Series 2005.

SECTION 5. Collection of Taxes. The proper administrative officials of the Parish of St. Bernard, State of Louisiana, are hereby empowered, authorized and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2008, and to make the collection of the taxes imposed for and on behalf of said Parish and said respective districts, according to law, and the taxes herein levied shall become a permanent lien and privilege on all the property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

Specifically, the Assessor of the Parish of St. Bernard shall extend said taxes and assessment on said assessment roll as required by law, and the Sheriff and *ex officio* tax collector of the Parish of St. Bernard shall collect said taxes.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Certified copies of this ordinance shall be forwarded to the St. Bernard Parish Assessor and to the St. Bernard Parish Sheriff and *ex officio* tax collector as complete authority to levy and collect the taxes herein provided.

SECTION 6. Publication. This ordinance shall be published one time in the official journal of this Parish Council in the manner provided by law.

SECTION 7. Effective Date. This ordinance shall become effective immediately.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15 pm
Date and Time

Approved 8/9/08 1:20 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00 AM
Date and Time

Received by Roxanne P. Reyes

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#38

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #892-08-08

Summary No. 2194
Introduced by: Administration on 7/15/08
EFC recommended **APPROVAL** on 7/28/08
Public Hearing held on 8/5/08

An ordinance to amend Chapter 11, Health and Sanitation, Article I, Section 11-7 and Article II, Section 11-30, adjusting the garbage collection service fee to $20 per month.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve the following changes to Chapter 11, Article I, Section 11-7 and Article II, Section 11-30:

There is hereby levied, for the purpose of financing the collection and disposal of residential garbage and trash, a service charge upon all residential units and commercial units in St. Bernard Parish, as permitted in Louisiana Revised Statues 33:4169.1 (A) and (B). The charge shall be at a rate of twenty dollars ($20) per housing unit and commercial unit per month of service. The user fee shall become effective September 1, 2008 and shall be billed beginning with the October, 2008 billing cycle of the St. Bernard Parish Water & Sewer Department. Such billing shall continue on a monthly basis until December 31, 2009.

Payment of said user fee shall be paid to St. Bernard Parish in a time frame consistent with the payment deadline of the water and sewer bill.

Failure to pay the garbage collection/disposal user fee may result in a disruption in water/sewer service for said residential or commercial unit. Alternatively failure to pay the garbage collection/disposal user fee may result in notice being made to the contractor providing such service for St. Bernard Parish Government. Said contractor shall be empowered to pursue all appropriate and legal actions related to collecting such debt from the residential/commercial user of said service.

St. Bernard Parish Council

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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION II. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Henderson, Ginart, Everhardt, Auderer.

NAYS: Cavignac.

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15 pm
Date and Time

Approved 8/9/08 1:22 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00Am
Date and Time

Received by Roxanne P Raiga

St. Bernard Parish Council

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#39

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
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Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #893-08-08

Summary No. 2195
Introduced by: Administration on 7/15/08
EFC recommended APPROVAL on 7/28/08
Public Hearing held on 8/5/08

An ordinance to amend Chapter 11, Health and Sanitation, Article I, creating Section 11-8 and Article V, Section 11-100 through 11-105. This ordinance will establish a mosquito control service fee of $1 per month.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve the following amendments to Chapter 11, creating Article I, Section 11-8 and Article V, Section 11-100 through 11-105:

Article I. In General

Section 11-8

There is hereby levied, for the purpose of financing mosquito control, a service charge upon all residential units and commercial units in St. Bernard Parish, as permitted in the St. Bernard Parish Home Rule Charter Section 2-11.A.3. The charge shall be at a rate of $1 per housing unit and commercial unit per month of service. The user fee shall become effective September 1, 2008 and shall be billed beginning with the October, 2008 billing cycle of the St. Bernard Parish Water & Sewer Department. Such billing shall continue on a monthly basis until such fee is amended by the St. Bernard Parish Council or said fee exceeds the costs incurred by St. Bernard Parish Government for providing mosquito control.

Article V. Mosquito Control

Section 11-100

Mosquito control is any activity ordered by the St. Bernard Parish President to effectuate the control of breeding, harboring, or infestation of mosquitoes.

Section 11-101

St. Bernard Parish Government shall provide mosquito control services consistent with maintaining the health and safety for residents of St. Bernard Parish.

St. Bernard Parish Council

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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Section 11-102

St. Bernard Parish Government shall utilize governmental employees and/or private professional service contractors to provide mosquito control in St. Bernard Parish.

Section 11-103

There is hereby levied, for the purpose of financing mosquito control, a service charge upon all residential units and commercial units in St. Bernard Parish, as permitted in the St. Bernard Parish Home Rule Charter Section 2-11.A.3. The charge shall be at a rate of $1 per housing unit and commercial unit per month of service. The user fee shall become effective September 1, 2008 and shall be billed beginning with the December, 2008 billing cycle of the St. Bernard Parish Water & Sewer Department. Such billing shall continue on a monthly basis until such fee is amended by the St. Bernard Parish Council or said fee exceeds the costs incurred by St. Bernard Parish Government for providing mosquito control.

Section 11-104

Payment of said user fee shall be paid to St. Bernard Parish in a time frame consistent with the payment deadline of the water and sewer bill.

Section 11-105

Failure to pay the mosquito control fee may result in a disruption in water/sewer service for said residential or commercial unit.

SECTION II. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

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District A

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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15 pm
Date and Time

Approved 8/9/08 1:24 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00 Am
Date and Time

Received by Joann P. Rager

522 627

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#29

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
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Fred E. Everhardt, Jr.
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District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #894-08-08

Summary No. 2136
Introduced by: Administration on 4/1/08
EFC recommended **APPROVAL** on 7/9/08
Public Hearing held on 8/5/08

AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the 2008 Annual Operating and Capital Budget is hereby amended to coincide with financial figures presented at the August 5, 2008 Council meeting and providing that no expenditures shall exceed figures presented at that time without council approval. (Budget Summary Attached.)

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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#29

Polly Boudreaux
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Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 5, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC #894-08-08

Summary No. 2136
Introduced by: Administration on 4/1/08
EFC recommended **APPROVAL** on 7/9/08
Public Hearing held on 8/5/08

AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the 2008 Annual Operating and Capital Budget is hereby amended to coincide with financial figures presented at the August 5, 2008 Council meeting and providing that no expenditures shall exceed figures presented at that time without council approval.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Polly Boudreaux
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT: None.

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

And the motion was declared **adopted** on the 5th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/6/08 @ 3:15pm
Date and Time

Approved 8/9/08 1:29 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/11/08 @ 9:00am
Date and Time

Received by Joann P. Ragan

ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
FOR AMENDED 2008 ANNUAL BUDGET

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS SALES TAX	<TO>FROM OTHER	EXCESS REV. OVER<UNDER> AFTER TRANS	FUND BALANCE JAN. 1, 2008	FUND BALANCE DEC. 31, 2008
GENERAL FUNDS								
001 GENERAL FUND	3,103,981	7,267,442	(4,163,461)	1,817,731	1,629,988	(715,742)	2,670,007	1,954,265
50 SALES TAX	15,606,905	1,098,102	14,508,803	(14,122,321)	-	386,482	369,547	756,029
49 PERS HOLDING	-	-	-	-	-	-	-	-
Total General Fund	18,710,886	8,365,544	10,345,342	(12,304,590)	1,629,988	(329,260)	3,039,555	2,710,295
SPECIAL REVENUES								
52 CIVIC AUDITORIUM	-	54,726	(54,726)	53,226		(1,500)	1,500	(0)
53 CRIMINAL COURT 34TH	118,000	39,350	78,650		(149,477)	(70,827)	70,827	-
54 FIRE DEPT	1,657,099	5,273,158	(3,616,059)		3,616,059	-	791,358	791,358
56 JUDICIAL COURT REP	36,300	324,347	(288,047)	227,644		(60,403)	60,403	-
59 COUNCIL ON AGING	176,903	169,557	7,346			7,346	163,903	171,249
60 COMMUNITY DEV	1,041,455	1,525,598	(484,143)	366,071		(118,072)	118,072	0
61 RECREATION	461,322	1,081,041	(619,719)	703,309		83,590	(83,590)	0
62 ROAD	3,256,004	3,929,157	(673,153)	541,357		(131,796)	804,949	673,153
63 ROAD LIGHTING	241,077	509,900	(268,823)	268,823		-	0	0
64 SANITATION DEPT	649,266	7,537,605	(6,888,339)	3,644,519	3,313,215	69,395	(69,395)	(0)
67 WIA	857,849	857,849	-			-	3,745	3,745
70 DISTRICT ATTORNEY	-	614,279	(614,279)	469,339		(144,940)	144,940	-
71 HEALTH	108,822	92,822	16,000			16,000	480,443	496,442
73 COMMUNICATIONS (911)	372,103	346,745	25,358			25,358	743,251	768,609
74 HOUSING VOUCHER	1,401,839	1,401,839	-			-	-	-
75 CONT CR CT FUND A	-	42,040	(42,040)	39,204		(2,836)	2,836	(0)
77 DEPT HUMAN RESOURCES	-	-	-			-	86,264	86,264
79 U.M.T.A.	1,618,930	1,564,571	54,359			54,359	348,926	403,285
85 ENVIRONMENTAL MIT	300	-	300			300	8,146	8,446
86 DEPUTY WITNESS FEES	25,000	33,051	(8,051)			(8,051)	8,051	-
91 WEATHERIZATION	-	-	-			-	-	-
92 LIHEAP COMM.	-	-	-			-	9,400	9,400
93 DAYCARE	-	-	-			-	34,217	34,217
94 FEMA - STATE	-	-	-			-	394	394
Total Special Revenue	12,022,268	25,397,635	(13,375,368)	6,313,492	6,779,797	(282,079)	3,728,639	3,446,561
Other Special Revenue								
Library		-	-	-	-	-	5,100,589	5,100,589
TOTAL OPERATING ACCOUNTS	30,733,154	33,763,179	(3,030,026)	(5,991,098)	8,409,785	(611,339)	11,868,783	11,257,444

8/4/08

ST. BERNARD PARISH GOVERNMENT
STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCE
FOR AMENDED 2008 ANNUAL BUDGET

DEPARTMENT	REVENUES	EXPENSES	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS SALES TAX	<TO>FROM OTHER	EXCESS REV. OVER<UNDER> AFTER TRANS	FUND BALANCE JAN. 1, 2008	FUND BALANCE DEC. 31, 2008
CAPITAL PROJECTS								
143 COURT HOUSE CAPITAL	-	-	-		149,477	149,477	577,699	727,176
151 1990 G.O. BOND CONSTRUCTION	-	-	-			-	174	174
157 CAPITAL PROJECTS	-					-	743,777	743,777
162 ROAD RECONSTRUCTION	-	-	-			-	770,893	770,893
163 REBUILD ST. BERNARD	-	-	-			-	1,000,000	1,000,000
164 HURRICANE RECONSTRUCT FUND	-	-	-			-	3,426,760	3,426,760
	-	-	-			-	-	-
	-	-	-			-	-	-
Total Capital Projects	-	-	-	-	149,477	149,477	6,519,303	6,668,780
DEBT SERVICE FUNDS								
200 BOND RESERVE 1977	-	1	(1)	-	-	(1)	1	-
201 BOND RESERVE 1973-80	-	-	-		-	-	767	767
209 VERSAILLES PAVING LEINS	-	-	-		-	-	23,112	23,112
211 2003 SALES TAX BONDS	-	423,405	(423,405)	423,405	-	-	-	-
252 S/F 1990 GO BONDS	-	482,882	(482,882)	332,410	-	(150,472)	1,453,454	1,302,982
290 COMMUNITY DISASTER LOAN FD	8,559,262	-	8,559,262		(8,559,262)	-	-	-
2008 Sales Tax Refunding (1990)		211,590	(211,590)	211,590		-	-	-
Total Debt Service	8,559,262	1,117,878	7,441,384	967,405	(8,559,262)	(150,473)	1,477,334	1,326,861
INTERNAL SERVICE FUND								
350 INSURANCE	115,000	1,888,693	(1,773,693)	1,773,693	-	-	-	-
WATER & SEWER DIVISION								
400 Water & Sewer Operations	4,755,605	4,401,418	354,187	-	-	354,187	-	354,187
429 W&S Sales Tax				3,250,000				
TOTAL ALL FUNDS	44,163,021	41,171,168	2,991,852	-	-	(612,335)	19,865,420	19,607,272

8/9/08

St. Bernard Parish Council

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#30

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
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Kenneth "Kenny" Henderson
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Fred E. Everhardt, Jr.
Councilman
District E

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 19, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC #895-08-08

Summary No. 2108
Introduced by: Administration on 3/18/08
Planning Commission recommended **APPROVAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 11-08**, petition of Kathleen Inez Murphy, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 213 Seal Dr., Lot 1173, Square 45, Carolyn Park Subdivision, Extension No. 3, Arabi, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 11-08, petition of Kathleen Inez Murphy, be granted for the following described property:

213 Seal Dr., Lot 1173, Square 45, Carolyn Park Subdivision, Extension No. 3, Arabi, LA
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Ginart, Everhardt.

