



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Wendy Benedetto
Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,
Terrell D. Wilson, Paul J. Hogan, Larry Cochran,
Traci A. Fletcher, Julia Fisher-Perrier

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

Monday, January 7, 2013

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 2 [2012-0452](#) Proclamation: Martin Luther King, Jr. Day

Sponsors: Mr. Wilson

- 3 [2013-0001](#) A resolution giving preliminary approval to the issuance of not exceeding Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) of Sales Tax Refunding Bonds, of the Parish of St. Charles, State of Louisiana; making application to the State Bond Commission for approval of said Bonds; and providing for other matters in connection therewith.

Sponsors: Mr. St. Pierre Jr. and Bond Counsel

Attachments: [2013-0001 Final Reso 5966](#)

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2012-0450](#) Housing Authority

[2012-0451](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

(No items for the regular Agenda)

[2013-0002](#) An ordinance approving and authorizing the execution of Change Order No. 1 (Final) for Parish Project No P080502-5, Carriage Canal Bank Repairs, to balance the contract quantities with actual quantities resulting in a decrease of \$58,128.23 and decrease contract time by 31 days.

Sponsors: Mr. St. Pierre Jr. and Department of Public Works

Attachments: [2013-0002 Change Order-F](#)
[2013-0002 Final Ord 13-1-9 with Change Order](#)

[2013-0003](#) An ordinance approving and authorizing a Home Occupation under the operation of James H. Smith - "Southern Express Air Conditioning & Heating, LLC" - a heating and air conditioning contractor - at 103 Champagne Lane, Ama.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [James AERIAL_BW.pdf](#)
[James Smith LUR 2012-13.doc](#)
[James Smith Rec at a Glance.doc](#)
[James Smith Minutes](#)
[2013-0003 Final Ord 13-1-8](#)

Legislative History

12/7/12	Department of Planning & Zoning	Received/Assigned PH
1/3/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
1/3/13	Planning Commission	Recommended Approval to the Parish Council

[2013-0004](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI, A, [I.] O-L, 3, e, to provide that Cemeteries and Mausoleums shall require a supporting resolution of the Parish Council.

Sponsors: Mr. Hogan and Ms. Schexnaydre

Attachments: [2013-0004 Ltr to P&Z](#)
[Cemeteries support reso Rec at a Glance.doc](#)
[Cemeteries and mausoleums. Minutes](#)
[2013-0004 Failed Proposed Ordinance](#)

Legislative History

12/14/12	Council Secretary	Correspondence Sent to have the Planning & Zoning Director to initiate the process to have the referenced placed on the January 3, 2013 Planning Commission Agenda.
1/3/13	Department of Planning & Zoning	No Recommendation to the Planning Commission
1/3/13	Planning Commission	Recommended Denial to the Parish Council

[2013-0005](#) An ordinance to amend the Code of Ordinances Appendix A, VI, C; [IV.] C-3, 1, c. Special permit uses to provide that approval of special use permits for barrooms, night clubs, lounges, and dancehalls shall require a supporting resolution of the Parish Council.

Sponsors: Mr. Hogan

Attachments: [barrooms etc. Rec at a Glance PZO 2013 03.doc](#)
[2013-0005 PZ ltr 6-17-14](#)
[2013-0005 Recommendation at a Glance \(2\)](#)
[2013-0005 Minutes \(Barrooms etc require supp rsln\)](#)
[barrooms etc. Minutes](#)
[2013-0005 Failed Proposed Ordinance](#)
[2013-0005 Final Ord 14-8-6](#)

Legislative History

1/3/13	Department of Planning & Zoning	No Recommendation to the Planning Commission
1/3/13	Planning Commission	Recommended Denial to the Parish Council

[2010-0430](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI, D; [I] M-1; 1; c, (5), and Section VI, D; [I] M-1; 1; c, (7) to provide that approval of special use permits for tow yards, barrooms, night clubs, lounges, and dancehalls shall require a supporting resolution of the Parish Council.

