



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

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

www.sbpj.net

#25

Kerri Callais

*Councilmember
at Large*

Richard "Richie" Lewis

*Councilmember
at Large*

Gillis McCloskey

*Councilmember
District A*

Nathan Gorbaty

*Councilmember
District B*

Howard Luna

*Councilmember
District C*

Wanda Alcon

*Councilmember
District D*

**Manuel "Monty"
Montelongo III**

*Councilmember
District E*

Roxanne Adams

Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MARCH 6, 2018 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2038-03-18

Summary No. 3563

Introduced by: Administration on 2/20/18

Public hearing held on 3/6/18

AN ORDINANCE TO **AMEND** CHAPTER 10, FIRE PROTECTION AND PREVENTION; ARTICLE I IN GENERAL; SECTION 10-2 FIREWORKS; SUBSECTION (C) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Parish Council hereby amends Chapter 10, Fire Protection and Prevention; Article I In General; Section 10-2 Fireworks; Subsection (c) as attached in Exhibit "A".

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.



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Page -2-
Extract #25 continued
March 6, 2018

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


YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of March, 2018.


ROXANNE ADAMS
CLERK OF COUNCIL


KERRI CALLAIS
COUNCIL CHAIR

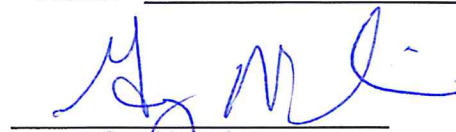
Delivered to the Parish President 3/8/2018 1:30pm
Date and Time

Received by Margen Campo

Approved ✓

Vetoed _____

Parish President


Guy McInnis

Returned to Clerk of the Council

3/12/2018 9:00am
Date and Time

Received by

Jennifer Lemaire

EXHIBIT "A"
SUMMARY NO. 3563
ORDINANCE SBPC #2038-03-18

Chapter 10 – Fire Protection and Prevention Section 10-2 - Fireworks

- (j) The following regulations are relative to the regulation of fireworks sales and related matters.
- 1) All fireworks licensees must provide a certificate of insurance in the amount of one million dollars (\$1,000,000.00) naming the parish as an additional insured. Said certificate shall be provided to the Parish prior to receiving a fireworks license.
 - 2) Each fireworks license shall cost one thousand five hundred dollars (\$1,500.00) per year without regard to the linear feet of retail counter space. Must have original state and parish license posted.
 - 3) All retail sales must take place behind a counter. Additionally, for safety reasons all inventory displayed for sale shall be stored or displayed behind a counter or table and shall not be in reach of customers.
 - 4) No storage of any excess or unsold inventory will be allowed within the parish of St. Bernard at the expiration of the fireworks seasons. Any violation of the above shall be grounds for immediate revocation of the fireworks license. No on site storage trailers or containers shall be allowed, all fireworks on site shall be in retail space.
 - 5) A off-duty St. Bernard Parish firefighter with radio link to fire communications must be hired to perform detail work at all fireworks stands for the price of forty dollars (\$40.00) per hour for each hour worked and shall only be required for all operating hours on December 30th and 31st and July 3rd and July 4th. For each hour worked after twelve (12) consecutive hours, the detail pay shall be increased to fifty dollars (\$50.00) per hour.