



St. Charles Parish

Meeting Minutes

Parish Council

St. Charles Parish
Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
www.stcharlesparish-la.gov

Final

*Council Chairman Terrell D. Wilson
Councilmembers Wendy Benedetto, Paul J. Hogan,
Mary K. Clulee, Dick Gibbs, William Billy Woodruff,
Marilyn B. Bellock, Traci A. Fletcher, Julia Fisher-Perrier*

Monday, June 19, 2017

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present 8 - Wendy Benedetto, Paul J. Hogan, Terrell D. Wilson, Mary K. Clulee, John R. 'Dick' Gibbs, William Woodruff, Marilyn B. Bellock, and Julia Fisher-Perrier
Absent 1 - Traci A. Fletcher

Also Present

Parish President Larry Cochran, Executive Secretary Robin Delahoussaye, Legal Services Director Robert Raymond, Chief Administrative Officer Billy Raymond, Executive Director of Procurement, Personnel, and Government Buildings Darrin Duhe, Executive Director of Community Affairs Dwayne LaGrange, Executive Director of Technology and Communications Anthony Ayo, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Faucheux, Planning & Zoning Director Michael Albert, Public Information Officer Tristan Babin, Emergency Preparedness Director Joe Ganote

CALL TO ORDER

PRAYER / PLEDGE

Deacon Billy Raymond, Sr.
Mt. Airy Baptist Church

APPROVAL OF MINUTES

A motion was made by Councilmember Benedetto, seconded by Councilmember Gibbs, to approve the minutes from the regular meeting of June 5, 2017. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

1 2017-0203

Proclamation: "Alzheimer's and Brain Awareness Month"

Sponsors: Mr. Cochran

Read

2 2017-0204

Proclamation: "241st Anniversary of American Independence"

Sponsors: Mr. Cochran

Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

2017-0199

St. Charles Community Health Center

Mr. Andre Stoler, Quality Assurance Specialist/Government Relations Specialist,
Access Health Louisiana
Ms. Chatrian Kanger, Population Health Director, Access Health Louisiana

Councilwoman Bellock spoke on the matter.

Reported

2017-0200

The Arc of St. Charles

Ms. Victoria Bryant, Executive Director
Ms. Kelsey Pollock, Community Relations and Media Specialist

Councilwoman Bellock spoke on the matter.

Councilman Hogan spoke on the matter.

Councilman Woodruff spoke on the matter.

Reported

2017-0201

Parish President Remarks/Report

Sponsors: Mr. Cochran

At the request of Parish President Larry Cochran, Emergency Preparedness Director Joe Ganote presented a brief update on the current weather conditions (93L) and preparations that are being made to protect life and property in St. Charles Parish.

Public Works/Wastewater Director Clayton Faucheux also gave a brief update on the preparations that are already in place for the upcoming weather conditions.

Councilwoman Benedetto spoke on the matter.

Councilman Woodruff spoke on the matter.

Chairman Wilson spoke on the matter.

Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN WILSON AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON MONDAY, JULY 10, 2017, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

2017-0198

An ordinance approving and authorizing the execution of Change Order No. 1 for the 29th Judicial District Building Project to add 25 additional days to the contract and increase the contract amount by \$59,402.10.

Sponsors: Mr. Cochran and General Government Buildings

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0202

An ordinance to approve and authorize the execution of an Engineering Services Contract between Huseman & Associates, LLC and St. Charles Parish to perform electrical and mechanical consulting engineering services associated with the replacement of the 2 Chiller Units at the St. Charles Parish Courthouse located at 15045 River Rd., Hahnville, LA 70057.

Sponsors: Mr. Cochran and General Government Buildings

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0207

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the South Central Planning & Development Commission for Building Code Plan Review and Inspections.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0208

An ordinance to amend the 2017 Consolidated Operating and Capital Budget, Amendment No. 3, to add expenditures totaling \$525,000 for the General Fund - Account 001-400640 - Acquisition of Buildings - for the Purchase of 15090 River Road, Hahnville, Louisiana 70057 to be used as the new offices for the St. Charles Parish Planning and Zoning Department.

