



# St. Charles Parish

## Meeting Agenda

### Parish Council

**Council Chairman Desmond J. Hilaire**  
**Councilmembers Lance Marino, Clayton "Snookie" Fauchaux,**  
**Brian A. Fabre, 'Ram' Ramchandran, Derryl Walls, April Black,**  
**Dickie Duhe, Barry Minnich**

St. Charles Parish Courthouse  
15045 Highway 18  
P.O. Box 302  
Hahnville, LA 70057  
985-783-5125  
www.stcharlesparish.gov

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Monday, May 2, 2005

6:00 PM

Council Chambers, Courthouse

Final

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### Minutes

#### ATTENDANCE

#### CALL TO ORDER

#### PRAYER

True Vine Baptist Church

#### PLEDGE

#### APPROVAL OF MINUTES

#### SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

[2005-0117](#) Certificate of Achievement for Excellence in Financial Reporting - Ms. Gwen Bolotte

**Sponsors:** Mr. Laque and Department of Finance

[2005-0118](#) Art Contest - 2004 Comprehensive Annual Financial Report Cover Winners: Kristi Karger-1st Place; Perry Shifflett-2nd Place; Megan Rook-3rd Place; John Brignac-4th Place

**Sponsors:** Mr. Laque and Department of Finance

[2005-0119](#) In Recognition: Margaret Rogers - Successfully Completing the Grants Management Certificate Program - Recipient Track from Management Concepts

**Sponsors:** Mr. Laque and Department of Finance

[2005-0120](#) Proclamation: Older Americans Month

**Sponsors:** Mr. Minnich

[2005-0130](#) Proclamation: "National Day of Prayer"

**Sponsors:** Mr. Laque

## **ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING**

[2005-0112](#) An ordinance to amend the Code of Ordinances to revise Chapter 15, Section 15-9, to provide an exception to the Twenty-five (25) Miles Per Hour Speed Limit, to lower the speed limit on Breaux Street and Myrtle Street, in Boutte, to Fifteen (15) Miles Per Hour.

**Sponsors:** Mr. Minnich

**Attachments:** [2005-0112 Final Ord 05-5-4](#)

[2005-0121](#) An ordinance to approve and authorize the Execution of an Agreement with the St. Charles Parish Department of Community Services and the Department of Education for a Summer Food Service Program from June 6, 2005 through July 14, 2005.

**Sponsors:** Mr. Laque and Department of Community Services

**Attachments:** [summer food service revised](#)  
[Summer Feeding Contract 20041 2](#)  
[2005-0121 Agreement-F](#)  
[2005-0121 Final Ord 05-5-5 with Agreement](#)

[2005-0121](#) An ordinance to approve and authorize the Execution of an Agreement with the St. Charles Parish Department of Community Services and the St. Charles Parish School Board for a Summer Food Service Program from June 6, 2005 through July 15, 2005.

**Sponsors:** Mr. Laque and Department of Community Services

**Attachments:** [summer food service revised](#)  
[Summer Feeding Contract 20041 2](#)  
[2005-0121 Agreement-F](#)  
[2005-0121 Final Ord 05-5-5 with Agreement](#)

[2005-0129](#) An ordinance to amend the Code of Ordinances of St. Charles Parish, Chapter 3, Article I., Section 3.1, (a), (b), and (d) to add licensed day care centers.

**Sponsors:** Ms. Black

**Attachments:** [2005-0129 Final Ord 05-5-6](#)

[2005-0131](#) An ordinance to amend Ordinance No. 03-8-5, Ordinance No. 03-8-6, Ordinance No. 03-8-7, and Ordinance No. 03-8-8 to establish a standard Vendors Compensation for the Collection of local sales tax.

**Sponsors:** Mr. Laque

**Attachments:** [2005-0131 Final Ord 05-5-7](#)

[2005-0132](#) An ordinance to amend Ordinance No. 05-3-9 approving the Act of Dedication for Magnolia Manor Subdivision, Phase I-B, Boutte, to approve and accept the Final Plat prepared by Michael D. Bernard, P.L.S. dated March 21, 2005.