Sponsors: Mr. Hogan and Ms. Schexnaydre

Attachments: [tow yards, etc. support reso Rec at a Glance.doc](#)

[2010-0430 PZ ltr 6-17-14](#)

[2010-0430 Recommendation at a Glance \(2\)](#)

[2010-0430 Minutes \(tow yards etc require supp rsln\)](#)

[tow yards etc. Minutes](#)

[2010-0430 Failed Proposed Ordinance](#)

[2010-0430 Final Ord 14-8-8](#)

Legislative History

12/15/10	Legislative Committee	Meeting Cancelled
2/8/11	Legislative Committee	Discussed.
	<i>Speakers:</i>	
	<i>Ms. Kim Marousek, Planning & Zoning Director</i>	
1/3/13	Department of Planning & Zoning	No Recommendation to the Planning Commission
1/3/13	Planning Commission	Recommended Denial to the Parish Council

[2013-0006](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI, B, [IV.] R-1M, 2, a, to provide that RV Parks shall require a supporting resolution of the Parish Council.

Sponsors: Mr. Hogan and Ms. Schexnaydre

Attachments: [RV Parks Rec at a Glance PZO 2013 04.doc](#)

[2013-0006 PZ ltr 6-17-14](#)

[2013-0006 Recommendation at a Glance \(2\)](#)

[2013-0006 Minutes \(RV Park require supp rsln\)](#)

[RV Parks. Minutes](#)

[2013-0006 Failed Proposed Ordinance](#)

[2013-0006 Final Ord 14-8-7](#)

Legislative History

1/3/13	Department of Planning & Zoning	No Recommendation to the Planning Commission
1/3/13	Planning Commission	Recommended Denial to the Parish Council

2013-0007

An ordinance to approve and authorize the execution of an Agreement between Burk-Kleinpeter, Inc. (BKI) and St. Charles Parish to prepare a Corridor Revitalization Plan for Paul Maillard Road, LA 52.

Sponsors:

Mr. St. Pierre Jr., Department of Planning & Zoning, Mr. Faucheux and Mr. Wilson

Attachments:

[ATTACHMENT C_CEA Corridor Rev. Plan.pdf](#)
[Attachment D - Corridor Revitalization Plan.doc](#)
[CONTRACT BKI - Revised 1-4-13 Corridor Rev. Plan.doc](#)
[ATTACHMENT A_SOW Corridor Rev. Plan](#)
[ATTACHMENT B_STAFF Corridor Rev. Plan](#)
[2013-0007 Agreement-F](#)
[2013-0007 Final Ord 13-1-10 with Agreement](#)

2013-0008

An ordinance to approve and authorize the execution of an Agreement between the Center for Planning Excellence (CPEX) and St. Charles Parish to assist with the development of a Revitalization Plan for the Paul Maillard Road Corridor, LA 52.

Sponsors:

Mr. St. Pierre Jr., Department of Planning & Zoning, Mr. Faucheux and Mr. Wilson

Attachments:

[CPEX_SCPPM_ScopeofWork_01032013](#)
[CPEX_SCPPM_Contract for Services_01032013](#)
[2013-0008 Agreement-F](#)
[2013-0008 Final Ord 13-1-11 with Agreement](#)

2013-0009

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "**No Overnight Parking**" signs on Avalon Place, Tristan Lane, Kaylee Drive, Meredith Place, and Laklynn Lane in Avalon Subdivision in Hahnville.

Sponsors:

Mr. Wilson

Attachments:

[2013-0009 Final Ord 13-1-12](#)

PLANNING AND ZONING PETITIONS

- 5 [2012-0444](#) 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 M-1 to OL on Lot 95F of the Ranson Subdivision Section 39, Township 14 S, Range 20 E at 16461 Old Spanish Trail, Des Allemands.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Antioch Aerial_Color.pdf](#)
 [Antioch Baptist Church Rec at a Glance.doc](#)
 [Antioch BC - RTG LUR.doc](#)
 [survey clearer copy.pdf](#)
 [Antioch Minutes 12.06.12 Antioch rezone](#)
 [2012-0444 Final Ord 13-1-1](#)

Legislative History

8/23/12	Department of Planning & Zoning	Received/Assigned PH
12/6/12	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/6/12	Planning Commission	Recommended Approval to the Parish Council
12/17/12	Parish President	Introduced
12/17/12	Parish Council	Publish/Scheduled for Public Hearing