Sponsors: Mr. Cochran and Department of Finance

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0209

An ordinance to approve and authorize the execution of an Agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

Sponsors: Mr. Cochran

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0210

An ordinance to approve Amendment No. 2 to Easement No. DACW29-2-95-08, the Department of the Army Permit for the Engineers Canal Pump Station, to authorize the installation of an additional 20,000 gpm stormwater pump in Engineers Canal, Norco.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

2017-0211

An ordinance to approve and authorize the execution of a contract with Fleming Construction Co., Inc. for the LA18 Cast Iron Water Main Replacement Phase II (Project No. WWKS 89) in the amount of \$473,888.00.

Sponsors: Mr. Cochran and Department of Waterworks

Publish/Scheduled for Public Hearing to the Parish Council on July 10, 2017

**ORDINANCES SCHEDULED FOR PUBLIC HEARING
(INTRODUCED AT PREVIOUS MEETING)****3** 2015-0370

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Section 16-26. Notice to Abate and Section 16-27. Abatement by parish to amend the abatement procedures related to the required notification period.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Planning & Zoning Director Michael Albert spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 17-6-5

2017-0156

An ordinance to amend Appendix A St. Charles Parish Zoning Ordinance of 1981, Section X. Exceptions and modifications., to amend E. Outdoor Donation Bins and Collection Receptacles.

Sponsors: Mr. Hogan

Public Hearing Requirements Not Satisfied

A motion was made by Councilmember Gibbs, seconded by Councilmember Fisher-Perrier, to Table File No. 2017-0156. The motion carried by the following vote:

Yea: 6 - Benedetto, Wilson, Clulee, Gibbs, Bellock and Fisher-Perrier

Nay: 2 - Hogan and Woodruff

Absent: 1 - Fletcher

Tabled.

2017-0155

An ordinance to amend the Code of Ordinances for St. Charles Parish, Appendix C. - St. Charles Parish Subdivision Regulations of 1981, IV. Design standards., to revise Section B. Sewage Systems., 1. Design Criteria., e., f., and h., and Section E. Miscellaneous., to remove 4. Construction Inspection.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

A motion was made by Councilmember Clulee, seconded by Councilmember Gibbs, to Postpone Indefinitely File No. 2017-0155. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Postponed Indefinitely

2017-0197

An ordinance to amend the Code of Ordinances for St. Charles Parish, Appendix C. - St. Charles Parish Subdivision Regulations of 1981, II. Subdivision procedure. to revise Section E. Preliminary Plat Requirements., 4. Preliminary Plat Procedure, a.; to revise Section F. Subdivision Construction., 1. and to add 3., 4. a. and b., 5. a., b., c., and d.; and to revise Section G. Final Plat Requirements., 3. Final Plat/Additional Submission Requirements., e., and to remove f., g., and h.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

A motion was made by Councilmember Clulee, seconded by Councilmember Benedetto, to Postpone Indefinitely File No. 2017-0197. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Postponed Indefinitely

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

2017-0195

A resolution requesting the Louisiana Department of Transportation and Development to install "KEEP RIGHT EXCEPT TO PASS" signs on LA Hwy 90, LA Hwy 61, Interstate 310, and Interstate 10 in St. Charles Parish in accordance with the directive noted in Louisiana Revised Statute § 32:71 and that the St. Charles Parish Sheriff's Office and the Louisiana State Police enforce the provisions of this statute.

Sponsors: Mr. Hogan

Remained Tabled

2017-0096

A resolution requesting that the Parish President take the necessary steps needed to have all sunken vessels located within Bayou Gauche and the portion of Bayou Des Allemands located within St. Charles Parish removed in accordance with the provisions provided for in Louisiana Revised Statute 34:843.