NAYS: Auderer.

St. Bernard Parish Council

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Council at Large

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George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT: Henderson.

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

And the motion was declared **adopted** on the 19th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/22/08 @ 9:00pm
Date and Time

Approved 8/23/08 3:20 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/25/08 @ 3:00pm
Date and Time

Received by Jillian P Ragas

St. Bernard Parish Council

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

#31

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 19, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC #896-08-08

Summary No. 2146
Introduced by: Administration on 5/20/08
Planning Commission recommended **APPROVAL** on 6/24/08
Public Hearing held on 7/15/08

An ordinance to approve **Docket 11-08**, petition of Brennan, Mistrot and Trist Partnership, represented by Mr. Frank A. Haines, for a zoning change from C-1 (Neighborhood Commercial) to C-3 Conditional-use (Highway Commercial) for the following described property: a certain portion of ground in Lloyd's Town Subdivision, Square F, Lot C, St. Bernard, State of Louisiana, on a survey by Thomas P. Reed, dated January 21, 1963 by a re-subdivision approved by Resolution by the Police Jury of St. Bernard Parish, State of Louisiana on April 2, 1963. Municipal address: 701 W. Judge Perez Dr., Chalmette, LA., and conditioned by the site plan and usages attached as exhibit "A"

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change be granted for Docket 11-08, Petition Of Brennan, Mistrot and Trist partnership, represented by Mr. Frank A. Haines for a zoning change from C-1Neighborhood Commercial) to C-3 Conditional-use (Highway Commercial) for a certain portion of ground situated in Lloyd's Town Subdivision, Square F, Lot C, St. Bernard, State of Louisiana, on survey by Thomas P. Reed, dated January 21, 1963 by a re-subdivision approved by Resolution by the Police Jury of St. Bernard parish, State of Louisiana on April 2, 1963. Municipal Address: 701 W. Judge Perez Dr., Chalmette, LA., and shall be additionally conditioned by the site plan and usages attached as exhibit "A"

EXHIBIT "A"
THE FOLLOWING CONDITIONS SHALL APPLY TO THIS C-3 ISSUANCE:

- THE ESTABLISHMENT SHALL CONTAIN A MINIMUM OF AND NO MORE THAN A FULL SERVICE RESTAURANT, A SPORTS BAR, AND A BILLIARD SUPPLY STORE AS PRESENTED ON THE ATTACHED GRAPHIC

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Polly Boudreaux
Council at Large

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Ray Lauga, Jr.
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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

- THE RESTAURANT SHALL BE FOR ALL AGED PATRONS
- THE FACILITY SHALL BE CLEAN AND WELL LIT WITH NO LOITERING ALLOWED ON THE EXTERIOR OF THE PREMISES. ANY TRASH ON THE ESTABLISHMENT'S EXTERIOR PARKING LOT OR DIRECTLY OVER ITS FENCES AND IMMINATING FROM ITS OPERATIONS SHALL BE CLEANED DAILY.
- A DRESS CODE SHALL BE ENFORCED BY THE MANAGEMENT.
- THE EAST SIDE AND REAR OF THE ESTABLISHMENT'S LOT PERIMETER SHALL BE CLOSED WITH A MINIMUM SEVEN (7) FOOT HIGH OPAQUE FENCE CONSTRUCTED OF VINYL OR WOOD MATERIAL, AND SHALL INCLUDE PROVISIONS TO PREVENT ACCESS TO THE REAR LOT PERIMETER BY NON-EMPLOYEES.
- THE BUILDING WILL ONLY BE ALLOWED TO HAVE ONE (1) MUNICIPAL ADDRESS OF 701 W JUDGE PEREZ DR, CHALMETTE, LOUISIANA. NO SEPARATION OF THE BUILDING BY SUITES OR ANY OTHER DESIGNATION SHALL BE ALLOWED EXCEPT FOR SUITE 701-A FOR THE RESTAURANT.
- IF APPLIED FOR, THE BUILDING WILL ONLY BE ISSUED ONE (1) LIQUOR LICENSE FOR THE MUNICIPAL ADDRESS OF 701 W. JUDGE PEREZ DR. AND 701-A W. JUDGE PEREZ DR.
- THE INTERIOR WALL OF THE BUILDING SHALL BE DESIGNED WITH MATERIAL INSURING A MINIMUM SOUND TRANSFERENCE RATING (STR) OF 63.
- DEPUTIES SHALL BE EMPLOYED THURSDAY THROUGH SATURDAY, FROM 7PM UNTIL CLOSING TO INSURE THE ORDERLY CONDUCT OF BUSINESS.
- THIS CONDITIONED USE ZONING IS GRANTED ONLY FOR THE BUILDING AND THE AFOREMENTIONED OPERATIONS CONTAINED THEREIN TO BE MANAGED BY FRANK AND PATTY HAINES OWNERS OF LACY'S CUE, LLC, AND ITS CORPORATE SUBSIDIARIES OPERATING UNDER THIS MUNICIPAL ADDRESS' CONDITIONAL USE. THE CONDITIONED USE ZONING SHALL NOT BE TRANSFERRED TO ANY OTHER FUTURE OPERATIONS WITHIN THE BUILDING, AND UPON THE SELLING, CLOSING, OR NON-CONTINUANCE OF ANY PORTION OF THE AFOREMENTIONED OPERATIONS FOR A PERIOD OF MORE THAN THIRTY (30) CONSECUTIVE DAYS, THE PROPERTY SHALL REVERT BACK TO ITS ORIGINAL ZONING.

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District D

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Councilman
District E

- A PERMIT SHALL ONLY BE ISSUED BY ST. BERNARD PARISH TO COVER THE ATTACHED DESIGN OF THE INTERIOR OF THE BUILDING, BARRING ANY MINOR ARCHITECTURAL ADJUSTMENTS FOR FUNCTIONALITY AND CODE COMPLIANCE. ANY MAJOR CHANGES TO THE INTERIOR DESIGN, WHICH SHALL INCLUDE ANY CHANGES TO THE BASIC FLOOR PLAN LAYOUT ATTACHED, ARE NOT ALLOWED UNDER THIS CONDITION.
- IF THE ESTABLISHMENT BECOMES A NUISANCE TO THE NEIGHBORHOOD WHICH INCLUDES ANY VERIFIABLE CRIMINAL ACTIVITY INVOLVING ANY WEAPON, ILLEGAL GAMBLING, OR REPETITIVE NOISE OR LOITERING ACTIVITY (ISSUED CITATIONS), THE GOVERNING BODY SHALL HAVE THE RIGHT TO REVOKE THIS ZONING CHANGE WITHOUT THE NECESSITY OF A COURT APPEARANCE AND THE TENANTS SHALL WILLINGLY SURRENDER ANY ISSUED ALCOHOL, BEVERAGE AND BINGO DEPARTMENT (ABBD) LICENSE WITH NO CONDITIONS OR PREREQUISITES.
- THE ESTABLISHMENT SHALL HAVE MULTIPLE RECORDED SURVEILLANCE CAMERAS BOTH INSIDE AND OUT.
- VIOLATION OF ANY ONE (1) CONDITION MAY BE GROUNDS FOR REVOCATION OF THE C-3 CONDITIONAL-USE ZONING AND THE BUILDING SHALL REVERT BACK TO ITS ORIGINAL ZONING.
- SHOULD AN ISSUED ABO LICENSE BE REVOKED OR AN ABO LICENSE RENEWAL BE DENIED FOR ANY REASON, ZONING FOR THE BUILDING SHALL REVERT TO ITS ORIGINAL ZONE.
- ALL FEDERAL, STATE, AND LOCAL LAWS CONCERNING THE INTERACTIONS OF MINORS IN AN ESTABLISHMENT WHICH SELLS ALCOHOL SHALL BE COMPLIED WITH.

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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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: Henderson.

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

And the motion was declared **adopted** on the 19th day of August, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/22/08 @ 9:00Am
Date and Time

Approved 9/10/08 11:30 Am Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/11/08 @ 9:00Am
Date and Time

Received by Joann P. Raga

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#50

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OFFICE TRAILER OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, AUGUST 19, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #897-08-08

Summary No. 2193
Introduced by: Administration on 7/15/08
EFC recommended **APPROVAL** on 7/28/08
Public Hearing held on 8/19/08

An ordinance to amend the stop sign ordinance, Chapter 20, Traffic, Sec. 20-97 in the St. Bernard Code of Ordinances.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve an amendment to Sec. 20-97 in the Code of Ordinances to reflect the establishment of new stop sign locations and removal of some existing signs. These changes are as follows:

Four-way STOPS to Two-way STOPS

The following intersections are recommended for conversion from a four-way STOP to a two-way STOP. The first street listed for each intersection is recommended to have the right-of-way while the approaches of the second street will be STOP controlled.

- Missouri Street at Chalona Drive
- Missouri Street at Veronica Street
- E. St. Avide Street at Veronica Street
- E. St. Avide Street at Rosetta Drive
- E. St. Avide Street at Golden Drive
- E. St. Avide Street at Tournefort Street
- E. St. Avide Street at Buffon Street
- Peoples Street at Lyndel Drive
- Palmisano Boulevard at E. Josephine Street
- Veronica Street at E. Josephine Street
- E. Josephine Street at Decomine Drive
- Plaza Drive at E. Josephine Street
- E. Josephine Street at Rosetta Drive
- Laplace Street at E. Josephine
- Tournefort Street at E. Josephine Street
- E. Josephine Street at Buffon Street
- E. Celestine Street at Laplace Street

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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

- E. Celestine Street at Tournefort Street
- Buffon Street at E. Celestine Street
- E. Solidelle Street at Buffon Street
- E. Prosper Street at Buffon Street
- Laplace Street at E. Prosper Street
- E. St. Jean Baptiste Street at Buffon Street
- Tournefort Street at E. St. Jean Baptiste Street
- Laplace Street at E. St. Jean Baptiste Street
- Buffon Street at E. Girod Street
- E. Girod Street at Tournefort Street
- Laplace Street at E. Girod Street
- Tournefort Street at E. Urquhart Street
- Laplace Street at E. Urquhart Street
- Tournefort Street at E. Morales Street
- Laplace Street at E. Morales Street
- W. Celestine Street at Montesquieu Street
- Fenelon Street at W. Celestine Street
- Delille Street at W. Celestine Street
- W. Genie Street at Park Boulevard
- W. Josephine Street at Sinclair Avenue
- Jackson Boulevard At W. Josephine Street
- N. Derbigny Street at Jackson Boulevard
- Delille Street at W. Prosper Street
- Delille Street at W. St. Jean Baptiste Street
- W. St. Jean Baptiste Street at Montesquieu Street
- W. St. Avide Street at Montesquieu Street
- Fenelon Street at W. St. Avide Street
- W. Girod Street at Fenelon Street
- Montesquieu Street at W. Girod Street
- W. Urquhart Street at Montesquieu Street
- Fenelon Street at W. Urquhart Street
- W. Morales Street at Fenelon Street

Two-way STOPS to Four-way STOPS

The following intersections are recommended for conversion from a two-way STOP to a four-way STOP.