**Sponsors:** Mr. Laque

**Attachments:** [2005-0132 Act of Dedication-F](#)

[2005-0132 Final Ord 05-5-8 with Dedication](#)

[2005-0108](#) An ordinance to revoke and abandon the following undeveloped street right-of-ways within proposed Terre Haute Subdivision in St. Rose: Berwyn Avenue, Elto Street, and Parsons Avenue, located in a portion of Section 39, T12S-R9E, Fairview Plantation, St. Rose, St. Charles Parish, LA.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Terre Haute survey](#)

[Terre Haute Recommendation](#)

[Terre Haute minutes](#)

[2005-0108 Final Ord 05-7-7](#)

**Legislative History**

3/8/05	Department of Planning & Zoning	Received/Assigned PH
4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission
4/7/05	Planning Commission	Recommended Approval to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

[2005-0110](#) An ordinance approving and authorizing the execution of an Act of Dedication for Legend Oaks Subdivision, Bayou Gauche, St. Charles Parish, LA.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [2005-0110 Act of Dedication-F](#)

[2005-0110 Final Ord 05-5-9 with Dedication](#)

**Legislative History**

4/18/05	Parish President	Introduced
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4/18/05 Parish Council Publish/Scheduled for Public Hearing

[2005-0114](#)

An ordinance providing mandatory supporting authorization to Christina and Lauricella to endorse the positive Planning & Zoning Commission decision regarding PZS-2003-64, Evangeline City, Phase 2 Subdivision. The developer is hereby authorized to proceed with the plat as presented at the regular meeting of April 7, 2005 with a waiver to the required subsurface drainage.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Subsurface waiver request to PZ](#)  
[Rec at Glance Evangeline City 2 Subsurface Waiver](#)  
[2005-0114 Final Ord 05-6-7](#)

**Legislative History**

4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission
4/7/05	Planning Commission	Recommended Approval to the Parish Council

## PLANNING AND ZONING PETITIONS

[2005-0104](#)

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from OL to C-2 at portions of Lots 7 and 8 Victoria Plantation, New Sarpy, Louisiana, as requested by Clyde Gisclair.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Gisclair minutes](#)  
[Gisclair LUR](#)  
[Gisclair Recommendation](#)

**Legislative History**

3/12/05	Department of Planning & Zoning	Received/Assigned PH
4/7/05	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/7/05	Planning Commission	Recommended Denial to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

[2005-0105](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Alultimo and Jessica Villasenor - "D.A. Snowballs" - a snowball stand at 17213 Old Spanish Trail, Des Allemands, La.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Villasenor minutes](#)  
[Villasenor Recommendation](#)  
[Villasenor Letter to DOTD](#)  
[Villasenor Letter from DOTD](#)  
[2005-0105 Final Ord 05-5-1](#)

**Legislative History**

2/3/05	Department of Planning & Zoning	Received/Assigned PH
4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission <i>The Planning &amp; Zoning Department does not make recommendations on home occupations.</i>
4/7/05	Planning Commission	Recommended Approval to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

[2005-0106](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from C-2 to C-3 at Block 1, Lot 13, Mosella Township, on Old Spanish Trail, St. Charles Parish, Louisiana, as requested by Wayne Morvant.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Morvant LUR](#)  
[Morvant Recommendation](#)  
[Morvant minutes](#)

**Legislative History**

3/12/05	Department of Planning & Zoning	Received/Assigned PH
4/7/05	Department of Planning & Zoning	Recommended Denial to the Planning Commission
4/7/05	Planning Commission	Recommended Denial to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

**ORDINANCES SCHEDULED FOR PUBLIC HEARING  
(INTRODUCED AT PREVIOUS MEETING)**

[2005-0107](#) An ordinance to amend the St. Charles Parish Zoning Ordinance to require a six (6) foot high solid wood, vinyl, or masonry fence and a landscaped buffer area where commercial or industrial uses in an M-1 zoning district are permitted abutting residential zoning districts or uses.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Fencing recommendation](#)

[Fencing minutes](#)

[2005-0107 Final Ord 05-5-2](#)

**Legislative History**

4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission
4/7/05	Planning Commission	Recommended Approval to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

[2005-0108](#) An ordinance to revoke and abandon the following undeveloped street right-of-ways within proposed Terre Haute Subdivision in St. Rose: Berwyn Avenue, Elto Street, and Parsons Avenue, located in a portion of Section 39, T12S-R9E, Fairview Plantation, St. Rose, St. Charles Parish, LA.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Terre Haute survey](#)

[Terre Haute Recommendation](#)

[Terre Haute minutes](#)

[2005-0108 Final Ord 05-7-7](#)

**Legislative History**

3/8/05	Department of Planning & Zoning	Received/Assigned PH
4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission
4/7/05	Planning Commission	Recommended Approval to the Parish Council
4/18/05	Parish President	Introduced
4/18/05	Parish Council	Publish/Scheduled for Public Hearing

[2005-0109](#) An ordinance to establish regulations for Door-to-Door Solicitation in St. Charles Parish.