- 7 [2012-0445](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning from CR-1 to R-1AM at 1076 Paul Maillard Road, a lot measuring 50 ft. fronting Paul Maillard Road by 67 ft. between equal and parallel lines, as per a survey dated December 3, 2012 by Stephen Flynn, Boutte, as requested by David Williams.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [David Williams Aerial_Color \(3\).pdf](#)
 [David Williams LUR.doc](#)
 [David Williams Survey dated 13 03 12.pdf](#)
 [David Williams Rec at a Glance.doc](#)
 [David Williams Minutes 12.06.12 \(Williams\)](#)
 [2012-0445 Final Ord 13-1-2](#)

Additional Data (Regular Agenda - Page 15)

Legislative History

10/26/12	Department of Planning & Zoning	Received/Assigned PH
12/6/12	Department of Planning & Zoning	Recommended Denial to the Planning Commission

12/6/12	Planning Commission	Recommended Approval to the Parish Council
12/17/12	Parish President	Introduced
12/17/12	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 8 [2012-0269](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 24 Noise; Section 24-6 Prohibitions and Section 24-7 Enforcement.

Sponsors: Mr. Hogan

Attachments: [2012-0269 Failed Proposed Ordinance](#)

[2012-0269 8-22-12 P ltr Sheriff](#)

[2012-0269 11-5-12 Sheriff ltr PC](#)

[2012-0269 Final Ord 13-1-3](#)

Legislative History

8/6/12	Council Member(s)	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing
8/20/12	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended:</i>	<i>Approval</i>
8/20/12	Parish Council	Approved 1 <i>Proposed ordinance failed for lack of a majority by the following vote</i>
8/20/12	Parish Council	Discussed. <i>Councilman Hogan requested Point of Privilege. Councilman Hogan inquired of the procedure to amend one part of the Code to agree with another and the preference of the Council addressing File No. 2012-0269 in committee.</i>
8/22/12	Council Member(s)	Correspondence Sent to Sheriff Greg Champagne, from District IV Councilman Paul J. Hogan, PE, to review and provide your comments, concerns and suggestions to the proposed ordinance.
10/16/12	Legislative Committee	Meeting Cancelled
11/5/12	Council Member(s)	Correspondence Received to the Parish Council, from Sheriff Greg Champagne, providing response. Would recommend repealing the provision of whether a dog barks is "continuous or intermittent". Deputies must sit with a watch and determine how long a dog barks. A deputy would be tied up for an additional half an hour or more trying to document the arbitrary time limits in that provisions.
11/5/12	Legislative Committee	Discussed.
	Speakers:	
		Sheriff Greg Champagne, St. Charles Parish
		Mr. Ron Touchard, Bayou Gauche
		Captain Gil Schmitt, St. Charles Parish Sheriff's Office

- | | | | |
|--|----------|-------------------|--------------------------------------|
| | 12/17/12 | Council Member(s) | Introduced |
| | 12/17/12 | Parish Council | Publish/Scheduled for Public Hearing |
- 10** [2012-0446](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 4 Animals and Fowl, Article I.; Section 4-5. Public nuisance, and Section 4-10.1 Penalties.
- Sponsors:** Mr. Hogan
- Attachments:** [2012-0446 Final Ord 13-1-4](#)
- Legislative History**
- | | | | |
|--|----------|-------------------|--------------------------------------|
| | 12/17/12 | Council Member(s) | Introduced |
| | 12/17/12 | Parish Council | Publish/Scheduled for Public Hearing |
- 12** [2012-0447](#) An ordinance approving and authorizing the execution of Change Order No. 1 for the Hurricane Gustav/Ike Community Development Block Grant (CDBG) Disaster Recovery Program Project No. 45PARA3201, the Edward A. Dufresne Community Center, to decrease the contract amount by \$373.78 and increase the contract time by thirty-five (35) days.
- Sponsors:** Mr. St. Pierre Jr. and Grants Office
- Attachments:** [Change Order #1 approved 12-6-12.pdf](#)
[Change Order No. 1 - Version for Publication 2.pdf](#)
[Change Order No. 1 - backup of 125 pages.pdf](#)
[2012-0447 Change Order-F](#)
[2012-0447 Final Ord 13-1-5 with Change Order](#)
- Legislative History**
- | | | | |
|--|----------|------------------|--------------------------------------|
| | 12/17/12 | Parish President | Introduced |
| | 12/17/12 | Parish Council | Publish/Scheduled for Public Hearing |
- 15** [2012-0448](#) An ordinance to approve and authorize the execution of a contract with Bill Ward Builders, LLC, to construct a new restroom facility at the West Bank Bridge Park in Luling.
- Sponsors:** Mr. St. Pierre Jr. and Department of Parks and Recreation
- Attachments:** [00500 SCP Standard Agreement Form Actual CD 1907.doc](#)
[2012-0448 Contract-F](#)
[2012-0448 Final Ord 13-1-6 with Contract](#)
[2012-0448 Completion-F](#)
- Legislative History**
- | | | | |
|--|----------|------------------|--------------------------------------|
| | 12/17/12 | Parish President | Introduced |
| | 12/17/12 | Parish Council | Publish/Scheduled for Public Hearing |