- Campagna Drive at Missouri Street
- Corinne Drive at Missouri Street
- Campagna Drive at Magistrate Street
- Dauterive Drive at E. Genie Street
- Plaza Drive at E. Genie Street
- Laplace Street at E. Genie Street
- Delille Street at W. Genie Street

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Redirected Two-way STOPS

The following intersections are recommended for redirection of the STOP signs so that the street that currently has the right-of-way will be required to STOP. The first street listed for each intersection is recommended to have the right-of-way while the approaches of the second street will be STOP controlled.

- E. Josephine Street at Riverland Drive
- Eagle Street at Decomine Drive
- Dauterive Drive at E. Josephine Street
- W. Liberaux Street at Montesquieu Street
- Delille Street at W. Girod Street

SECTION II. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President and after a 30-day awareness campaign. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: Henderson.

ABSENT FOR VOTE: Cavignac

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

And the motion was declared **adopted** on the19th day of August, 2008.

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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 8/22/08 @ 9:00Am
Date and Time

Approved 8/22/08 6:30 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 8/25/08 @ 3:00pm
Date and Time

Received by Joann P. Ragas

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#14

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 9, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC #898-09-08

Summary No. 2196
Introduced by: Administration on 8/5/08
EFC recommended **APPROVAL** on 8/13/08
Public Hearing held on 9/9/08

An ordinance to amend Chapter 22, Zoning, Sec. 22-4-1 (establishment of districts) to create a G-1 (Government 1) (Temporary holding zone for properties acquired through the Louisiana Land Trust (LLT) program) zone and Sec. 22-5-6 (schedule of zoning district regulations).

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That Section 22-5-6, Schedule Zoning District Regulations (Figure 1) of the St. Bernard Parish Code of Ordinances is hereby amended to read as follows:

a) Add new zoning district G-1 (Government 1) (Temporary holding zone for properties acquired through Louisiana Land Trust (LLT) program).

b) Section 22-5-6, Schedule of zoning district regulations (Figure 1) used to designate all properties received by St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission from the LLT program.

c) Section 22-5-6, Schedule of zoning district regulations (Figure 1), Allowable uses are all G-1 properties shall be held without further use until such time that the property is appropriately rezoned for its intended public or private use. Upon the declaration of conveyance or use of a G-1 property said property shall automatically revert to its zoning classification which it held immediately prior to the G-1 zone, unless, prior to its conveyance or use for private use, a zoning change is requested by resolution of the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission to the St. Bernard Parish Council.

d) Properties converted to a G-1 zone classification and used for public purposes shall be rezoned in accordance with all current zoning requirements, unless such use is consistent with the zoning class that such property held immediately preceding its G-1 classification, as referenced in Section 1, subsection C of this ordinance.

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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION II. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: Boudreaux.

The Vice-Chair, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 9th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 9/10/08 @ 4:30pm
Date and Time

Approved 9/11/08 2:20 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/11/08 @ 3:00 pm
Date and Time

Received by Joann P. Rogers

523 005

St. Bernard Parish Council

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#15

Polly Boudreaux
Council at Large

Frank Auderer

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 9, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC #899-09-08

Summary No. 2197
Introduced by: Administration on 8/5/08
EFC recommended **APPROVAL** on 8/13/08
Public Hearing held on 9/9/08

An ordinance setting forth that all Louisiana Land Trust (LLT) properties conveyed to the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission will automatically convert to a G-1 zone classification until such time that the property is conveyed to a private individual or placed into commerce with the resolved approval of the St. Bernard Parish Council, upon the request of the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve that all Louisiana Land Trust (LLT) properties conveyed to the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission will automatically convert to a G-1 classification zone until such time that the property is conveyed to a private individual or placed into commerce with the approval of the St. Bernard Parish Council, upon the request of the St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission.

SECTION II. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT: Boudreaux.

The Vice-Chair, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 9th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 9/10/08 @ 4:30 pm
Date and Time

Approved 9/11/08 2:15 PM

Parish President

Vetoed _____

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/11/08 @ 3:00 pm
Date and Time

Received by Joan P. Ragan

St. Bernard Parish Council

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#17

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 9, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC #900-09-08

Summary No. 2199
Introduced by: Administration on 6/3/08
EFC recommended **APPROVAL** on 8/13/08
Public Hearing held on 9/9/08

AN ORDINANCE AMENDING **ORDINANCE SBPC #658-07-06** ESTABLISHING AN OLD ARABI NEIGHBORHOOD COMMISSION TO ADDRESS PRESERVATION AND REDEVELOPMENT ISSUES.

SECTION 1. That the Old Arabi Neighborhood Commission is hereby established to address preservation and redevelopment issues: The Old Arabi Neighborhood Commission shall only review issues of aesthetic concerns pertaining to the exterior and visible from any street frontage. No permit shall be issued by St. Bernard Parish for any structure, within the district boundaries, without a **certificate of appropriateness** issued from the Old Arabi Neighborhood Commission.

The Commission shall consist of the following:

1 appointee from council
3 appointees from neighborhood association (staggered 2 year terms)
1 appointee from Chamber
1 appointee from Planning Commission
1 appointee from Jackson Barracks commandant

Voting: A quorum shall consist of 3 members and a simple majority shall determine voting results. Any voting tie shall be decided by the Council member of District A. Council member of District A serves as advisor to the commission and shall vote in the event of a tie vote.

District Boundaries:

North boundary- Shall start at St. Claude Ave. and Jackson Barracks and continue East following St Claude Ave. then St. Bernard Hwy. (LA46) and terminate at the Norfork Southern Railroad rail tracks and shall include both sides (North & South) of LA Hwy 46.

East boundary- Shall start at St. Bernard Hwy. (LA46) and the Norfork Southern Railroad rail tracks and continue South along the Eickes canal extension to the Eastern termination of North Peters St.

South boundary- Shall start at the Eastern termination of North Peters St. and continue West following North Peters St. and shall end at the North Peters St. and Jackson Barracks and continue East following North Peters St. and end at the St. Bernard

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Parish/Orleans Parish boundary (Jackson Barracks) and the continuation of North Peters St. and shall include both sides of North Peters St.

West Boundary- Shall start at the St. Bernard Parish/Orleans Parish boundary at the levee of the Mississippi River and continue North following the St. Bernard Parish/Orleans Parish boundary and terminate at the St. Bernard Parish/Orleans Parish boundary and St. Claude Ave. (LA46).

Meeting Dates: The Old Arabi Neighborhood Commission shall meet on the 1st and the 15th of each month, or the first available business day after, at 5:30pm in the Council Chambers. If the Old Arabi Neighborhood Commission does not meet on the above dates, the Councilman of District A can issue a certificate of appropriateness for the Old Arabi Neighborhood Commission.

Applications: Applications for a letter of appropriateness from the Old Arabi Neighborhood Commission shall be submitted to the office of Community Development, with all submission requirements, five business days before the scheduled meeting to be reviewed.

Submissions: Submitted documents shall contain the following:

- Old Arabi Neighborhood Commission application.
- Survey of property defining property boundaries, servitudes, and utility tie-in points.
- Proposed Site Plan to scale, defining property lines, setbacks, proposed fencing, driveways, sidewalks, secondary structures, and utilities.
- Proposed Elevations, to scale, of the front and sides of the structure defining the height, width, and the proposed materials.

Criteria for the Issuance of Certificates of Appropriateness.

The Commission shall adhere to and seek compatibility of structures in the district in terms of size, texture, scale, and site plan and in so doing, the following guidelines shall be considered by the Commission in passing upon applications for a Certificate of Appropriateness:

A. For new construction. (1) All new construction shall be visually compatible with the buildings and environment with which they are related. (2) The general design, scale, gross volume, arrangement of site plan, texture, material and exterior architectural features of new construction shall be in harmony with its surroundings and shall not impair the "tout ensemble" of the neighborhood. (3) No one architectural style shall be imposed. (4) Quality and excellence in design should be major determinants.

B. For exterior alterations. (1) All exterior alterations to a building shall be compatible with the building itself and other buildings with which it is related, as provided in A(2) above and in applying these standards, the original design of the buildings may be considered. (2) Exterior alterations shall not affect the architectural character or historical quality of the building.

C. For signs. (1) The scale and design of any sign should be compatible with the buildings and environment with which it is related. (2) The materials, style, and patterns used in any sign should be compatible with the buildings and environment with which it is related.

D. Demolition. In considering an application for the demolition of a landmark or a building in an historic district, the following shall be considered: (1) The historic or architectural significance of the building.

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

2) The importance of the building to the "tout ensemble" of the district. (3) The special character and aesthetic interest that the building adds to the district. (4) The difficulty or impossibility of reproducing such a building because of its design, texture, material or detail. (5) The future utilization of the site.

E. Destruction of non-conforming use. The reconstruction of buildings legally non-conforming as to use and destroyed by fire, storms, or other acts of God shall be governed by the provisions of the zoning ordinance except that the Commission shall regulate the exterior design of such buildings.

Appeals

A. Any person or persons aggrieved by any decision, act, or proceeding of the Commission shall have a right to apply in writing to the Parish Council for reversal or modification thereof; and the Chair of the Parish Council shall have the right to stay all further action until the Parish Council many affirm a decision of the Commission by majority vote of all its members. Any such appeal shall be taken within twenty (20) days from the date of decision; and the Parish Council has the right to reverse, change, or modify any decision of the Commission only by a majority vote of all its members.

Archives

New Orleans Houses written and illustrated by Lloyd Vogt. Pelican Publishing Company, 1985. Written and illustrated by an architect, this book provides the reader with an easy to understand introduction to a rich subject. The handsome sketches of the various houses are very appealing, and the text is presented in language that is aimed at the layman, not the trained architect.
The commission shall add to the archives to aid in the promotion of historic preservation.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT: Boudreaux.

St. Bernard Parish Council

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Polly Boudreaux
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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

The Vice-Chair, Mr. Auderer, cast his vote as **YEA**.

And the motion was declared **adopted** on the 9th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Frank Auderer
FRANK AUDERER

Delivered to the Parish President 9/10/08 @ 4:30 pm
Date and Time

Approved 9/11/08 2:35 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/11/08 @ 3:00 pm
Date and Time

Received by Joann P. Rage

St. Bernard Parish Council

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#37

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #901-09-08

Summary No. 2201
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08
Public Heating held on 9/16/08

An ordinance to approve **Docket PUP 66-08**, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3901 Despaux Dr., Lot 75, Floral Estates Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 66-08, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., be granted for the following described property:

3901 Despaux Dr., Lot 75, Floral Estates Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 16th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 9/18/08 @ 11:00am
Date and Time

Approved 9/18/08 6:32 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/19/08 @ 9:30am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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#38

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #902-09-08

Summary No. 2202
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08
Public Hearing held on 9/16/08

An ordinance to approve **Docket PUP 67-08**, petition of Charlene Willa Geraci, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2616 Pirate, Lot 328, Square L, Buccaneer Villa Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 67-08, petition of Charlene Willa Geraci, be granted for the following described property:

2616 Pirate, Lot 328, Square L, Buccaneer Villa Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 16th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 9/18/08 @ 11Am
Date and Time

Approved 9/18/08 6:35 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/19/08 @ 9:30Am
Date and Time

Received by Joann P. Ragas

St. Bernard Parish Council

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#39

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #903-09-08

Summary No. 2204
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08
Public Hearing held on 9/16/08

An ordinance to approve **Docket PUP 69-08**, petition of Hernandez Construction Co., LLC represented by David J. Hernandez, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4517 Stella Dr., Lot 603, Section 3, Lexington Place Subdivision Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 69-08, petition of Hernandez Construction Co., LLC represented by David J. Hernandez, be granted for the following described property:

4517 Stella Dr., Lot 603, Section 3, Lexington Place Subdivision Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 16th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 9/18/08 @ 11:00 Am
Date and Time

Approved 9/19/08 6:42 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/19/08 @ 9:30 Am
Date and Time

Received by Joann P Ragas

St. Bernard Parish Council

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#40

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #904-09-08

Summary No. 2205
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08
Public Hearing held on 9/16/08

An ordinance to approve **Docket PUP 70-08**, petition of Charlotte Perret Murla, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2717 Riverland Dr., Lot 9, Square 16, Riverland Park Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 70-08, petition of Charlotte Perret Murla, be granted for the following described property:

2717 Riverland Dr., Lot 9, Square 16, Riverland Park Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 16th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 9/18/08 @ 11:00Am
Date and Time

Approved 9/18/08 6:45 pm

Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 9/19/08 @ 9:30Am
Date and Time

Received by Joann P. Regan

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#41

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #905-09-08

Summary No. 2215
Introduced by: Councilman Lauga on 8/19/08
EFC recommended APPROVAL on 9/10/08
Public Hearing held on 9/16/08

An ordinance placing a moratorium on all R-3, (Multiple-Family Residential), and/or any housing developments with five (5) or more units for up to twelve (12) months or until such time as the Council approves these structures in the zoning updates to the St. Bernard Parish Code of Ordinances.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve placing a moratorium on all R-3, (Multiple-Family Residential), and or any housing developments with five (5) or more units for up to twelve (12) months or until such time as the Council approves these structures in the zoning updates to the St. Bernard Parish Code of Ordinances.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

ABSENT: None.