**Sponsors:** Mr. Laque

**Attachments:** [2005-0109 Final Ord 05-5-3](#)

**Legislative History**

4/18/05	Parish President	Introduced
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4/18/05 Parish Council Publish/Scheduled for Public Hearing

[2005-0110](#)

An ordinance approving and authorizing the execution of an Act of Dedication for Legend Oaks Subdivision, Bayou Gauche, St. Charles Parish, LA.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [2005-0110 Act of Dedication-F](#)  
[2005-0110 Final Ord 05-5-9 with Dedication](#)

**Legislative History**

4/18/05 Parish President Introduced

4/18/05 Parish Council Publish/Scheduled for Public Hearing

**ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED**

[2005-0072](#)

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from R-1AM to R-1M at Lot X, property located south of Tinney Street, 240 feet west of Alexander Street, Boutte, La as requested by Dominic Brown.

**Sponsors:** Mr. Laque and Department of Planning & Zoning

**Attachments:** [Tinney Recommendations](#)  
[Tinney minutes](#)  
[Tinney LUR](#)

**Legislative History**

12/30/04 Department of Planning & Zoning Received/Assigned PH

3/3/05 Department of Planning & Zoning Recommended Approval to the Planning Commission

3/3/05 Planning Commission Recommended Approval to the Parish Council

3/21/05 Parish President Introduced

3/21/05 Parish Council Publish/Scheduled for Public Hearing

4/4/05 Parish Council Public Hearing Requirements Satisfied

**Reported:**

*P & Z Department Recommended: Approval*

*Planning Commission Recommended: Approval*

**Speakers:**

*Mr. Dominic Brown, Boutte*

*Ms. Emelda Turner, Boutte*

*Ms. Theadra Alexander, Boutte*

4/4/05 Parish Council Tabled.

4/18/05 Parish Council Tabled.

## PERSONS TO ADDRESS THE COUNCIL

[2004-0438](#) Mr. Nathan P. Chatelain: Building Codes

**Attachments:** [2004-0438 Petition](#)

## RESOLUTIONS

[2005-0113](#) A resolution to grant permission to the St. Charles Parish Firemen's Association to solicit contributions at the intersection of LA 48 and Ormond Boulevard and at the intersection of Airline Highway and Ormond Boulevard on May 7, 2005.

**Sponsors:** Mr. Minnich

**Attachments:** [2005-0113 Final Reso 5259](#)

[2005-0122](#) A resolution authorizing the Chairman or the Secretary to offer no objection to Valero St. Charles Refinery, COE MVN-2005-775 EE, WQC #BB 050211-03, CUP#P20050123 for a permit for proposed expansion of an existing industrial development to include an area for a laydown yard, overflow contractor parking, and construction yard. Approximately 500 cu. yds. of native material will be excavated and approximately 80,000 cu. yds. of fill and approximately 10,648 cu. yds. of crushed stone or gravel will be required to fill the area, Sections 6 & 7, St. Charles Parish, Louisiana.

**Sponsors:** Mr. Laque and Coastal Zone Management Section

**Attachments:** [Recommend valero 2005](#)

[2005-0122 Notice-Corps](#)

[2005-0122 Notice-DEQ,DNR](#)

[2005-0122 Letters 3-8](#)

[2005-0122 Letters 3-18](#)

[2005-0122 Letters 5-5](#)

[2005-0122 Final Reso 5260](#)

### **Legislative History**

3/1/05	Parish Council	Rcmd'ation Request Fwd'd to the Coastal Zone Management Section
3/8/05	Parish Council	Time Ext. Requested to the DEQ, DNR
3/18/05	Parish Council	Time Ext. Requested to the Corps, DEQ, DNR
4/21/05	Coastal Zone Management Section	Recommended Approval to the Coastal Zone Advisory Committee

4/21/05 Coastal Zone Advisory No Recommendation to the Parish Council Committee  
*The CZAC felt that they would like to have more questions answered about the proposed site and the mitigation obligation as outlined by the Corps; CZAC tabled*

2005-0123

A resolution authorizing the Chairman or the Secretary to offer no objection to Wade Koehn, COE MVN-2004-4046-EGG, WQC SG 050310-17, CUP#P20041161 for a permit to clear, excavate, and dredge approximately 4,715 cubic yards of native material to create a 206' X 206' X 3 feet deep pond for private recreational use, 962 Magnolia Ridge, Boutte, St. Charles Parish, Louisiana.

Sponsors:

Mr. Laque and Coastal Zone Management Section

Attachments:

[Recommend w koehn 2005](#)

[2005-0123 Notice-Corps,DEQ](#)

[2005-0123 Letters 3-18](#)

[2005-0123 Notice-DNR](#)

[2005-0123 Letter](#)

[2005-0123 Letters 5-5](#)

[2005-0123 Final Reso 5261](#)

Legislative History

3/16/05	Parish Council	Rcmnd'ation Request Fwd'd to the Coastal Zone Management Section
3/18/05	Parish Council	Time Ext. Requested to the Corps, DEQ
4/14/05	Parish Council	Time Ext. Requested to the DNR
4/21/05	Coastal Zone Management Section	Recommended Approval to the Coastal Zone Advisory Committee
4/21/05	Coastal Zone Advisory Committee	Recommended Approval to the Parish Council

2005-0114

A resolution providing mandatory supporting authorization to Christina and Lauricella to endorse the positive Planning & Zoning Commission decision regarding PZS-2003-64, Evangeline City, Phase 2 Subdivision. The developer is hereby authorized to proceed with the plat as presented at the regular meeting of April 7, 2005 with a waiver to the required subsurface drainage.

