
From: Paul Hogan
Sent: Sunday, January 29, 2017 10:22 AM
To: Larry Cochran
Cc: ParishCouncilMembers; Angela Gaubert; Tiffany K. Clark
Subject: FW: Shrubs, Trees, Plantings - Robert Raymond - Item #534

Larry,

Please advise on the applicability of the below referenced code provisions with respect to the Parish being able to remove and/or cut the bushes on Wisner St. in Paradis after you get input from Legal.

Thanks,

Paul J. Hogan, PE
Councilman at Large, Div. B
504-615-4862

From: Tiffany K. Clark
Sent: Thursday, January 19, 2017 3:06 PM
To: Robert Raymond <rroymond@stcharlesgov.net>
Cc: Angela Gaubert <agaubert@stcharlesgov.net>; Valarie Berthelot <vberthelot@stcharlesgov.net>; Larry Cochran <lcochran@stcharlesgov.net>; Paul Hogan <phogan@stcharlesgov.net>; Billy Raymond <braymond@stcharlesgov.net>
Subject: RE: Shrubs, Trees, Plantings - Robert Raymond - Item #534

Mr. Raymond,
Please see below, I have sent you the link to the code where these are found. Thank you

That is not the case per the two below code provisions. They are not dependent on types of servitudes, right of ways, or locations of planting. They strictly address lines of sight.

Off-street parking in general:

9. At intersections of driveways and alleys with streets, no fence hedge, wall, sign, or other structure shall be erected, placed, or allowed to grow in such a manner as to impede vision between a height of two and one-half (2½) feet and ten (10) feet above the established driveway or alley grade level.

https://www.municode.com/library/la/st.charles.parish/codes/code.of.ordinances?nodeId=PTIIPACO_APXASTCHPA_ZOOR1981_SVIIIISIDERE

THE CURRENT CODE STATES:

- (a) **No shrubs, trees, and plantings on parish right-of-ways, easements, and servitudes should be allowed to impede the vehicular site lines of vehicles travelling on or entering onto parish streets which are located within such right-of-ways, easements, and servitudes.**

7. *Shrubs and trees.*

- a) No shrubs or trees shall be positioned to block any vehicular travel sight line.

[https://www.municode.com/library/la/st.charles.parish/codes/code_of_ordinances?nodeId=PTIIPACO_CH15MOVE
TR_S15-25SHTRPL](https://www.municode.com/library/la/st.charles.parish/codes/code_of_ordinances?nodeId=PTIIPACO_CH15MOVE_TR_S15-25SHTRPL)

Tiffany K. Clark
Council Secretary
St. Charles Parish Council

Phone: (985) 783-5000 Ext. 5125

Fax (985) 783-2067

Email: tclark@stcharlesgov.net

NOTE: Please be aware that receipt and/or response to this email may be considered a PUBLIC RECORD.



From: Robert Raymond
Sent: Tuesday, January 17, 2017 8:29 PM
To: Tiffany K. Clark
Cc: Angela Gaubert; Valarie Berthelot; Larry Cochran; Paul Hogan; Billy Raymond
Subject: Re: Shrubs, Trees, Plantings - Robert Raymond - Item #534

Please provide the sources and citations of the provisions which are reproduced in the email. I do not want to take anything out of context.

Robert L. Raymond
Attorney at Law
14108 River Road
P.O. Box 340
Destrehan, LA 70047

Phone (985) 764-8709
Fax. (985) 764-8739

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On Jan 17, 2017, at 2:33 PM, Tiffany K. Clark <tclark@stcharlesgov.net> wrote:

Mr. Raymond,

Per Councilman Hogan, Can you please provide me with an update on the request in regards to the item, below? Thank you

Tiffany K. Clark
Council Secretary
St. Charles Parish Council

Phone: (985) 783-5000 Ext. 5125

Fax (985) 783-2067

Email: tclark@stcharlesgov.net

NOTE: Please be aware that receipt and/or response to this email may be considered a PUBLIC RECORD.

<image001.jpg>

From: Tiffany K. Clark

Sent: Tuesday, January 10, 2017 4:03 PM

To: Robert Raymond

Cc: Angela Gaubert; Valarie Berthelot; Larry Cochran; Paul Hogan; Billy Raymond

Subject: Shrubs, Trees, Plantings - Robert Raymond - Item #534 -

Mr. Raymond,

Per Councilman Hogan, Can you please provide me with an update on the request in regards to the item, below? Thank you

Tiffany K. Clark
Council Secretary
St. Charles Parish Council

Phone: (985) 783-5000 Ext. 5125

Fax (985) 783-2067

Email: tclark@stcharlesgov.net

NOTE: Please be aware that receipt and/or response to this email may be considered a PUBLIC RECORD.