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

And the motion was declared **adopted** on the 16th day of September, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 9-18-08 11:00 am
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council with no signature 9/19/08 11:00 am
Date and Time

Received by Carri Dorsa
confirmed by PBoudreaux
with Mr Taffaro 9/24/08

St. Bernard Parish Council

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#22

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Auderer, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #906-10-08

Summary No. 2101
Introduced by: Administration on 3/4/08
Public Hearing Held on 4/1/08

AN ORDINANCE TO AMEND CHAPTER 11, SECTION 11-56, OF THE ST. BERNARD PARISH CODE OF ORDINANCES TO INCLUDE THE LANGUAGE OF CHAPTER 5, SECTION 102.6 AND 102.7 OF THE CODE ADOPTED JULY 6, 2006.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. The St. Bernard Parish Council, the governing authority, that Chapter 11, Section 11-56 is hereby amended to add Section twenty-five (25) and twenty-six (26):

(25) The owner of any structure that is destroyed or damaged beyond habitability by fire, storm, natural disaster, or other natural or man made event shall accomplish the following:

A Within 5 days, or such other time frame as may be set by Emergency Order of the Parish President or Council Resolution to Address an Emergency or Public Safety and Health Hazard, of being able to initially access the premises or property, cause the interior and exterior of the property to be cleared and cleaned of all debris, mud, sludge, sediment, and other health and safety hazards.

B Within 2 days after the activities required in paragraph A are completed, cause all exterior windows, doors, and all exterior other openings in a structure's exterior walls, roofs, eaves, and floors of raised structures to be secured by doors, windows, or temporarily boarded up with sturdy, rigid, weather resistant materials in a manner to completely close the openings and prevent unauthorized entry by humans and prevent access by animals and rodents excluding the front windows which shall be secured with a solid translucent material.

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

C Should a property not be cleaned and/or secured within the time frames and in the manner as required herein, The Director of Community Development, or his designee, shall post a notice on the court house door and/or on the property stating that the parish will, at the expense of the owner, have the property cleaned and/or secured as required herein and after the expiration of 24 hours of the posting of the said notice take prompt action to have the property cleaned and/or secured.

D Within 60 days after boarding up of a structure, the owner shall remove all temporary boarding up and complete the installation of windows and doors, and within 120 days complete repairs to exterior walls and roofs.

E Should the Director of Community Development, or his designee, determine that the property presents such a hazard that it requires repair, removal, or demolition in whole or part, or the owner has failed to comply with paragraph D herein, the property will be then administered under the provisions of Section 102.5.

F The Director of Community Development may point as many designees as he deems necessary to carry out the provisions of this section and such designees may be existing employees of any department of the parish, contract workers, or a firm contracted for such tasks.

G In the event a fire, storm, natural disaster, or other natural or man made even is of such magnitude that it may require a modification of the time frames and notice requirements herein all such notice requirements and/or time frames herein may be modified by Emergency Order of the Parish President or Council Resolution to Address an Emergency or Public Safety and Health Hazard in a manner to properly address the circumstances then existing.

H Any Emergency Presidential Order or Council Resolution to Address an Emergency or Public Safety and Health Hazard relating hereto (and which resolution shall be adopted by no less than five members of the Parish Council), shall be published once in the official journal of the parish and be posted on the Courthouse and Parish Government doors. If the parish journal is not publishing because of the emergency conditions then postings on the Courthouse and Parish Government doors shall be sufficient public notice.

I In the event of a conflict of time frames set by an Emergency Presidential Order and a Council Resolution to Address an Emergency or Public Safety and Health Hazard adopted as required herein, the time frame established by the Council Resolution shall prevail.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
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District B

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Councilman
District C

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

J The costs of the activities undertaken hereunder by the Director of Community Development shall be documented as to the property being cleaned and/or secured and all expenses incurred by the Parish in the enforcement of this Article shall be borne by the person or persons owning the unsafe premises, building, part or parts of buildings, etc., which sums so expended, together with the attorney fees and interest at the rate of 10% per annum from the date of completion of such work, shall be charged to the owner of the property on the next regular tax bill forwarded to such owner by the Parish, if not paid by such owner prior thereto, which charge shall be due and payable by such owner at the time of payment of such tax bill. If the full amount due the Parish under this Article is not paid by the owner within 10 days after the work has been done, the Director or his duly authorized representative shall cause to be recorded in the Mortgage Office of the Parish a sworn statement showing the cost and expense incurred for the work and the date, place or property on which such work was done, and the recordation of such sworn statement shall constitute a lien and privilege on the property and shall remain in full force and effect for the amount due in principal and interest, plus costs of court, if any, for collection, until final payment has been made. Such costs and expenses shall be collected in the manner fixed by law for the collection of taxes; and, further, shall be subject to a delinquent penalty of 10% in the event they are not paid in full on or before the date the tax bill upon which the charge appears becomes delinquent. Sworn statements recorded in accordance with the provisions hereof shall be prima facie evidence that all legal formalities have been complied with and that the work has been properly and satisfactorily done and shall be full notice to every person concerned that the amount of the statement, plus interest, constitutes a charge against the property designated or described in the statement and that such charge is due and collectible as provided by law.

K The fact that the Parish may cause said premises, building or buildings, or parts thereof, chimneys, staging or other structure to be demolished or repaired at the expense of the person, firm or corporation owning the same, shall not preclude the Director from taking legal action in a court of competent jurisdiction against the person, firm or corporation who shall fail, neglect or refuse to comply with the orders of the Director and the violation or disregard of such orders shall be considered a violation of this code.

(26) (a) In the event a fire, storm, natural disaster, or other natural or man made event of such magnitude that it may require a modification of the time frames, procedures, and notice requirements contained in Section 102.5 herein, all such notice requirements, procedures, and/or time frames herein may be modified by Emergency Order of the Parish President or Council Resolution to Address an Emergency or Public Safety and Health Hazard in a manner to properly address the circumstances then existing.

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

(b) Any Emergency Presidential Order or Council Resolution to Address an Emergency or Public Safety and Health Hazard relating hereto shall be adopted by no less than five members of the Parish Council hereto (and which resolution shall be adopted by no less than five members of the Parish Council), shall be published once in the official journal of the parish and be posted on the Courthouse and Parish Government doors. If the parish journal is not publishing because of the emergency conditions, then the postings on the Courthouse and Parish Government doors shall be sufficient notice.

(c) In the event of a conflict of time frames set by an Emergency Presidential Order and a Council Resolution to Address an Emergency or Public Safety and Health Hazard adopted as required herein, the time frame established by the Council Resolution shall prevail.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: **None.**

ABSENT: **None.**

The Council Chair, Ms. Boudreaux, cast her vote as **Yea**

And the motion was declared **adopted** on the 7th day of October, 2008.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/20/08 3:49pm
Date and Time

Approved 10:21 am 10/21/08 Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/21/08 3:30pm
Date and Time

Received by Christi Dorsa

St. Bernard Parish Council

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#23

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Henderson, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #907-10-08

Summary No. 2167
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 47-08**, petition of Pete Woodard, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3832 Lyndel Dr., Lot No. 9, La Petite Manors Extension No. 3 Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 47-08, petition of Pete Woodward, be granted for the following described property:

3832 Lyndel Dr., Lot No. 9, La Petite Manors Extension No. 3 Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period.

SECTION 3. 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.

St. Bernard Parish Council
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Ginart, Everhardt, Auderer

NAYS: Lauga, Cavignac, Henderson.

ABSENT: None.

The Council Chair, Ms. Boudreaux, cast her vote as **Yea.**

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:00 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Doux

524 440

St. Bernard Parish Council

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#24

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #908-10-08

Summary No. 2168
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 48-08**, petition of Scott Richoux, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3617 Lyndel Dr., Lot No. 2, Square "A", La Petite Manors Extension Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 48-08, petition of Scott Richoux, be granted for the following described property:

3617 Lyndel Dr., Lot No. 2, Square "A", La Petite Manors Extension Subdivision, Chalmette as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION3. 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 4. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

The Council Chair, Ms. Boudreaux, cast her vote as **Yea**.

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:00 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Borsa

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#25

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #909-10-08

Summary No. 2169
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 49-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3525 Karen Dr., Lot No. 199, Kare Sue Subdivision Extension, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 49-08, petition of Brad Schaeffer, be granted for the following described property:

3525 Karen Dr., Lot No. 199, Kare Sue Subdivision Extension, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:05 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorx

524 449

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#26

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #910-10-08

Summary No. 2170
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 50-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3112 Judy Dr., Lot #150, Fisher-Dazet Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 50-08, petition of Brad Schaeffer, be granted for the following described property:

3112 Judy Dr., Lot #150, Fisher-Dazet Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

.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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:10 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

524 448

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #911-10-08

Summary No. 2171
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 51-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3116 Judy Dr., Lot No. 151, Fisher-Dazet Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 51-08, petition of Brad Schaeffer, be granted for the following described property:

3116 Judy Dr., Lot No. 151, Fisher-Dazet Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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 4. 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

St. Bernard Parish Council
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:15 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

524 447

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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www.sbpg.net

#28

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #912-10-08

Summary No. 2172
Introduced by: Administration on 6/17/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 52-08**, petition of Brad Schaeffer, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3324 Marietta St., Lot 14, La Petite Manors Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 52-08, petition of Brad Schaeffer, be granted for the following described property:

3324 Marietta St., Lot 14, La Petite Manors Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

_____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:40pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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

#29

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #913-10-08

Summary No. 2181
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 53-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 4412 E. Genie St., Lot #293, Square H, Lexington Place Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 53-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

4412 E. Genie St., Lot #293, Square H, Lexington Place Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

524 442

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#30

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #914-10-08

Summary No. 2182
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 54-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2801 Charles Dr., Lot 137, Gallo Park Extension No. 1, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 54-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

2801 Charles Dr., Lot 137, Gallo Park Extension No. 1, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

_____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Lorio

524 443

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#31

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On Motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #915-10-08

Summary No. 2183
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 55-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3433 Judy Dr., Lot No. 213, Fisher-Dazet Subdivision, Phase IV, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 55-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

3433 Judy Dr., Lot No. 213, Fisher-Dazet Subdivision, Phase IV, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00pm
Date and Time

Received by Carri Dixon

524 445

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#32

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #916-10-08

Summary No. 2184
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 56-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3505 Riverland Dr., Lot 20, Riverland Park Extension No. 11, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 56-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

3505 Riverland Dr., Lot 20, Riverland Park Extension No. 11, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

524 444

St. Bernard Parish Council

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

#33

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 TUESDAYOCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #917-10-08

Summary No. 2185
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 57-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3817 Plaza Dr., Lot No. 39, Square B, La Petite Manors Subdivision Extension, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 57-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

3817 Plaza Dr., Lot No. 39, Square B, La Petite Manors Subdivision Extension, Chalmette as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council
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(504) 278-4228 Fax (504) 278-4209
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Bonsa

524 434

St. Bernard Parish Council

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

#34

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, October 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga it was moved to **adopt** the following Ordinance:

