



St. Bernard Parish Council

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

Kerri Callais
*Councilmember
at Large*

Richard "Richie" Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Nathan Gorbay
*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

#21

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 20, 2018 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #2040-03-18

Summary No. 3566

Introduced by: Administration on 3/6/18

Planning Commission recommended **APPROVAL** on 2/27/18

Public hearing held on 3/20/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-2; INTERPRETATION, SUBSECTION 22-2-4; DEFINITIONS OF THE ST. BERNARD CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council hereby amends Chapter 22: Zoning; Section 22-2: Interpretation on; Subsection 22-2-4: Definitions of the St. Bernard Parish Code of Ordinances 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.

Jennifer Lemmon

EXHIBIT "A"
SUMMARY NO. 3566
ORDINANCE SBPC #2040-03-18

Chapter 22 – Zoning

Section 22-2 – Interpretation

Subsection 22-2-4 – Definitions

Accessory building and accessory uses:

- (a) *Accessory building.* A structurally detached building, except by roof, subordinate to the principal building on a lot, the use of which is customarily incidental to that of the principal building and not used as a place of habitation.

Note: For purposes of this chapter, shipping containers, cargo containers, railroad cars, truck vans, converted mobile homes, trailers, recreational vehicles, bus bodies, vehicles and similar prefabricated items and structures originally built for purposes other than the storage of goods and materials are not accessory storage buildings.

- (b) *Accessory use.* A subordinate use which is incidental to and customary or necessary in connection with the principally permitted use of a building or a principally permitted use, and which is located on the same lot with such principal building or use.

Buildings: Any structure designed or built for the support, enclosure, shelter or protection of persons, animals, chattels or property of any kind.

Building area: The area of that part of the lot not included in the yards or open spaces herein required.

Bulletin board: See "signs, advertising."

Burlesque shows or acts: A type of theater performance involving a variety of different acts, usually a parody or satire of popular culture. Shows often include singing, comics, circus tricks, and striptease acts. Burlesque does not include nudity or exposed nipples.

Business and professional office building (less than fifteen thousand (15,000) square feet): A small commercial building used primarily for offices, including shared common areas and spaces.

Business and professional office buildings (greater than fifteen thousand (15,000) square feet): A large commercial building used primarily for offices or suites used exclusively by independent commercial tenants.

Cafeteria: A restaurant at which patrons serve themselves at a counter and take food to the tables to eat.

Car wash: A commercial establishment engaged in the washing and cleaning of passenger vehicles, recreational vehicles or other light duty vehicular equipment, whether automatic or by hand.

Carport, attached: A canopy or shed, attached to the main building, open on two (2) or more sides, for the purpose of providing shelter for automobiles. An attached carport is considered an addition to the main structure.

Carport, detached: A canopy or shed, open on all sides, for the purpose of providing shelter for automobiles, recreational vehicles (RVs), and boats. A detached carport is considered to be an accessory structure.

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Catering kitchen: A facility for the preparation and distribution of foods in a ready-to-consume or partially ready state directly to mobile food trucks or for consumption at events off-site. Catering kitchens do not include the on-site sale of individual meals, individual beverages, or the manufacturing of alcoholic beverages.

Cellar: An area below the first story having more than one-half ($\frac{1}{2}$) of its height below grade and used for utilities, storage or garage [space] for occupants of the building, or janitor or watchman quarters. A cellar so used shall not be considered as a story.