Sponsors: Mr. Hogan

Remained Tabled

2016-0360

A resolution, being considered once again and for the eighth (8th) time, requesting that the Parish President and all Department heads respond within ten (10) business days to all Parish Council letters, memos, emails, and/or any other form of communication prepared by and/or on behalf of Council Members requesting information, production of documents, input when requested on proposed ordinances or resolutions, responses to letters, or anything else that may be asked of the administration, all referred to herein as items, with the initial response providing what was requested, or at a minimum, providing 1) acknowledgment that the communication was received, and 2) a date by which the requested items will be provided.

Sponsors: Mr. Hogan

Remained Tabled

2017-0074

A resolution, being considered once again and for the fourth (4th) time, requesting that Parish President Larry Cochran provides a written response to all of the questions asked in the memorandum that was forwarded to his office on August 8, 2016, regarding the Animal Shelter and the Humane Society within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Remained Tabled

RESOLUTIONS

2017-0205

A resolution providing supporting authorization to endorse the Preliminary Plat approval for Esperanza Business Park Phase II with waiver from the requirement for sub-surface drainage as well as from the geometric standards regarding street names, block length, and lot orientation and width.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with waivers for open swale drainage, street names, block length and Parcels A & B

Planning Commission Recommended: Approval w/Stipulation Approval with waivers for open swale drainage, street names, block length and Parcels A & B

Public comment opened

Mr. Danny J. Hebert, Civil & Environmental Consulting Engineers, LLC

Council Discussion

A motion was made by Councilmember Clulee, seconded by Councilmember Hogan, to Table File No. 2017-0205. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Tabled.

2017-0206

A resolution requesting that File No. 2017-0096 a resolution requesting that the Parish President take the necessary steps needed to have all sunken vessels located within Bayou Gauche and the portion of Bayou Des Allemands located within St. Charles Parish removed in accordance with the provisions provided for in Louisiana Revised Statute 34:843; File No. 2016-0360 a resolution, being considered once again and for the eighth (8th) time, requesting that the Parish President and all Department heads respond within ten (10) business days to all Parish Council letters, memos, emails, and/or any other form of communication prepared by and/or on behalf of Council Members requesting information, production of documents, input when requested on proposed ordinances or resolutions, responses to letters, or anything else that may be asked of the administration, all referred to herein as items, with the initial response providing what was requested, or at a minimum, providing 1) acknowledgment that the communication was received, and 2) a date by which the requested items will be provided; and File No. 2017-0074 a resolution, being considered once again and for the fourth (4th) time, requesting that Parish President Larry Cochran provides a written response to all of the questions asked in the memorandum that was forwarded to his office on August 8, 2016, regarding the Animal Shelter and the Humane Society within seven (7) business days following the consideration of this resolution, be removed from the table and considered by the Parish Council.

Sponsors: Mr. Hogan

Chairman Wilson read only the File No. 2017-0206; the summary was not read.

Public comment not opened

Councilman Gibbs motioned, seconded by Councilman Woodruff, to Table File No. 2017-0206.

Councilman Hogan called Point of Order stating that the first order that comes up is that the entire summary should have been read for public record before accepting the motion to table the file.

Chairman Wilson stated that he stands corrected and that Councilman Hogan is correct. Chairman Wilson read the entire summary before calling for the vote on the motion to table File No. 2017-0206.

A motion was made by Councilmember Gibbs, seconded by Councilmember Woodruff, to Table File No. 2017-0206. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 1 - Hogan

Absent: 1 - Fletcher

Tabled.