Ordinance SBPC #918-10-08

Summary No. 2186
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 58-08**, petition of Dennis Y. Reichert, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3316 Mumphrey Rd., Lot No. 72, Mumphrey Subdivision Extension No. 1, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 58-08, petition of Dennis Y. Reichert, Jr., be granted for the following described property:

3316 Mumphrey Rd., Lot No. 72, Mumphrey Subdivision Extension No. 1, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:40 pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#35

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga it was moved to **adopt** the following Ordinance:

Ordinance SBPC #919-10-08

Summary No. 2187
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 59-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3817 Charles Dr., Lot No. 242, Gallo Park Extension No. 2 Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 59-08, petition of Dean B. Latusek, be granted for the following described property:

3817 Charles Dr., Lot No. 242, Gallo Park Extension No. 2 Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Borne

St. Bernard Parish Council

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#36

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #920-10-08

Summary No. 2188
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 60-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 71 Cochrane Dr., Lot no. 8, Square 5, Section D, Chalmette Vista Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 60-08, petition of Dean B. Latusek, be granted for the following described property:

71 Cochrane Dr., Lot no. 8, Square 5, Section D, Chalmette Vista Subdivision, Chalmette, LA. as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

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Polly Boudreaux
Council at Large

Frank Auderer

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carri Dorsa

524 437

St. Bernard Parish Council

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#37

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #921-10-08

Summary No. 2189
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 61-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3700 Marietta St., Lot No. 28, La Petite Manors Extension No. 5 Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 61-08, petition of Dean B. Latusek, be granted for the following described property:

3700 Marietta St., Lot No. 28, La Petite Manors Extension No. 5 Subdivision, Chalmette, LA. as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:40pm
Date and Time

Received by Carrie Dorgan

St. Bernard Parish Council

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#38

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #922-10-08

Summary No. 2190
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 62-08**, petition of Dean B. Latusek, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3604 Marietta St., Lot No. 123, La Petite Manors Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 62-08, petition of Dean B. Latusek, be granted for the following described property:

3604 Marietta St., Lot No. 123, La Petite Manors Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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#39

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #923-10-08

Summary No. 2191
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 63-08**, petition of Scott McDougal, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3304 Charles Ct, Lot No. 7, Corinne Park Extension, Parcel 2-A, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 63-08, petition of Scott McDougal, be granted for the following described property:

3304 Charles Ct, Lot No. 7, Corinne Park Extension, Parcel 2-A, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period.

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00pm
Date and Time

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#40

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Cavignac, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #924-10-08

Summary No. 2192
Introduced by: Administration on 7/15/08
Planning Commission recommended **DENIAL** on 7/22/08
Public Hearing held on 8/19/08

An ordinance to approve **Docket PUP 64-08**, petition of Scott McDougal, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2720 Bradbury Dr., Lot No. 11, Square A, Lexington Place Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 64-08, petition of Scott McDougal, be granted for the following described property:

2720 Bradbury Dr., Lot No. 11, Square A, Lexington Place Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

SECTION 2. The following conditions were offered voluntarily by the applicant and subsequently accepted in the passage of this ordinance: The applicant shall voluntarily surrender the Permissive use Permit for the above stated property upon any three (3) documented incidents or combination of incidents within any twelve (12) month period:

- Any Violation of any St. Bernard Parish Compliance Code
- Any Documented Police Report

SECTION 3. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: Lauga.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00pm
Date and Time

Received by Carrie Donza

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#42

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Ginart, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #925-10-08

Summary No. 2200
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08
Public Hearing held on 10/7/08

An ordinance to approve **Docket PUP 65-08**, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3724 Despaux Dr., Lot 56, Phase 2, Floral Estates Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 65-08, petition of Labruzzo Enterprises, LLC represented by Tiffany R. or Barry D. Labruzzo, Jr., be granted for the following described property:

3724 Despaux Dr., Lot 56, Phase 2, Floral Estates Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00pm
Date and Time

Approved _____ Vetoed _____

Parish President

_____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00pm
Date and Time

Received by Carrie Dorgan

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#43

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Lauga, it was moved **adopt** to the following Ordinance:

Ordinance SBPC #926-10-08

Summary No. 2203
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 8/26/08

An ordinance to approve **Docket PUP 68-08**, petition of June D. Truitt, wife of/and Alan P. Truitt, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3400 Veronica Dr., Lot 65, Square 5, Ridgefield Park Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 68-08, petition of June D. Truitt, wife of/and Alan P. Truitt, be granted for the following described property:

3400 Veronica Dr., Lot 65, Square 5, Ridgefield Park Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None.

ABSENT: Ginart

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00pm
Date and Time

Approved _____ Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#46

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Cavignac, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #927-10-08

Summary No. 2212
Introduced by: Administration on 8/19/08
EFC recommended **APPROVAL** on 9/10/08
Public Hearing Held on 10/70/08

An ordinance to hire legal counsel, Walter Leger, to represent St. Bernard Parish and St. Bernard Parish Council in the case regarding the maritime oil spill in the Mississippi River on July 23, 2008.

THE ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN

SECTION I. That Walter Leger, Attorney at Law, be retained to represent St. Bernard Parish and St. Bernard Parish Council in the case regarding the maritime oil spill in the Mississippi River on July 23, 2008.

SECTION II. That the services of the aforesaid attorney shall be retained through a written contract, attached hereto as Exhibit "A", at an hourly rate(s) within the maximum authorized rates established by the Louisiana Attorney General's Office memorandum dated January 13, 2004.

SECTION III. That the Parish President is hereby authorized to sign a contract for legal services set forth in Sections I through III of this ordinance.

SECTION IV. 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 V. 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.

St. Bernard Parish Council

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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:20 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Borne

524 446

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#47

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Henderson, seconded by Mr. Lauga, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #928-10-08

Summary No. 2214
Introduced by: Administration on 8/19/08
EFC recommended **APPROVAL** on 9/10/08
Public Hearing Held on 10/7/08

An ordinance authorizing the Parish President to acquire the Red Cross property for the expansion of the Water and Sewer plant at the appraised value of $175,000, using bond monies to make the purchase as a capital project. Municipal Address: 2220 Palmisano Blvd., Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve and authorize the Parish President to acquire the Red Cross property for the expansion of the Water and Sewer plant at the appraised value of $175,000, using bond monies to make the purchase as a capital project. Property described as Lot X-3, Lacoste Plantation, Section 5, T13S, R12E, St. Helena Meridian. Municipal Address: 2220 Palmisano Blvd., Chalmette, LA. (Exhibit A)

SECTION II. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION III. 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.

St. Bernard Parish Council

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

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:25 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:00 pm
Date and Time

Received by Carrie Dorsa

524 431

St. Bernard Parish Council

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

#48

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 7, 2008 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lauga, seconded by Mr. Henderson, it was moved to **adopt** the following Ordinance:

Ordinance SBPC #929-10-08

Summary No. 2216
Introduced by: Administration on 9/9/08
Public Hearing held on 10/7/08

An ordinance implementing the new statewide building code standards in accordance with Act 12 of the 2005 1st Extraordinary Session of the Louisiana Legislature and including any later revisions to the relevant statues.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Council does hereby implement the new statewide building code standards in accordance with Act 12 of the 2005 1st Extraordinary Session of the Louisiana Legislature and including any later revisions to the relevant statues.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 7th day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Polly Boudreaux
POLLY BOUDREAUX
COUNCIL CHAIR

Delivered to the Parish President 10/9/08 4:00 pm
Date and Time

Approved 10/18/08 2:30 pm Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/20/08 12:40 pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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

#23

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #930-10-08

Summary No. 2206
Introduced by: Administration on 8/19/08
Planning Commission made **NO RECOMMENDATION** on 9/23/08
Public Hearing held on 10/21/08

An ordinance to approve **Docket PUP 71-08**, petition of Rolando Cuevas Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2709 Mayflower, Lot No. 148, Square K, Lexington Place Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 71-08, petition of Rolando Cuevas Sr., be granted for the following described property:

2709 Mayflower, Lot No. 148, Square K, Lexington Place Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: Auderer.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00 am
Date and Time

Approved _____ Vetoed _____

Parish President _____

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 PM
Date and Time

Received by Carrie Dove

St. Bernard Parish Council

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

#24

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

On Motion of Mr. Ginart, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

Ordinance SBPC #931-10-08

Summary No. 2207
Introduced by: Administration on 8/19/08
Planning Commission made **NO RECOMMENDATION** on 9/23/08
Public Hearing held on 10/21/08

An ordinance to approve **Docket PUP 72-08**, petition of Rolando Cuevas Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 3517 Van Cleave Dr., Lot 693-A, Section 3, Lexington Place Subdivision, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 72-08, petition of Rolando Cuevas Sr., be granted for the following described property:

3517 Van Cleave Dr., Lot 693-A, Section 3, Lexington Place Subdivision, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: Auderer.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 pm
Date and Time

Received by Connie Dorsa

St. Bernard Parish Council

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

#25

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

On Motion of Mr. Lauga seconded by Mr. Cavignac, it was moved to **adopt** the following ordinance:

Ordinance SBPC #932-10-08

Summary No. 2208
Introduced by: Administration on 8/19/08
Planning Commission recommended **APPROVAL** on 9/23/08
Public Hearing held on 10/21/08

An ordinance to approve **Docket 13-08**, petition of Barbara Coig, wife of/and Ronald L. Caillouette for a zoning change from C-1,(Neighborhood Commercial) to C-3,(Highway Commercial) for the following property, Municipal Address: 7547-49 W. Judge Perez Dr., Arabi. LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Conditional use zoning change for Docket 13-08, petition of Barbara Coig, wife of/and Ronald L. Caillouette for a zoning change from C-1(Neighborhood Commercial) to C-3 (Highway Commercial) be granted for barroom only at the following described property:

One certain lot of ground situated in Square 22-B, Lot "X-8" on a plan of re-subdivision of original Lot "X-7", of Carolyn Court Subdivision, in the Parish of St. Bernard, State of Louisiana.

Lot "X-8" begins three hundred and one and sixteen hundredths (301.16') feet from the corner of Rowley Blvd. and Claiborne Ave., and measures thence fifty (50') feet front on Claiborne Ave., same width in the rear, by a depth of one hundred fifty (150') feet between equal and parallel lines. Municipal Address: 7547-49 W. Judge Perez Dr., Arabi, LA.

SECTION 3. 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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 4. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/21/08 4:10 PM
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11-3-08 9:30am
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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#27

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

On Motion of Mr. Lauga, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

Ordinance SBPC #933-10-08

Summary No. 2218
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08
Public Hearing 10/21/08

An ordinance to approve **Docket PUP 73-08**, petition of Carol Savona wife of/and David Savona, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2024 Brigade Dr., Lot 45, Crescent Ridge Subdivision, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 73-08, petition of Carol Savona wife of/and David Savona, be granted for the following described property:

2024 Brigade Dr., Lot 45, Crescent Ridge Subdivision, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT For Vote: Auderer.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00 am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 PM
Date and Time

Received by Carrie Doran

525 001

St. Bernard Parish Council

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#28

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #934-10-08

Summary No. 2220
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08
Public Hearing held on 10/21/08

An ordinance to approve **Docket PUP 75-08**, petition of Norma Jane Lovell, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2301 W. Christie Pk, Lot 17, Square "C", Christie Park Subdivision, Poydras, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 75-08, petition of Norma Jane Lovell, be granted for the following described property:

2301 W. Christie Pk, Lot 17, Square "C", Christie Park Subdivision, Poydras, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT for Vote: Auderer.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00 am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 PM
Date and Time

Received by Carrie Dorsa

525 002

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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www.sbpg.net

#29

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

On Motion of Mr. Henderson, seconded by Mr. Cavignac, it was moved to **adopt** the following ordinance:

Ordinance SBPC #935-10-08

Summary No. 2221
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 76-08**, petition of Michael Chagnard, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2820 Mumphrey Rd., Section 4, Township 13 South, Range 12 East, being a portion of Lot 4 of Myrtle Grove Plantation, Chalmette, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 76-08, petition of Michael Chagnard, be granted for the following described property:

2820 Mumphrey Rd., Section 4, Township 13 South, Range 12 East, being a portion of Lot 4 of Myrtle Grove Plantation, Chalmette, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Ginart, Everhardt.