Sponsors:

Mr. Laque and Department of Planning & Zoning

Attachments:

[Subsurface waiver requet to PZ](#)

[Rec at Glance Evangeline City 2 Subsurface Waiver](#)

[2005-0114 Final Ord 05-6-7](#)

Legislative History

4/7/05	Department of Planning & Zoning	No Recommendation to the Planning Commission
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4/7/05 Planning Commission Recommended Approval to the Parish Council

[2005-0115](#) A resolution authorizing the issuance of a Special License to University Park Lions Club to conduct a Super Bingo.

**Sponsors:** Mr. Marino

**Attachments:** [2005-0115 Final Reso 5262](#)

[2005-0128](#) A resolution requesting a study be conducted of the Pest Problems in Ormond Country Clubs dedicated drainage pond areas and back yards of residents and all other parish residential communities where pest problems persist due to the multiplication of nutria.

**Sponsors:** Mr. Ramchandran

**Attachments:** [2005-0128 Final Reso 5265](#)

## APPOINTMENTS

[2005-0100](#) A resolution to appoint a member to the Planning & Zoning Commission.

**Attachments:** [2005-0100 Final Reso 5266](#)

*Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Mr. George Hull. Four (4) year term to begin May 31, 2005 and expire May 31, 2009.*

**Legislative History**

5/7/01 Parish Council Enacted Legislation  
*Mr. George Hull appointed to the Planning & Zoning Commission on May 7, 2001, per Resolution No. 4915  
 Term: May 31, 2001 - May 31, 2005*

4/18/05 Parish Council Vacancy Announced

[2005-0101](#) A resolution to appoint a member to the Planning & Zoning Commission.

**Attachments:** [2005-0101 Final Reso 5272](#)

*Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Marilyn Richoux. Four (4) year term to begin May 31, 2005 and expire May 31, 2009.*

**Legislative History**

5/7/01 Parish Council Enacted Legislation  
*Ms. Marilyn Richoux appointed to the Planning & Zoning Commission on May 7, 2001, per Resolution No. 4914  
 Term: May 31, 2001 - May 31, 2005*

4/18/05 Parish Council Vacancy Announced

[2005-0125](#) Appoint a member to the St. Charles Parish Bi-Centennial Committee representing the public at-large from the East Bank.

**Sponsors:** Mr. Laque

*On May 16, 2005 Council Chairman will accept nominations to the Bi-Centennial Committee; one member representing the public at-large from the East Bank.*

**Legislative History**

4/18/05 Parish Council Enacted Legislation  
*Approving Resolution No. 5258, amending Resolution No. 5210 expanding the membership of the St. Charles Parish Bi-Centennial Committee.*

[2005-0126](#) Appoint a member to the St. Charles Parish Bi-Centennial Committee representing the public at-large from the West Bank.

**Sponsors:** Mr. Laque

*On May 16, 2005 Council Chairman will accept nominations to the Bi-Centennial Committee; one member representing the public at-large from the West Bank.*

**Legislative History**

4/18/05 Parish Council Enacted Legislation  
*Approving Resolution No. 5258, amending Resolution No. 5210 expanding the membership of the St. Charles Parish Bi-Centennial Committee.*

## SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

[2005-0124](#) Calendar of Official Action for the 2006 Budget: Set Public Hearing Dates - Lorrie Toups

**Sponsors:** Mr. Laque and Department of Finance

**Attachments:** [2005-0124 Final Ord 05-11-1 with Exhibits](#)

[2005-0127](#) Executive Session: Peter Rizzo, et al vs St. Charles Parish 29th JDC #57,861

**Sponsors:** Mr. Laque and Department of Legal Services

## ADJOURNMENT

### MEETINGS

*CITIZENS' RECYCLING COMMITTEE: Tuesday, 5/3/05, 6:15PM, Council Chambers*  
*PLANNING & ZONING COMMISSION: Thursday, 5/5/05, 7PM, Council Chambers*  
*911 COMMUNICATIONS DISTRICT: Monday, 5/9/05, 5PM, Council Chambers*  
*COMMUNITY ACTION ADVISORY BOARD: Wednesday, 5/11/05 7PM, Courthouse Annex*  
*SUNSET DRAINAGE DISTRICT: Thursday, 5/12/05, 7PM, Council Chambers*

### Accommodations for Disabled

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5125 to discuss the particular accommodations needed.