APPOINTMENTS

2017-0190

Council appointment to the River Region Caucus

Nominee:

Councilman Hogan nominated Councilman Wilson

Nomination(s) Accepted

A motion was made by Councilmember Benedetto, seconded by Councilmember Fisher-Perrier, to Close Nomination(s) for File No. 2017-0190. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Nomination(s) Closed

2017-0191

Council appointment to the River Region Caucus

Nominee:

Councilwoman Benedetto nominated Councilwoman Fletcher

Nomination(s) Accepted

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Woodruff, to Close Nomination(s) for File No. 2017-0191. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Nomination(s) Closed

2017-0192

Council Alternate Appointment to the River Region Caucus

Nominee:

Councilwoman Benedetto nominated Councilwoman Bellock

Nomination(s) Accepted

A motion was made by Councilmember Benedetto, seconded by Councilmember Fisher-Perrier, to Close Nomination(s) for File No. 2017-0192. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Nomination(s) Closed

2017-0193

Council Alternate Appointment to the River Region Caucus

Nominee:

Councilman Gibbs nominated Councilman Hogan

Nomination(s) Accepted

A motion was made by Councilmember Woodruff, seconded by Councilmember Benedetto, to Close Nomination(s) for File No. 2017-0193. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Nomination(s) Closed

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

2016-0401

Revise 2017 Parish Council Meeting Schedule - Cancel September 5th Meeting

Amendment: to amend/revise the 2017 Parish Council Meeting Schedule by cancelling the Tuesday, September 5, 2017 Parish Council Meeting

A motion was made by Councilmember Benedetto, seconded by Councilmember Fisher-Perrier, to amend File No. 2016-0401. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Amended

ADJOURNMENT

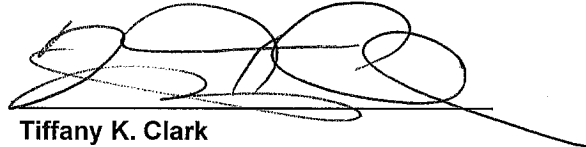
A motion was made by Councilmember Benedetto, seconded by Councilmember Clulee, to adjourn the meeting at approximately 7:12 pm. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.



**Tiffany K. Clark
Council Secretary**

PROCLAMATION

- WHEREAS,** Alzheimer’s disease is a progressive neurodegenerative brain disorder that tragically robs individuals of their memories and leads to progressive mental and physical impairments; and,
- WHEREAS,** Alzheimer’s is the sixth leading cause of death in the United States and is the only cause of death in the top ten that currently cannot be prevented, has no cure, and no way to slow its progression; and,
- WHEREAS,** more than 5 million Americans are living with Alzheimer’s and by 2050, this number could rise as high as 16 million; and,
- WHEREAS,** researchers around the world continue their efforts to develop scientific discoveries that could one day bring about a world without Alzheimer’s disease; and,
- WHEREAS,** with early detection and diagnosis, individuals and their families can gain access to treatment medications, enroll in critical research trials, fully participate in planning for the future, and receive help and support from the Alzheimer’s Association; and,
- WHEREAS,** there is a need to raise awareness about Alzheimer’s disease and to honor all the caregivers who support and care for loved ones suffering with it.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, DO HEREBY PROCLAIM THE MONTH OF JUNE 2017 AS

“ALZHEIMER’S AND BRAIN AWARENESS MONTH”

IN ST. CHARLES PARISH AND ENCOURAGE ALL CITIZENS TO TAKE PART IN THE LONGEST DAY® CAMPAIGN, WEDNESDAY, JUNE 21, 2017, BY TAKING THE PURPLE PLEDGE AND WEARING THE COLOR PURPLE ON THIS DAY TO SHOW SUPPORT FOR THOSE WHO HAVE BEEN AFFECTED BY ALZHEIMER’S DISEASE.