NAYS: Henderson

ABSENT For Vote: **Auderer**

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

And the motion was declared **adopted** on the 21st day of October, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 pM
Date and Time

Received by Carrie Dorsa

525 010

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#30

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #936-10-08

Summary No. 2222
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 77-08**, petition of Michael W. Jiles, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2900 Ashley Dr., Lot 202, Angelique Estates Subdivision Addition, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 77-08, petition of Michael W. Jiles, be granted for the following described property:

2900 Ashley Dr., Lot 202, Angelique Estates Subdivision Addition, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

@

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt.

NAYS: None.

ABSENT For Vote: Auderer.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00 am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 pm
Date and Time

Received by Carrie Dorsa

525 011

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
www.sbpg.net

#31

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #937-10-08

Summary No. 2223
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 78-08**, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 16 Provencial Court, LA State Hwy 39 side, Lot 30, Highland Villa, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 78-08, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., be granted for the following described property:

16 Provencial Court, LA State Hwy 39 side, Lot 30, Highland Villa, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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

#32

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #938-10-08

Summary No. 2224
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 79-08**, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2320 Riverbend Dr., Lot No. 66, Riverbend Subdivision, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 79-08, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., be granted for the following described property:

2320 Riverbend Dr., Lot No. 66, Riverbend Subdivision, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

(2)

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00 am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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

#33

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC #939-10-08

Summary No. 2225
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 80-08**, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2113 Delta Queen Dr., Lot 62, River Queen Subdivision, Violet, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 80-08, petition of Pamela Williams wife of/and Michael W. Jiles, Sr., be granted for the following described property:

2113 Delta Queen Dr., Lot 62, River Queen Subdivision, Violet, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05pm
Date and Time

Received by _____

St. Bernard Parish Council

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

#35

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, OCTOBER 21, 2008 AT ELEVEN O'CLOCK A.M.

On Motion of Mr. Ginart, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance:

Ordinance SBPC #940-10-08

Summary No. 2227
Introduced by: Administration on 9/16/08
Planning Commission recommended **APPROVAL** on 9/23/08

An ordinance to approve **Docket PUP 82-08**, petition of Bondilyn Dutcher Jolly wife of/and Ethan Allen Jolly, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: 2713 Bradbury St., Lot 63, Square F, Lexington Place, Meraux, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 82-08, petition of Bondilyn Dutcher Jolly wife of/and Ethan Allen Jolly, be granted for the following described property:

2713 Bradbury St., Lot 63, Square F, Lexington Place, Meraux, LA.
as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None.

ABSENT: None.

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

And the motion was declared **adopted** on the 21st day of October, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
COUNCIL CHAIR

Delivered to the Parish President 10/23/08 10:00am
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 10/28/08 4:05 PM
Date and Time

Received by _____

St. Bernard Parish Council

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#28

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 941-11-08

Summary No. 2228
Introduced by: Administration on 9/16/08
Planning Commission Recommended **APPROVA**L on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket 14-08** a Petition of Slyvia Trandacosta Estopinal, wife of/and Nolan J. Estopinal for a zoning change from C-2, (General Commercial) to C-3, (Highway Commercial), Conditional Use for alcoholic beverages only for the following described property: Municipal No. 120 Packenham Avenue.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1.That a zoning change for Docket 14-08, Petition Of Petition of Slyvia Trandacosta Estopinal, wife of/and Nolan J. Estopinal for a zoning change from C-2, (General Commercial) to C-3, (Highway Commercial) for the following described property:

Three certain lots of ground situated in the PARISH OF ST. BERNARD, STATE OF LOUISIANA in Buccaneer Villa Extension No. 1, designated as Lots No. 16, 17 and 18 of the re-subdivision of Tract BB-1A, in accordance with a survey of J.J. Krebs & Sons, Inc., C.E. & S., dated July 1, 1976.

Lots No. 16, 17 and 18 adjoin each other and measure each 50 feet front on Lafitte Court, same width in the rear, by a depth of 120 feet between equal and parallel lines with Lot 16 forming the corner of Packenham Avenue and Lafitte Court.

Municipal No. 120 Packenham Avenue.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: Lauga.

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

And the motion was declared **adopted** on the 18th day of November, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00pm
Date and Time

Approved 11/20/08 6:00 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15am
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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#31

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance # 942-11-08

Summary No. 2232
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 84-08**, petition of Shelly Marchetta, wife of/ and Joseph W. Marchettafor Jr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2205 Paul Dr., Lot 39-A, Square C, Cypress Gardens Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 84-08, petition of, Shelly Marchetta, wife of/ and Joseph W. Marchettafor Jr. be granted for the following described property:2205 Paul Dr., Lot 39-A, Square C, Cypress Gardens Subdivision, Meraux, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15 am
Date and Time

Received by Carrie Dorgan

St. Bernard Parish Council

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#32

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 943-11-08

Summary No. 2234
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 86-08**, petition of Sass, LLC, represented by Jacques Bremond, Sr. for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 1001 E. Genie St., Lot 110, Square 6, Ridgefield Park Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 86-08, petition of, Sass, LLC, represented by Jacques Bremond, Sr. be granted for the following described property:1001 E. Genie St., Lot 110, Square 6, Ridgefield Park Subdivision, Chalmette, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15 am
Date and Time

Received by Connie Dorsey

St. Bernard Parish Council

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#34

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 944-11-08

Summary No. 2236
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 88-08**, petition of Patricia Wood wife of/and Minh So Quach and Le Ly Quach wife of/ and Tam Quach, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2225 Volpe Dr. Lot 21, Square B, Riverland Park Addition.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 88-08, petition of Patricia Wood wife of/and Minh So Quach and Le Ly Quach wife of/ and Tam Quach, be granted for the following described property: 2225 Volpe Dr. Lot 21, Square B, Riverland Park Addition, Chalmette, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne Landry
WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15am
Date and Time

Received by Carrie Berg

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#35

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 945-11-08

Summary No. 2237
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 89-08**, petition of Gina Hume wife of/ and David Hume, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2217 Nancy Dr., Lot 18, Square 2, St. Bernard Grove Extention No. 2.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 89-08, petition of Gina Hume wife of/ and David Hume, be granted for the following described property:2217 Nancy Dr., Lot 18, Square 2, St. Bernard Grove Extention No. 2, Meraux, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga. Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15am
Date and Time

Received by Connie Dorgan

St. Bernard Parish Council

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(504) 278-4228 Fax (504) 278-4209
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#36

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 946-11-08

Summary No. 2238
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 90-08**, petition of Juan Ramon Lainez for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2221 Mehle St., Lot 37 Square F, Arabi Park Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 90-08, petition of Juan Ramon Lainez, be granted for the following described property:2221 Mehle St., Lot 37 Square F, Arabi Park Subdivision, Arabi, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 PM
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15am
Date and Time

Received by Carrie Dorgan

525524

St. Bernard Parish Council

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

#37

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 947-11-08

Summary No. 2240
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 92-08**, petition Shari R., wife of/and John L. Fourcade, Jr, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 3008 Mayflower Dr., Lot 257, Square H, Lexington Place, Section 2.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 92-08, petition of Shari R., wife of/and John L. Fourcade , be granted for the following described property:3008 Mayflower Dr., Lot 257, Square H, Lexington Place Subdivision, Section 2, Meraux, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Wayne J. Landry
WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15 am
Date and Time

Received by Carrie Dorsa

525 525

St. Bernard Parish Council

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#38

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 948-11-08

Summary No. 2241
Introduced by: Administration on 10/21/08
Planning Commission Recommended **APPROVAL** on 10/28/08
Public Hearing held on 11/18/08

An ordinance to approve **Docket PUP 93-08**, petition of Evelyn Schenck, wife of/and Louis Scheneck, for a Permissive Use Permit to be allowed use of the following property as a rental unit in an R-1, (Single Family Residential) zone: Municipal No. 2813 Marquez Dr., Lot 175, Square L, Lexington Place Subdivision.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 93-08, petition of Evelyn Schenck, wife of/and Louis Scheneck, be granted for the following described property:
2813 Marquez Dr., Lot 175, Square L, Lexington Place Subdivision, Meraux, LA., as a rental unit in R-1, (Single Family Residential) zone.

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.

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

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15am
Date and Time

Received by Carrie Doza

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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#39

Polly Boudreaux
Council at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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, NOVEMBER 18, 2008 AT ELEVEN O'CLOCK A.M.

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

Ordinance SBPC# 949-11-08

Summary No. 2242
Introduced by: Administration on 10/21/08
Public Hearing held on 11/18/08

AN ORDINANCE DONATING THE TWO (2) ICE HOUSES LOCATED AT THE MAIN YARD ON PARIS ROAD, CHALMETTE TO THE LOUISIANA STATE DEPARTMENT OF WILDLIFE AND FISHERIES

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the St. Bernard Parish Government does hereby donate the following movable property namely the two (2) ice houses located at the Main Yard on Paris Road, Chalmette, to the Louisiana State Department of Wildlife and Fisheries (LDWF) with the following conditions.

- The ice houses shall be repaired, maintained, and owned by the LDWF.
- The ice houses shall be relocated to the eastern end of St. Bernard Parish in a location conducive to the support of the commercial fishing industry.
- Should the LDWF desire to transfer ownership of ice houses S. Bernard Parish Government shall have the first right of refusal to regain ownership.

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.

St. Bernard Parish Council
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 18th day of November, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 11/19/08 4:00 pm
Date and Time

Approved 11/20/08 6:05 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 11/20/08 9:15 am
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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#17

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

Ordinance SBPC# 950-12-08

Summary No. 2230
Introduced by: Administration on 10/7/08
EFC Recommended Approval on 11/25/08
Public Hearing held on 12/2/08

AN ORDINANCE TO ADOPT THE 2009 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the 2009 St. Bernard Parish Government Annual Operating and Capital Budget is hereby adopted.

SECTION 2. Effective Date. This ordinance shall become effective thirty (30) calendar days after publication by the Parish Council. 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 Section 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.

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

YEAS: Lauga, Cavignac, Ginart, Everhardt

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

NAYS: Auderer

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30 p.m.
Date and Time

Approved 12/18/08 1:00 PM Vetoed _____

Parish President

Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:35 pm
Date and Time

Received by Carrie Borsa

St. Bernard Parish Council

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#18

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 951-12-08

Summary No. 2245
Introduced by: Landry on 11/4/08
EFC Recommended Approval on 11/12/08
Public Hearing held on 12/2/08

AN ORDINANCE TO **RESCIND** ORDINANCE **SBPC# 892-08-08**, GARBAGE COLLECTION SERVICE FEE OF $20 PER MONTH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Ordinance SBPC# 892-08-08 is hereby rescinded therefore making it null and void. This will not allow the amendment of Chapter 11, Health and Sanitation, Article I, Section 11-7 and Article II, Section 11-30.This Ordinance will not make any adjustments for a garbage collection service fees.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:35pm.
Date and Time

Received by Carrie Borza

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
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#19

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 952-12-08

Summary No. 2246
Introduced by: Landry on 11/4/08
EFC Recommended Approval on 11/12/08
Public Hearing held on 12/2/08

AN ORDINANCE TO **RESCIND** ORDINANCE **SBPC# 893-08-08**, MOSQUITO CONTROL SERVICE FEE OF $1 PER MONTH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. An ordinance to rescind Ordinance SBPC# 893-08-08, therefore making it null and void. This will not allow the amendment of Chapter 11, Health and Sanitation, Article I, creating Section 11-8 and Article V, Section 11-100 through 11-105. This will rescind a mosquito control service fee of $1 per month.

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.

St. Bernard Parish Council

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

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Everhardt, Auderer.

NAYS: Ginart

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30p.m.
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 8:35pm
Date and Time

Received by Carrie Dorgan

St. Bernard Parish Council

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

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#20

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 953-12-08

Summary No. 2248
Introduced by: Landry on 11/4/08
EFC Recommended Approval on 11/12/08
Public Hearing held on 12/2/08

AN ORDINANCE TO **RESCIND SUMMARY NO. 2243** INTRODUCED AT THE OCTOBER 21, 2008 COUNCIL MEETING.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That Summary No. 2243 an ordinance to designate the reallocation of certain CDBG funds to provide for complete hospital funding is hereby rescinded therefore making it null and void.