<image001.jpg>

From: Paul Hogan

Sent: Monday, January 02, 2017 11:06 AM

To: Robert Raymond

Cc: Larry Cochran; Billy Raymond; tede@cox.net; ParishCouncilMembers; Angela Gaubert; Tiffany K. Clark

Subject: RE: Wisner bushes

Bobby,

Please advise if I am correct on the two provisions in the code noted below do not require that the obstruction has to be in a roadway right of way

Thanks,

Paul J. Hogan, PE
Councilman at Large, Div. B

504-615-4862

From: Paul Hogan
Sent: Wednesday, December 28, 2016 8:49 PM
To: Robert Raymond <[rraymond@robertraymondlaw.com](mailto:rarraymond@robertraymondlaw.com)>
Cc: Larry Cochran <lcochran@stcharlesgov.net>; Billy Raymond <braymond@stcharlesgov.net>; tede@cox.net; ParishCouncilMembers <ParishCouncilMembers@stcharlesgov.net>; Angela Gaubert <agaubert@stcharlesgov.net>; Tiffany K. Clark <tclark@stcharlesgov.net>
Subject: RE: Wisner bushes

Bobby,

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7. Shrubs and trees.

- a) No shrubs or trees shall be positioned to block any vehicular travel sight line.

Thanks,

Paul J. Hogan, PE
Councilman at Large, Div. B
504-615-4862

From: Robert Raymond [<mailto:rarraymond@robertraymondlaw.com>]
Sent: Wednesday, December 28, 2016 8:41 PM
To: Paul Hogan <phogan@stcharlesgov.net>
Cc: Larry Cochran <lcochran@stcharlesgov.net>; Billy Raymond <braymond@stcharlesgov.net>; tede@cox.net; ParishCouncilMembers <ParishCouncilMembers@stcharlesgov.net>; Angela Gaubert <agaubert@stcharlesgov.net>; Tiffany K. Clark <tclark@stcharlesgov.net>
Subject: Re: Wisner bushes

Remember that the obstruction has to be in a roadway right of way.

Robert L. Raymond
Attorney at Law
14108 River Road
P.O. Box 340
Destrehan, LA 70047

Phone (985) 764-8709
Fax. (985) 764-8739

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On Dec 28, 2016, at 8:38 PM, Paul Hogan <phogan@stcharlesgov.net> wrote:

Bobby,

I concur and I completely agree with you. If the driver is in a corvette or some vehicle that sits lower than a vette, it may be 3' or 2.5'. We probably need to look at the worse case scenario to determine the height the bushes need to be trimmed in order to provide for a clear line of sight.

Thanks,

Paul J. Hogan, PE
Councilman at Large, Div. B
504-615-4862

From: Robert Raymond [<mailto:rreymond@robertraymondlaw.com>]
Sent: Wednesday, December 28, 2016 8:31 PM
To: Paul Hogan <phogan@stcharlesgov.net>
Cc: Larry Cochran <lcochran@stcharlesgov.net>; Billy Raymond <braymond@stcharlesgov.net>; tede@cox.net; ParishCouncilMembers <ParishCouncilMembers@stcharlesgov.net>; Angela Gaubert <agaubert@stcharlesgov.net>; Tiffany K. Clark <tclark@stcharlesgov.net>
Subject: Re: Wisner bushes

To be clear, I stated that SCP has the authority to trim bushes which are in a parish right of way (for streets) when the bushes pose an obstruction to the line of sight. You concluded that 4' is the magic number at which the bushes need to be trimmed. I disagreed with you then and still do. It is a line of sight issue.

Robert L. Raymond
Attorney at Law
14108 River Road
P.O. Box 340
Destrehan, LA 70047

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On Dec 28, 2016, at 6:06 PM, Paul Hogan <phogan@stcharlesgov.net> wrote:

Larry,

Thanks for meeting with me today. I passed by the bushes following our meeting where you advised me that you had thought the bushes were cut. They have not been as seen in the attached picture. The top of the fence is 4' and the bushes are clearly shown above the fence height by a lot. The picture shown taken from in the driveway is taken from within a tall F250 and the camera is right on the property line showing the line of sight obstruction to vehicles heading from Barber Road to Highway 90.

Please ask Mark East to have the bushes trimmed to below 4' and if he does not with a reasonable amount of time, then have the publicworks department have the bushes trimmed as the parish can do according to Bobby Raymond when they pose a line of sight obstruction.

Please confirm you have received this e-mail.

Please advise on the plan of action to have these bushes addressed for the safety of those leaving the driveway and that of the motorist travelling on Wisner.

Thanks,

Paul J. Hogan, PE
Councilman at Large, Div. B
504-615-4862

<bushes 1.jpg>

<bushes 2.jpg>