s/LARRY COCHRAN
LARRY COCHRAN
PARISH PRESIDENT

s/PAUL J. HOGAN, PE
PAUL J. HOGAN, PE
COUNCILMAN AT LARGE, DIV. B

s/TERRELL D. WILSON
TERRELL D. WILSON
COUNCILMAN, DISTRICT I

s/MARY K. CLULEE
MARY K. CLULEE
COUNCILWOMAN, DISTRICT II

s/DICK GIBBS
DICK GIBBS
COUNCILMAN, DISTRICT III

s/WENDY BENEDETTO
WENDY BENEDETTO
COUNCILWOMAN AT LARGE, DIV. A

s/WILLIAM BILLY WOODRUFF
WILLIAM BILLY WOODRUFF
COUNCILMAN, DISTRICT IV

s/MARILYN B. BELLOCK
MARILYN B. BELLOCK
COUNCILWOMAN, DISTRICT V

ABSENT
TRACI A. FLETCHER
COUNCILWOMAN, DISTRICT VI

s/JULIA FISHER-PERRIER
JULIA FISHER-PERRIER
COUNCILWOMAN, DISTRICT VII

PROCLAMATION

WHEREAS, *the spirit of liberty and independence inspired the Second Continental Congress to resolve "That these United Colonies are, and of right ought to be free and independent States, that they are absolved from all allegiance to the British Crown, and that all political connection between them and the State of Great Britain is, and ought to be, totally dissolved"; and,*

WHEREAS, *the Congress appointed a Committee of Five consisting of John Adams, Roger Sherman, Benjamin Franklin, Robert Livingston, and Thomas Jefferson to draft a declaration presenting to the world the colonies' case for independence; and,*

WHEREAS, *on July 4, 1776, fifty-six delegates to the Second Continental Congress risked their "Lives, their Fortunes, and their Sacred Honor" to sign the Declaration of Independence and to assert their conviction that "We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable rights, that among these are Life, Liberty, and the Pursuit of Happiness"; and,*

WHEREAS, *July 4, 2017, marks the 241st Anniversary of American Independence; and,*

WHEREAS, *it is fitting and proper to accord official recognition to this memorable anniversary, and to the patriotic exercises that will commemorate the occasion.*

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, DO HEREBY PROCLAIM JULY 4, 2017, AS THE

"241st ANNIVERSARY OF AMERICAN INDEPENDENCE"

AND URGE OUR CITIZENS TO REFLECT ON THE BLESSINGS OF LIBERTY AND ON THE RIGHTS, PRIVILEGES, AND ATTENDANT RESPONSIBILITIES OF CITIZENSHIP IN OUR GREAT NATION.

BE IT FURTHER RESOLVED, THAT ALL CITIZENS IN THE PARISH ARE INVITED TO ATTEND THE TWENTY-SEVENTH ANNUAL FESTIVITIES AT THE ST. CHARLES PARISH WEST BANK BRIDGE PARK IN LULING, ON MONDAY, JULY 3, 2017, FROM 6 PM-9 PM, WITH A FIREWORKS DISPLAY AT DARK.

s/LARRY COCHRAN
LARRY COCHRAN

PARISH PRESIDENT

s/PAUL J. HOGAN, PE
PAUL J. HOGAN, PE

COUNCILMAN AT LARGE, DIV. B

s/TERRELL D. WILSON
TERRELL D. WILSON

COUNCILMAN, DISTRICT I

s/MARY K. CLULEE
MARY K. CLULEE

COUNCILWOMAN, DISTRICT II

s/DICK GIBBS
DICK GIBBS

COUNCILMAN, DISTRICT III

s/WENDY BENEDETTO
WENDY BENEDETTO

COUNCILWOMAN AT LARGE, DIV. A

s/WILLIAM BILLY WOODRUFF
WILLIAM BILLY WOODRUFF

COUNCILMAN, DISTRICT IV

s/MARILYN B. BELLOCK
MARILYN B. BELLOCK

COUNCILWOMAN, DISTRICT V

ABSENT

TRACI A. FLETCHER

COUNCILWOMAN, DISTRICT VI

s/JULIA FISHER-PERRIER
JULIA FISHER-PERRIER

COUNCILWOMAN, DISTRICT VII

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN-AT-LARGE, DIVISION B
ORDINANCE NO. 17-6-5