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt.

NAYS: Auderer

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30 pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:36 p.m.
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#22

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 954-12-08

Summary No. 2250
Introduced by: Administration on 11/4/08
EFC Recommended Approval on 11/12/08
Public Hearing held on 12/2/08

AN ORDINANCE TO ACCEPT THE DONATION OF A PORTION OF PROPERTY AT 4105 E. JUDGE PEREZ DR. MADE BY ATMOS ENERGY, TO THE ST. BERNARD PARISH GOVERNMENT FOR USE OF A FIRE STATION.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Government accepts the donation of property at 4105 E. Judge Perez Dr. made by Atmos Energy to the St. Bernard Parish Government for the use of a right of way for Fire Station #6.

One certain portion of ground, in the Parish of St. Bernard, State of Louisiana, comprising in part thereof known as Cypress Gardens-Unit 1, being a portion of Lot Z-1-A, commencing at the intersection of the eastern right of way line of Paul Dr. and the northern right of way line of East Judge Perez Dr.; thence S61°29'44"E, a distance of 169.67' to the point of beginning; thence N28°03'09"E, a distance of 159.79' to a point; thence S61°29'44"E, a distance of 239.19' to a point; thence S37°09'08"W, a distance of 50.23' to point; thence N61°29'44"W, a distance of 151.73' to a point; thence S37°09'08"W, a distance of 111.40' to a point; thence N61°29'44"W, a distance of 61.89' to the point of beginning. Containing 19,466.6 square feet at Municipal Address: 4105 E. Judge Perez Dr., Meraux, LA 70075.

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.

St. Bernard Parish Council

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

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December 2, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30pm
Date and Time

Approved 12/18/08 1:00pm Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:35pm
Date and Time

Received by Carrie Boyer

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#23

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 955-12-08

Summary No. 2252
Introduced by: Administration on 11/4/08
EFC Recommended Approval on 11/12/08
Public hearing held on 12/2/08

AN ORDINANCE TO AMEND THE 2008 ST. BERNARD PARISH GOVERNMENT ANNUAL OPERATING AND CAPITAL BUDGET. (Summary Attached)

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the 2008 St. Bernard Parish Government Annual Operating and Capital Budget is hereby amended as per Summary attached.

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.

St. Bernard Parish Council

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Extract # 23 continued
December 2, 2008

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December 2, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30pm
Date and Time

Approved 12/18/08 1:00 pm Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:36 pm
Date and Time

Received by Carrie Borja

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#24

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 2, 2008 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC# 956-12-08

Summary No. 2263
Introduced by: Council on 11/4/08
EFC Recommended on 11/12/08
Public Hearing held on 12/2/08

An ordinance levying within the Parish of St. Bernard, State of Louisiana, effective January 1, 2009, a tax of two percent (2%) (the "Tax") upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission, levying and providing for the assessment, collection, payment, and dedication of the proceeds of such Tax and the purpose of which the proceeds of the Tax may be expended.

WHEREAS, pursuant to the provisions of La. R.S. 33:4574.1, as amended (the "Act"), and other constitutional and statutory authority, the Parish Council, of the Parish of St. Bernard, State of Louisiana (the " Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish") is authorized to levy and collect the Tax upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission, and;

WHEREAS, in compliance with the aforesaid statutory authority, it is the desire of this governing authority to levy said Tax and provide for the collection and distribution of the proceeds thereof and other matters in connection therewith as hereinafter provided in this ordinance, and;

NOW, THEREFORE BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana, (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that :

SECTION 1. Pursuant to the authority of the Act, there is hereby levied from and after January 1, 2009, and without any term limit, for the purpose of attracting conventions and tourists into the area of the jurisdiction of the Commission, including,

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Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

but not limited to, advertising, promotion and publication of information, a two percent (2%) tax (the "Tax") upon the rent or fee charged for the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of the St. Bernard Parish Tourist Commission (the word "hotel" to mean and include any establishment, public and private, engaged in the business of furnishing or providing rooms or overnight camping facilities intended or designed for dwelling, lodging or sleeping purposes to encompass any hospital, convalescent or nursing home or sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for the patients and their families), all in the manner and subject the provisions and terms of the Act and other constitutional and statutory authority.

SECTION 2. The Tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee of occupancy is paid. The word "person" as used herein shall have the same definition as that contained in La. R. S. 47:301(8).

SECTION 3. The Tax levied hereby shall be assessed, imposed, collected, paid and enforced in the manner as provided by the law of the State if Louisiana (the "State") applicable to the assessment, imposition, collection, payment, and enforceability of hotel-motel taxes by local governments.

SECTION 4. The obligations and rights of taxpayers and dealers in connection with the tax levied hereby shall be as provided tax payers and dealers by the provisions of State law applicable to hotel-motel taxes levied by local governments.

SECTION 5. The Collector (as hereinafter defined) is hereby authorized, empowered and directed to carry into effect the provisions of this ordinance, to appoint deputies, assistants or agents to assist in the performance of it's duties, and in pursuance thereof to make and enforce such rules as it may deem necessary.

SECTION 6. The Tax levied by this ordinance is authorized to be collected by a "Collector" which term shall mean the Sales Tax Department of the St. Bernard Parish Sheriff's Office (the "Collector"). The Chairman and the Clerk of this Authority are hereby authorized and directed to execute for and on behalf of the Parish an appropriate agreement with the Collector (if deemed necessary by the Collector) pertaining to the assessment, collection and payment of the Tax, in such form as may be satisfactory to the Collector, the signature of said officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder.

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Councilman
District A

George Cavignac
Councilman
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District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 7. That all taxes, revenues, funds, assessments, moneys, penalties, fees or other income which may be collected or come into the possession of the Collector under any provision or provisions of this ordinance relating to the Tax shall be promptly remitted by the Collector for the account of the Parish for deposit by the Authority in a special fund to be established and maintained for the deposit of such proceeds, which fund shall be a separate bank account established and maintained with the regularly designated fiscal agent of the Parish, provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Collector with said fiscal agent pending the final determination of the protest or litigation.

Out of the funds on deposit in such a special fund, there shall first be paid all reasonable and necessary costs and expenses of administering and collection the Tax and administering the provisions of this ordinance as well as the various administrative and enforcement procedures, if such cost and expenses have not been first paid from the revenues of the Tax by the Collector, such cost and expenses shall be reported by the Collector monthly to the Authority.

In compliance with the Act, authorizing the Tax, after all reasonable and necessary costs and expenses of collecting and administrating of the Tax have been paid as provided for above, the remaining balance in such special funds shall be remitted to the Authority to be expended solely for the purposes designated in the proposition authorizing the levy of the Tax.

SECTION 8. The fund or account described herein may be a separate fund or account or may be a separate accounting with a general or sweeps fund or account containing monies from multiple sources so long as separate accounting of such monies is maintained.

SECTION 9. If any one or more of the provisions of this ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not effect any other provision of this ordinance, and this ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this ordinance which validates or makes legal any provision of this ordinance which would nor otherwise be valid or legal, shall be deemed to apply to this ordinance.

SECTION 10. The Tax levied hereby is and shall be in addition to all other taxes, whether levied in the form of hotel/motel, sales, excise, or license, privilege or property taxes levied by any other resolution or ordinance adopted by this Authority or any other entity.

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Wayne J. Landry
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Frank Auderer

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Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 11. This Ordinance shall be in full force and effect immediately upon its adoption.

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

YEAS: Lauga, Cavignac, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: Henderson

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

And the motion was declared **adopted** on the 2nd day of December 2, 2008.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/4/08 1:30 p.m.
Date and Time

Approved 12/18/08 1:00 pm Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/18/08 2:36 pm
Date and Time

Received by Carrie Dorsa

St. Bernard Parish Council

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#1

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A SPECIAL MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON SATURDAY, DECEMBER 6, 2008 AT FIVE O'CLOCK P.M.

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

ORDINANCE SBPC #957-12-08

Summary No. 2249
Introduced by: Landry on 11/4/08
EFC Recommended Approval on 11/12/08
Public Hearing held on 12/2/08
Tabled on 12/2/08

AN ORDINANCE TO **ADJUST** THE PRIORITY OF CDBG FUNDS TO PROVIDE FOR FUNDING OF THE CONSTRUCTION TO THE HSD FOR BUILDING A HOSPITAL IN ST. BERNARD PARISH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. An ordinance to reallocate the following CDBG funds from their original allocation and to assign the allocation to the building of a hospital in ST. Bernard Parish. This Ordinance shall reallocate the Long term Recovery Projects to the HSD for construction of a hospital:

- Drainage Projects $ 10,000,000.00

The Total of $10,000,000.00 shall be assigned to the HSD bringing the total CDBG allocation for the hospital project to $35,000,000.00

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.

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

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Councilman
District A

George Cavignac
Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Lauga, Cavignac, Henderson, Everhardt, Auderer

NAYS: None

ABSENT: Ginart

The Council Chair, Mr. Landry, cast his vote as YEA.

And the motion was declared **adopted** on the 6th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12-16-2008 8:47 am
Date and Time

Approved 12/17/08 8:30 pm Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/19/08 9:33 am
Date and Time

Received by Carrie Borea

St. Bernard Parish Government

8201 West Judge Perez Drive
Phone (504) 278-4200

Chalmette, Louisiana 70043
Fax (504) 278-4264

Craig P. Taffaro, Jr.
Parish President

MEMORANDUM

TO: Wayne Landry
Council Chair

FROM: Craig P. Taffaro, Jr.
Parish President

DATE: December 18, 2008

RE: Summary No. 2249 – Ordinance

I am in receipt of the signed ordinance referenced above. As you are aware the Home Rule Charter requires ordinances passed by the Parish Council to be signed and delivered to the Parish President within three (3) days of passage excluding Saturdays, Sundays and Holidays. The above referenced ordinance was passed on December 6, 2008 at approximately 5:00 p.m. as the signature of the delivery date indicates December 16, 2008 at 8:47 a.m. there is a discrepancy between the Charter requirement and the delivery time to the President's Office. While I am sure this is nothing more than an oversight due to the high volume of activity that we are all experiencing in the recovery of St. Bernard Parish, I do feel an obligation to identify this seemingly minor issue. The Charter also requires that the Parish President act on a delivered ordinance within ten (10) days excluding Saturdays, Sundays and Holidays from the time of receipt. In the interest of acknowledging the importance of the hospital construction I have signed Summary No. 2249 into law as of December 17, 2008 8:30 p.m. As I appreciate this particular situation the better interest of St. Bernard Parish and its residents is served in this act.

Thank you for your correspondence and cooperation in filing such ordinance which will allow us to continue to address the need for a hospital in St. Bernard Parish.