- 21 [2012-0449](#) An ordinance to approve and authorize the execution of Agreement between St. Charles Parish and Meyer Engineers, Ltd. to provide design services for the new Parks and Recreation Equipment Building at 131 Manor Road in Luling.

Sponsors: Mr. St. Pierre Jr. and Department of Parks and Recreation

Attachments: [2012-0449 Agreement-F](#)
[2012-0449 Final Ord 13-1-7 with Agreement](#)

Legislative History

12/17/12	Parish President	Introduced
12/17/12	Parish Council	Publish/Scheduled for Public Hearing

- [2012-0449](#) An ordinance to approve and authorize the execution of Agreement between St. Charles Parish and Meyer Engineers, Ltd. to provide design services for the new Parks and Recreation Equipment Building at 131 Manor Road in Luling.

Sponsors: Mr. St. Pierre Jr. and Department of Parks and Recreation

Attachments: [2012-0449 Agreement-F](#)
[2012-0449 Final Ord 13-1-7 with Agreement](#)

Legislative History

12/17/12	Parish President	Introduced
12/17/12	Parish Council	Publish/Scheduled for Public Hearing

RESOLUTIONS

2012-0379

A resolution providing mandatory supporting authorization to Antioch Baptist Church to endorse the Planning Board of Commissioners positive recommendation to waive the 6 ft. fence or screen planting requirement along eastern property line where the site abuts Lots 91C, 93D, and 95E of the Ranson Subdivision and along the northern property line of the site where it abuts Lot 97B of the Ranson Subdivision, Section 39, Township 14 S, Range 20 E, for the approved special permit (PZSPU-2012-07) for a cemetery on Lot 95F of the Ranson Subdivision, at 16461 Old Spanish Trail, Des Allemands.

Sponsors:

Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments:

[Antioch BW Aerials.pdf](#)

[Antioch Baptist Church Recommendations.doc](#)

[Antioch Site plan.pdf](#)

[Antioch Survey.pdf](#)

[Antioch LUR.doc](#)

[reso Antioch Opposition letter and petition 2013.pdf](#)

[reso PZSPU-2012-07 Antioch BC REVISED 2013.doc](#)

[reso Rec at a Glance Antioch Baptist Church 2013.doc](#)

[reso Site plan 2013.pdf](#)

[reso survey clearer copy 2013.pdf](#)

[reso Minutes 12.06.12 Antioch spu 2013](#)

[Antioch Baptist Church Minutes](#)

[2012-0379 Final Reso 5967](#)

Legislative History

8/23/12	Department of Planning & Zoning	Received/Assigned PH
10/4/12	Department of Planning & Zoning	Recommended Approval to the Planning Commission
10/4/12	Planning Commission	Recommended Approval to the Parish Council
11/5/12	Parish President	Introduced
11/5/12	Department of Planning & Zoning	Received/Assigned PH
11/5/12	Parish Council	Motioned 1 <i>to deviate from the regular order of the Agenda to take up File No. 2012-0379</i>
11/5/12	Parish Council	Motioned 1 <i>to suspend the Council Rules in accordance with Rule 19. to allow public input on File No. 2012-0379 which was not advertised for Public Hearing</i>