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Section 16-26. Notice to Abate and Section 16-27. Abatement by parish to amend the abatement procedures related to the required notification period.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Code of Ordinances, Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Section 16-26. Notice to Abate (a) be amended and add (a)(1) as follows:

Section. 16-26. Notice to Abate

(a) *By mail:* The parish shall notify, by certified mail, the owner, or his agent, of any property on which tall grass and/or trash may be located in violation of Section 16-25, to cut, destroy or remove such tall grass and/or trash from the premises involved, which notice shall be sent to the owner of such property (as shown on the latest assessment rolls of the parish) or to his agent. This notice will identify the property and notify the owner or his agent to perform any necessary work at his own expense within five (5) working days after receipt of the notice.

(1) The notice shall advise the owner or his agent that repeat violations, after having been provided notice as required in Section 16-26(a) within the preceding 12 months, shall only require notice by certified mail and the posting of a notice on the property, informing the owner or his agent, of the date after which the parish may take action to have the necessary work performed. The parish may proceed to have the necessary work done either by parish employees or an independent contractor immediately after the date noted in the certified mailing and posting on the property. The sending of the notice by certified mail and the posting of the property shall both occur on the same day. Each shall note the "must cut by date" which shall be the seventh (7th) day after the date of the mailing and posting.

SECTION II. That the Code of Ordinances, Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Section 16-27. Abatement by parish be amended as follows:

Section. 16-27. Abatement by parish

(b) If the required work is not done by the property owner or his agent within five (5) working days after receipt of written notice of a violation or within the time frame allotted with respect to a repeat violation noted in Section 16-26 (a)(1), the parish may proceed to have the necessary work done either by parish employees or an independent contractor.

If the written notice of a violation is returned to the parish un-receipted for any reason and at least five (5) working days have lapsed since the published notice, the parish may proceed to have the necessary work done either by parish employees or an independent contractor. If the written notice regarding a repeat violation is returned to the parish un-receipted for any reason after having been provided notice as required in Section 16-26(a) within the preceding 12 months, the parish may proceed to have the necessary work done either by parish employees or an independent contractor immediately upon its return. The owner will be charged a fee of two and one-half cents (\$0.025) per square foot of the lot cleaned. The contractor's fee for performing these services shall be at the rate of two cents (\$0.02) per square foot of the lot cleaned. In the event a mini-cleanup is required prior to performing the above services, a fee of forty dollars (\$40.00) per mini-cleanup plus actual disposal fees will be assessed, not to exceed ten (10) mini-cleanups per property in violation. On property where trash and/or debris accumulation is such that it requires heavy equipment, bulldozer, front-end loaders, etc., a fee of forty dollars (\$40.00) per cubic yard will be assessed and added to the actual disposal fees. An administrative fee of twenty-five dollars (\$25.00) may

be assessed on each invoice. The fees in this section shall be increased or decreased February first of each year by the change in CPI applicable to the U.S. cities average group, all urban consumers, all items, published by the U.S. Department of Labor, Bureau of Labor Statistics, for the preceding twelve-month period ending each November. The change shall become effective beginning with the period ending November 30, 2000. The department of finance shall notify the department of planning and zoning in writing annually of the revised fees.

An additional administrative fee of five hundred dollars (\$500.00) will be assessed to any property, with the exception of adjudicated property which is cut by the parish more than three (3) times in one (1) calendar year.

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

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,
BELLOCK, FISHER-PERRIER
NAYS: NONE
ABSENT: FLETCHER

And the ordinance was declared adopted this 19th day of June, 2017, to become effective five (5) days after publication in the Official Journal.

2015-0370 Amend Chapter 16 Grass cutting (5-27-17) (L_B-5-17)

CHAIRMAN: Tennell D. Wilson
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: [Signature]
APPROVED: DISAPPROVED:
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: [Signature]
AT: 3:37 pm RECD BY: [Signature]