CPT/ld

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#24

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC# 958-12-08

Summary No. 2210
Introduced by: Administration on 8/19/08
EFC recommended **APPROVAL** on 9/10/08
Public Hearing held on 10/7/08
Council **TABLED** on 10/7/08
EFC recommended **APPROVAL** on 12/10/08

AN ORDINANCE TO AMEND CHAPTER 22, ZONING, SEC. 22-5 TO CHANGE LUMBER YARDS FROM AN I-1 LIGHT INDUSTRIAL DESIGNATION TO A C-2 GENERAL COMMERCIAL.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That Section 22-5-6, Schedule Zoning District Regulations (Figure 1) of the St. Bernard Parish Code of Ordinances is hereby amended to read as follows:

a) Remove Permitted Use "(8)" under "I-1 LIGHT INDUSTRIAL ZONE REGULATIONS" in "USES PERMITTED IN I-1 LIGHT INDUSTRIAL AND I-2 HEAVY INDUSTRIAL DISTRICTS" in Chapter 22, Section 5, reading:

(8) Building materials (cement, lime in bags or containers, sand, gravel, shell, lumber and the like), storage and sales.

b) Insert: "Building materials (cement, lime, sand, gravel, and shell in bags only, lumber and the like), storage and sales" into "Figure 1. SCHEDULE OF NONRESIDENTIAL ZONING DISTRICT REGULATIONS" under Conditional Uses for "C-2 GENERAL COMMERCIAL" in Chapter 22, Section 5 of the Parish Code of Ordinances.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto

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Frank Auderer

Ray Lauga, Jr.
Councilman
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Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Landry, cast his vote as

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/18/08 3:10 pm
Date and Time

Approved 12/23/08 6:30 pm Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/24/08 10:46 am
Date and Time

Received by _____

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#25

Wayne J. Landry
Councilman at Large

Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE # SBPC 959-12-08

Summary No. 2211
Introduced by: Administration on 8/19/08
EFC recommended **APPROVAL** on 9/10/08
Public Hearing on 10/7/08
Council **TABLED** on 10/7/08
EFC recommended **APPROVAL** on 12/10/08

AN ORDINANCE TO AMEND CHAPTER 22, ZONING, SEC. 22-6 TO PROVIDE A PROVISION TO ALLOW FOR A DECREASE IN MINIMUM PARKING REQUIREMENTS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That Section 22-6, "Off street parking and loading requirements" of the St. Bernard Parish Code of Ordinances is hereby amended to read as follows:

22-6-4. *Decrease in Required Parking.* A decrease in the number of off-street parking spaces required by this Section may be granted as a condition for the issuance of a variance provided that the following criteria have been met:

1. The intent of this Section is preserved.
2. The amount of off-street parking to be provided will be sufficient to serve the uses for which it is intended.
3. The decrease in required off-street parking is based on a parking study prepared by a registered professional engineer. Said study shall include, at a minimum, the following:

a. Size and type of uses or activities on site;
b. Composition of tenancy on site;
c. Rate of parking turnover;

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Fred E. Everhardt, Jr.
Councilman
District E

d. Peak traffic and parking loads to be encountered;
e. Local parking habits;
f. Availability of public transportation.

4. Should the Board of Zoning Adjustment allow a decrease in the amount of required off-street parking, the Board of Zoning Adjustment shall require that a portion of the site be reserved to meet the landscaping requirements for commercial uses required by this Chapter. This reserved area shall not be developed and shall be either landscaped or maintained in a natural state if vegetation is present and said vegetation is approved by permits to reflect the intent of current landscaping requirements.

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

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Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/18/08 3:00pm
Date and Time

Approved 12/26/08 10:20 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/29/08 9:25am
Date and Time

Received by _____

St. Bernard Parish Council

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Wayne J. Landry
Councilman at Large

Frank Auderer

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Councilman
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George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#26

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC # 960-12-08

Summary No. 2244
Introduced by: Administration on 10/21/08
Planning Commission recommended **APPROVAL** of lot 5 only on 11/20/08
Public Hearing held on 12/16/08

AN ORDINANCE TO APPROVE **DOCKET 16-08**, PETITION OF GLORIA ACOSTA, WIFE OF/AND HERMAN ACOSTA, JR., FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO R-1,(M) MOBILE HOME RESIDENTIAL AND SINGLE FAMILY DWELLINGS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a zoning change be granted for Docket 16-08, Petition Of Gloria Acosta, wife of/and Herman Acosta, Jr., for a zoning change from R-1(Single Family Residential) to R-1,(M) Mobile Home Residential and Single Family Dwellings.

A certain lots of ground situated in the Parish of St. Bernard, State of Louisiana, designated as Lot Nos. 4, 5, 8, and 9, Block 2, Townsite B of Poydras Plantation. Lot 4 has a first front of 20.22 feet to a point, and a second front of 20.22 feet to a point on Saro lane (River Road) by a width in the rear of 40.0 feet, and depth on it's north side separating it from Lot 3 of 122.43 feet, by a depth on it's south side separating it from Lot of 122.37 feet. Lot 5 measures 40.44 feet on Saro lane and the width in the rear of 40.0 feet and in depth on it's north side separating it from Lot 4 of 122.47 feet and by a depth on it's south side separating it from Lot 6 of 128.44 feet. Lot 8 and 9 each measure 40.0 feet on Lincoln Avenue, same width in the rear, by a depth between parallel lines of 140.0 feet being bounded on the east by lot 10, and on the west by LOTS 4,5,6, and 7.

St. Bernard Parish Council

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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/17/08 3:20pm
Date and Time

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Councilman
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Fred E. Everhardt, Jr.
Councilman
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Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/23/08 1:14pm
Date and Time

Received by Carrie Dorgan

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#32

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District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC# 961-12-08

Summary No. 2260
Introduced by: Administration on 11/4/08
Planning Commission recommended **DENIAL** on 11/20/08
Public Hearing held on 12/16/08

AN ORDINANCE TO APPROVE **DOCKET PUP 99-08**, PETITION OF JANE DENNIS CHANSON, WIFE OF/AND WAYNE MARK CHANSON FOR A PERMISSIVE USE PERMIT TO BE ALLOWED USE OF THE FOLLOWING PROPERTY AS A RENTAL UNIT IN AN R-1, (SINGLE FAMILY RESIDENTIAL) ZONE: MUNICIPAL NO. 3012 CORINNE DRIVE, LOT 23-A, CORINNE PARK EXTENSION NO. 3, SQUARE B.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That a Permissive Use Permit Docket PUP 99-08, petition of Jane Dennis Chanson, wife of/and Wayne Mark Chanson be granted for the following described property: Municipal No. 3012 Corinne Drive, Lot 23-A, Corinne Park Extension No. 3, Square B.

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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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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

YEAS: Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: Lauga

ABSENT: **None**

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

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/18/08 3:00pm
Date and Time

Approved _____ Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/23/08 1:19pm
Date and Time

Received by _____

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#35

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Kenneth "Kenny" Henderson
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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC# 962-12-08

Summary No. 2265
Introduced by: Administration on 11/18/08
EFC Recommended **Approval** on 11/25/08
Water and Sewer Recommended **Approval** on 12/2/08
Public Hearing held on 12/16/08

AN ORDINANCE AMENDING **ORDINANCE SBPC# 928-10-08** AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO ACQUIRE THE RED CROSS PROPERTY FOR THE EXPANSION OF THE WATER AND SEWER PLANT AT THE APPRAISED VALUE OF $175,000, USING BOND MONIES TO MAKE THE PURCHASE AS A CAPITAL PROJECT. MUNICIPAL ADDRESS: 2220 PALMISANO BLVD., CHALMETTE, LA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION I. That St. Bernard Parish Council does hereby approve and authorize the Parish President to acquire the Red Cross property for the expansion of the Water and Sewer plant at the appraised value of $175,000, using bond monies to make the purchase as a capital project. Property described as Parcels X-1, X-3, and Y-1 Lacoste Plantation Sec. 5 TS13SR12E Parcel X-1 Measures in direction 900' To PT. X 131.80' To PT., X72.72'To PT. X 16.95' To PTX 74.67' To PT of Beginning. Parcel Y-1 Measures 72.72' front Palmisano Blvd. X Depth 114.85' X Width in rear 74.67'. Lot X-3 Measures 68.20' on a line of Lot Y-3 thence 83.59 feet on side line of Rebel Park, Thence 68.18 feet on line of Rebel Park, Thense 84.76' on line of lot Y-1. Municipal Address: 2220 Palmisano Blvd., Chalmette, LA. (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.

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Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/18/08 5:00pm
Date and Time

Approved 12/23/08 6:30 AM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/24/08 10:46am
Date and Time

Received by _____

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Councilman at Large

Frank Auderer

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Councilman
District A

George Cavignac
Councilman
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Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

#37

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 16, 2008 AT ELEVEN O'CLOCK A.M.

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

ORDINANCE SBPC# 963-12-08

Summary No. 2267
Introduced by: Administration on 11/18/08
EFC Recommended **Approval** on 11/25/08

AN ORDINANCE AMENDING **POLICE JURY ORDINANCE NO. 20-85,** ADOPTED ON MAY 7, 1985, AN ORDINANCE REQUIRING A PERMIT TO SELL WARES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1: No person shall indulge in the sale of wares or goods as a mobile vendor, itinerant market, peddler, or farmer without first registering and securing a permit from the department (office) of safety and permits. Prior to issuance of a permit, an inspection shall be made to verify compliance with this section (13-31) and all other applicable laws and regulations.

SECTION 2: Violation of Section 13-31 shall constitute a misdemeanor violation, punishable by a fine of up to five hundred dollars ($500.00) or up to thirty (30) days imprisonment, or both at the discretion of the court. In instances where inventory, wares, or vehicles are located on rights-of- way, sidewalks, roadways, or any other public property; those wares inventory or vehicles will be subject to impound or confiscation. Any impounded or confiscated items may be reclaimed only after final disposition of the misdemeanor charge(s). Impound fees and monetary fines shall be considered separate items with regard to Section 13-31. Each instance or day for which a violation of Section 13-31 occurs or continues shall constitute a separate, punishable offense.

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Frank Auderer

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Kenneth "Kenny" Henderson
Councilman
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Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

SECTION 3. 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 4. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer

NAYS: None

ABSENT: None

The Council Chair, Mr. Landry, cast his vote as YEA.

And the motion was declared **adopted** on the 16th day of December, 2008.

ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/18/08 3:00pm
Date and Time

Approved 12/23/08 6:35 AM Vetoed _____

Parish President
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/23/08 1:19pm
Date and Time

Received by

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#4

Wayne J. Landry
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Frank Auderer

Ray Lauga, Jr.
Councilman
District A

George Cavignac
Councilman
District B

Kenneth "Kenny" Henderson
Councilman
District C

Mike Ginart, Jr.
Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A SPECIAL MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE CHALMETTE, LOUISIANA ON MONDAY, DECEMBER 22, 2008 AT FIVE O'CLOCK P.M.

On motion of Mr. Auderer, seconded by Mr. Henderson, it was moved to **adopt** the following ordinance as amended:

ORDINANCE SBPC# 964-12-08

Summary No. 2266
Introduced by: Administration on 11/18/08
EFC Recommended **Approval** on 11/25/08
Public Hearing held on 12/16/08
Tabled by Council on 12/16/08

An ordinance approving a Cooperative Endeavor Agreement between the Parish of St. Bernard, State of Louisiana and the Hospital Service District of the Parish of St. Bernard, State of Louisiana; approving the issuance of not exceeding $600,000.00 of revenue bonds of said district; and providing for other matters in connection therewith.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Parish Council of the Parish of St. Bernard, State of Louisiana (the "Parish"), acting as the governing authority of the Parish (the "Governing Authority"), does hereby approve the Cooperative Endeavor Agreement between the Parish and the Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District") and hereby authorizes the Parish President to execute said Agreement upon approval by the District.

SECTION 2. This Governing Authority does hereby further approve the issuance of not exceeding $600,000.00 of Revenue Bonds (the "Revenue Bonds") of the District, pursuant to Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, for the purpose of capital improvement projects of the District, title to which shall be in the public (the "Project"), and paying the costs incurred in connection with the issuance thereof, said

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

Revenue Bonds to be payable from the income, revenues and receipts derived or to be derived from the properties and facilities owned, leased, mortgaged, or pledged to, maintained or operated by the District or received by the District from these properties and facilities, or from contracts or agreements relating to these properties and facilities, or from any other sources whatsoever. The Revenue Bonds will be issued at an interest rate not exceeding 6% per annum, and shall mature over a period of not exceeding ten (10) years from the date of issuance. The Revenue Bonds shall evidence a loan from the Parish pursuant to the aforesaid Cooperative Endeavor Agreement.

SECTION 3. 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 4. 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.

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

YEAS: Lauga, Cavignac, Henderson, Ginart, Everhardt, Auderer.

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 22nd day of December, 2008.

St. Bernard Parish Council

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Councilman
District D

Fred E. Everhardt, Jr.
Councilman
District E

RoXanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

WAYNE J. LANDRY
COUNCIL CHAIR

Delivered to the Parish President 12/24/08 9:00am
Date and Time

Approved 12/29/08 3:10 PM Vetoed _____

Parish President _____
Craig P. Taffaro, Jr.

Returned to Clerk of the Council 12/29/08 4:15pm
Date and Time

Received by Carrie Davis