11/5/12	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>P & Z Department Recommended: Approval</i>	
	<i>Planning Commission Recommended: Approval</i>	
	<i>Speakers:</i>	
	<i>Pastor Mitchell Bolden, Jr., Antioch Baptist Church, Des Allemands</i>	
	<i>Mr. Milton Allemand, Hahnville</i>	
11/5/12	Parish Council	Postponed Indefinitely 1
	<i>Discussion: to postpone indefinitely File No. 2012-0379</i>	
	<i>Chairman Nuss stated for the record that Councilwoman Fletcher meant to vote yea; but marked herself absent in error.</i>	
11/5/12	Parish Council	Motioned 1
	<i>to return to the regular order of the Agenda</i>	
12/6/12	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/6/12	Planning Commission	Recommended Approval to the Parish Council

APPOINTMENTS

[2012-0453](#)

Accept resignation of Mr. Ronald J. Perry - Planning & Zoning Commission

Legislative History

5/21/12	Parish Council	Enacted Legislation
	<i>Mr. Ronald J. Perry appointed to the Planning & Zoning Commission as the District VI Representative on May 21, 2012, per Resolution No. 5915</i>	
	<i>Term: May 31, 2012 - May 31, 2016</i>	
1/4/13	SCP Zoning Board of Adjustment	Resigned
	<i>Correspondence received from Mr. Ronald J. Perry notifying the Parish Council of his resignation.</i>	

[2012-0454](#)

A resolution to appoint a member to the Planning & Zoning Commission as the District VI Representative.

Attachments:

[2012-0454 Final Reso 5974](#)

On January 22, 2013, Council Chairman will accept nomination from the District VI Councilmember to fill the vacancy caused by the resignation of the term of Mr. Ronald J. Perry. Unexpired term to begin immediately and expire May 31, 2016.

Legislative History

5/21/12	Parish Council	Enacted Legislation
	<i>Mr. Ronald J. Perry appointed to the Planning & Zoning Commission as the District VI Representative on May 21, 2012, per Resolution No. 5915.</i>	
	<i>Term: May 31, 2012 - May 31, 2016</i>	

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

[2012-0455](#)

Appointment of Chairman to the Operations, Maintenance, and Construction Management Committee

Council Chairman shall name a Councilman to act as Chairman of the Operations, Maintenance, and Construction Management Committee [per Parish Council Rule 32]

[2012-0456](#)

Appointment of Chairman to the Legislative Committee

Council Chairman shall name a Councilman to act as Chairman of the Legislative Committee [per Parish Council Rule 32]

[2012-0457](#)

Appointment of Chairman to the Contract/Finance and Administrative Committee

Council Chairman shall name a Councilman to act as Chairman of the Contract/Finance and Administrative Committee [per Parish Council Rule 32]

[2012-0458](#)

Appointment of Chairman to the Special Projects/Public Safety, Health, and Environmental Committee

Council Chairman shall name a Councilman to act as Chairman of the Special Projects/Public Safety, Health, and Environmental Committee [per Parish Council Rule 32]

[2012-0459](#)

Appointment of Chairman to the Hurricane Protection Projects Committee

Council Chairman shall name a Councilman to act as Chairman of the Hurricane Protection Projects Committee [per Parish Council Rule 32]

ADJOURNMENT**MEETINGS**

CIVIL SERVICE BOARD: Tuesday, 1/8/13, 6:30PM, Council Chambers

COMMUNITY ACTION ADVISORY BOARD: Wednesday, 1/9/13, 7PM, Council Chambers

SUNSET DRAINAGE DISTRICT: Thursday, 1/10/13, 7PM, Council Chambers

911 COMMUNICATIONS DISTRICT: Monday, 1/14/13, 5PM, Council Chambers

LIBRARY BOARD: Tuesday, 1/15/13, 6PM, Council Chambers

ZONING BOARD OF ADJUSTMENT: Thursday, 1/17/13, 7PM, Council Chambers

ANNOUNCEMENTS

PARISH HOLIDAY: Monday, January 21, 2013 - Martin Luther King, Jr. Day

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.